

SENATE BILL No. 409

By Senators Holland, Faust-Goudeau, Francisco, Hensley, Kultala, A. Schmidt and
Umbarger

2-8

1 AN ACT concerning taxation; relating to the local *ad valorem* tax
2 reduction fund; amending K.S.A. 2011 Supp. 79-2959 and repealing
3 the existing section.
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2011 Supp. 79-2959 is hereby amended to read as
7 follows: 79-2959. (a) There is hereby created the local *ad valorem* tax
8 reduction fund. All moneys transferred or credited to such fund under the
9 provisions of this act or any other law shall be apportioned and distributed
10 in the manner provided herein.

11 (b) On January 15 and on July 15 of each year, the director of
12 accounts and reports shall make transfers in equal amounts which in the
13 aggregate equal 3.63% of the total retail sales and compensating taxes
14 credited to the state general fund pursuant to articles 36 and 37 of chapter
15 79 of Kansas Statutes Annotated, and ~~acts amendatory thereof and~~
16 ~~supplemental amendments~~ thereto, during the preceding calendar year
17 from the state general fund to the local *ad valorem* tax reduction fund,
18 except that: (1) No moneys shall be transferred from the state general fund
19 to the local *ad valorem* tax reduction fund during state fiscal years 2009,
20 2010, 2011, 2012, and 2013, and (2) the amount of the transfer on each
21 such date shall be \$13,500,000 during fiscal year 2014, \$20,250,000
22 during fiscal year 2015, and \$27,000,000 during fiscal year 2016
23 \$22,500,000 during fiscal years 2013, 2014, 2015 and 2016 and all fiscal
24 years thereafter. All such transfers are subject to reduction under K.S.A.
25 75-6704, and amendments thereto. All transfers made in accordance with
26 the provisions of this section shall be considered to be demand transfers
27 from the state general fund, ~~except that all such transfers during fiscal year~~
28 ~~2014 shall be considered to be revenue transfers from the state general~~
29 ~~fund.~~

30 (c) The state treasurer shall apportion and pay the amounts transferred
31 under subsection (b) to the several county treasurers on January 15 and on
32 July 15 in each year as follows: (1) Sixty-five percent of the amount to be
33 distributed shall be apportioned on the basis of the population figures of
34 the counties certified to the secretary of state pursuant to K.S.A. 11-201,
35 and amendments thereto, on July 1 of the preceding year; and (2) thirty-

1 five percent of such amount shall be apportioned on the basis of the
2 equalized assessed tangible valuations on the tax rolls of the counties on
3 November 1 of the preceding year as certified by the director of property
4 valuation.

5 Sec. 2. K.S.A. 2011 Supp. 79-2959 is hereby repealed.

6 Sec. 3. This act shall take effect and be in force from and after its
7 publication in the statute book.