SESSION OF 2010

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2621

As Amended by House Committee on Taxation

Brief*

HB 2621, as amended, would repeal five income tax credits authorized under current law: assistive technology contribution credits (KSA 65-7101); abandoned oil or gas well plugging credits (KSA 79-32,207); swine facility improvement credits (KSA 79-32,204); temporary assistance to families contribution credits (KSA 79-32,200); and law enforcement training center contribution credits (KSA 79-32,242).

The bill also would require that angel investor tax credits claimed pursuant to KSA 74-8133 be filed electronically. Angel investor credits also could continue to be transferred to other taxpayers only after approval by the Kansas Technology Enterprise Corporation (KTEC).

Background

The original bill, which was requested for introduction and supported by the Department of Revenue, also would have repealed individual development account credits; and would have repealed the transferability of three types of credits, including those for deferred maintenance contributions, community service contributions, and angel investor contributions.

The House Taxation Committee on February 17, 2010, amended the bill to remove the proposed repeal of individual development account credits, eliminate the proposed repeal of

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*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at http://www.kslegislature.org the transferability of deferred maintenance and community contribution credits, and replace the proposed repeal of angel investor credit transferability with the aforementioned KTEC prior approval provision. The Committee also adopted the language requiring angel investor credits to be filed electronically.

The Department of Revenue noted during testimony that many of the tax credits being repealed were seldom, if ever, utilized. The fiscal note indicated that the bill therefore would not be expected to have any identifiable impact on SGF receipts.