

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 82** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, by striking all in lines 7 through 26; following line 26 by inserting:

"New Section 1. (a) The governing body of any taxing jurisdiction shall not approve any appropriation or budget that provides for funding by property tax revenues in excess of the amount provided in subsection (b) unless the governing body of such taxing jurisdiction approves exceeding the amount provided in subsection (b) with a vote of at least 80% of the members of the governing body. Such vote of the governing body shall be conducted at a public hearing and shall be a roll call vote. A copy of the resolution or ordinance to approve an increase in property tax revenues for the taxing jurisdiction in excess of the amount provided in subsection (b) and a certified copy of any roll call vote reporting, at a minimum, the name and vote of each member of the governing body shall be published on the website of the department of administration.

(b) A taxing jurisdiction shall be limited in its budget to a total amount of ad valorem tax to be levied in an amount that is equal to or less than the lesser of:

(1) (A) The total amount of ad valorem tax levied for the preceding tax year increased by 3%; and

(B) increased property tax revenues that, in the current year, are produced and attributable to the taxation of the construction of any new structures or improvements or the remodeling or renovation of any existing structures or improvements on real property, excluding any ordinary maintenance or repair of any existing structures or improvements on the property.

The director of property valuation shall provide to the state treasurer any information required under this paragraph; or

(2) the total ad valorem tax levied for the preceding tax year increased by following:

(A) An increase reflecting the amount of the annual percentage of consumer price index for all urban consumers in the midwest region as published by the bureau of labor statistics of the United States department of labor, which shall not be less than zero, multiplied by the total amount of ad valorem tax levied for the preceding tax year;

(B) increased property tax revenues that, in the current year, are produced and attributable to the taxation of the construction of any new structures or improvements or the remodeling or renovation of any existing structures or improvements on real property, excluding any ordinary maintenance or repair of any existing structures or improvements on the property. The director of property valuation shall provide to the state treasurer any information required under this paragraph; and

(C) increased property tax revenues that are dedicated to paying off a bond issuance that was approved by a vote of the electors at an election held on and after July 1, 2025.

(c) The provisions of this section shall not apply to the state of Kansas or a school district.

New Sec. 2. (a) There is hereby created the advancing stewardship of tax revenue and appropriations (ASTRA) fund. All moneys transferred or credited to such fund under the provisions of this act or any other law shall be apportioned and distributed in the manner provided herein.

(b) On July 1 of each year, the director of the budget shall certify to the director of accounts and reports the amount of moneys in the advancing stewardship of tax revenue and appropriations (ASTRA) fund. On July 15 of each year, or as soon thereafter as moneys are

available, \$60,000,000, hereafter referred to as the base year amount, subject to any decrease as provided in this subsection, shall be transferred by the director of accounts and reports from the state general fund to the advancing stewardship of tax revenue and appropriations (ASTRA) fund. All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund. Commencing with the transfer on July 15, 2026, the amount to be transferred pursuant to this subsection shall be increased by 2% from the base year amount including any subsequent increases pursuant to this subsection. Commencing with the transfer on July 15, 2026, the amount to be transferred shall then be decreased by the amount certified by the director of the budget for the amount of moneys in the advancing stewardship of tax revenue and appropriations (ASTRA) fund on July 1.

(c) (1) The state treasurer shall calculate the apportionment for each county based on the following: (A) 65% of the amount to be distributed shall be apportioned on the basis of the population figures of the counties certified to the secretary of state pursuant to K.S.A. 11-201, and amendments thereto, on July 1 of the preceding year; and (B) 35% of such amount shall be apportioned on the basis of the equalized assessed tangible valuations on the tax rolls of the counties on November 1 of the preceding year as certified by the director of property valuation. The county and each city contained therein, if eligible pursuant to subsection (d), shall receive a proportion of such apportionment based on the total assessed valuations used to calculate such county's and each city's ad valorem property taxes in the preceding year.

(2) Payments shall be further calculated as follows:

(A) For a county or city that did not exceed the revenue neutral rate pursuant to K.S.A. 79-2988, and amendments thereto, in calculating its budget, such county or city shall be entitled to 100% of the apportionment for the county or city;

(B) for a county or city that exceeded the revenue neutral rate pursuant to K.S.A. 79-

2988, and amendments thereto, in calculating its budget, but such increase was equal to or less than 50% of the amount provided in section 1(b), and amendments thereto, as an increase in amount above the preceding tax year, such county or city shall be entitled to 75% of the apportionment for the county or city; and

(C) for a county or city that exceeded the increase provided in section 1(b), and amendments thereto, above 50% but did not exceed the amount provided in section (1)(b), and amendments thereto, such county or city shall be entitled to 50% of the apportionment for the county or city.

(d) The county clerk shall certify to the state treasurer on or before November 15, if the county's or any city's budget provides for a total amount of ad valorem tax to be levied in an amount that is less than or equal to the maximum amount provided in section 1(b), and amendments thereto, and such city or county did not attempt to exceed the amount provided in section 1(b), and amendments thereto, through a vote of the governing body of the city or county. In the event that the governing body of the city or county held a vote to exceed the maximum amount provided in section 1(b), such city or county shall not be eligible for a payment from the advancing stewardship of tax revenue and appropriations (ASTRA) fund. To be eligible to receive a payment from the advancing stewardship of tax revenue and appropriations (ASTRA) fund, a county or city must have adopted a budget that provides for a total amount of ad valorem tax to be levied that does not exceed the maximum amount provided in section 1(b), and amendments thereto.

(e) On or before January 15 following the transfer provided in subsection (b), the state treasurer shall pay the amount specified in subsection (c) to each eligible county and city. Such funds shall only be used for services, including, but not limited to, roads and bridges, law enforcement, elections, public health and safety or any other services mandated by law.

(f) If it is determined that a county or city received payment and was not entitled to the payment, the county or city shall return or remit such payment to the state treasurer. The state treasurer may request and shall be entitled to receive any records necessary to confirm that a city or county was eligible to receive payment. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the advancing stewardship of tax revenue and appropriations (ASTRA) fund.

(g) The state treasurer shall provide to the house committee on taxation and the senate committee on assessment and taxation on or before January 31 of each year the list of cities and counties that received a transfer from the advancing stewardship of tax revenue and appropriations (ASTRA) fund and a list of those cities and counties that did not receive a transfer.

New Sec. 3.

STATE TREASURER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Advancing stewardship of tax revenue and appropriations
(ASTRA) fund.....No limit";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, by striking all after "concerning"; by striking all in lines 2 and 3; in line 4, by striking all before the period and inserting "taxation; relating to property tax; requiring a vote of at least 80% of the members of a governing body of a taxing jurisdiction in the event that a taxing jurisdiction exceeds property tax revenues above a certain

amount; establishing the advancing stewardship of tax revenue and appropriations (ASTRA) fund and authorizing certain transfers from the state general fund to qualifying cities and counties; requiring reporting by the state treasurer of the cities and counties that receive transfers";

And your committee on conference recommends the adoption of this report.

Conferees on part of House

Conferees on part of Senate