

SESSION OF 2025

**SUPPLEMENTAL NOTE ON SUBSTITUTE FOR SENATE
BILL NO. 33**

As Recommended by Senate Committee on
Assessment and Taxation

Brief*

Sub. for SB 33 would authorize the sales tax exemption provided for in continuing law for sales of the services of slaughtering, butchering, custom cutting, dressing, processing, or packaging of an animal for the customer's own use or consumption to be claimed without a requirement that exemption certificates or forms be provided by the purchaser or collected or maintained by the seller.

The bill would also clarify that a seller of such services who believes a sale to qualify for the exemption does not have the burden of proving the sale is not subject to tax; however, a purchaser wrongly claiming the exemption would still be liable for any unpaid taxes.

Background

The bill was introduced by the Senate Committee on Assessment and Taxation at the request of Senator Tyson on behalf of Senator Bowers.

Senate Committee on Assessment and Taxation

In the Senate Committee hearing, **proponent** testimony was provided by Senator Bowers, who stated the bill would eliminate burdensome administrative requirements for

*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 <https://klrd.gov/>

beneficiaries of an exemption for services already exempt from sales tax.

Written-only proponent testimony was provided by a private citizen and a representative of Duis Meat Processing and Smoky River Meats.

Written-only opponent testimony was provided by a representative of Americans For Prosperity Kansas, who stated the bill promotes a policy of providing selective benefits to certain types of businesses and further erodes the tax base.

No other testimony was provided.

The Senate Committee amended the bill to replace its contents, which would have excluded sales of custom meat processing services from the sales tax, with the provisions described above and recommended a substitute bill be passed.

Fiscal Information

According to the fiscal note provided by the Division of the Budget on the bill, as introduced, the Department of Revenue indicates the bill would have no effect on state revenues, but would require an increase in State General Fund expenditures of \$670 to revise forms and publications.

Any fiscal effect associated with SB 33 is not reflected in *The FY 2026 Governor's Budget Report*.

A revised fiscal note for the substitute bill was not immediately available. [Note: The substitute bill would accomplish substantially the same result as the introduced version of the bill, but in a different way.]

Taxation; sales tax; services; exemptions