

## MINUTES OF THE HOUSE TAXATION COMMITTEE

The meeting was called to order by Chairman John Edmonds at 9:00 a.m. on March 25, 2004 in Room 519-S of the Capitol.

All members were present except:  
Representative Paul Davis- excused

Committee staff present:  
Chris Courtwright, Legislative Research Department  
Martha Dorsey, Legislative Research Department  
Gordon Self, Revisors of Statutes  
Carol Doel, Committee Secretary

Conferees appearing before the committee:  
Joan Wagon, Secretary of Revenue  
Mike Taylor, Unified Government Public Relations

Others attending:  
See Attached List

Vice-Chairman Huff opened the meeting for bill introductions. Hearing none, he opened the public hearing **HB 2878**.

Mike Taylor representing Unified Government Public Relations, Kansas City, Kansas testified in support of **HB 2878**. He related that this bill is a measure about fairness and equity. They realize that before they can lower taxes, they must do everything possible to ensure local government is collecting the money it is already owed. The bill would give local government the same tool businesses regularly use to collect debts. It would allow local government to obtain a civil judgment to collect the delinquent tax as opposed to the current law which only allows foreclosure on the property and sell it at a tax sale. (Attachment 1)

There was no other person wishing to address the bill and the Vice-Chairman closed the hearing on **HB 2878**.

Vice-Chairman Huff opened public hearing on **HB 2409**. There were no proponents and no opponents on the bill and the hearing was closed.

Representative Larkin made the statement that this bill has been around for a number of years. He thinks it is a good idea.

The Vice-Chairman directed the committee's attention to **HB 2610**. This is the House version of **SB 372**. This was a bill that the Department of Revenue and motor fuel industry requested. It would allow the filing of refund claims and supporting documentation as applies to the current law.

Secretary Wagon addressed the committee stating that many of the motor fuel companies don't get receipts individually when they fill up and they just have a computer print out to show what they have paid. They have been accepting those print outs. They were told they couldn't do that anymore so this bill is very business friendly because it allows the Department to update an old archaic statute. The amendment that is needed is on line 23 and 24 which would strike the word represented and insert the word *supported*. Also it would add *or automated*, strike which shall be attached, and which invoices shall adding *approved by the director that*.

*Representative Jack moved that technical amendments be made to lines 23 and 24 of **HB 2610**. The motions was seconded by Representative Brunk. Vote taken. Bill amended.*

*Representative Goico made a motion that **HB 2610** be moved favorable for passage as amended. The motion was seconded by Representative Fabor. Vote was taken. Motion adopted.*

Next the Vice-Chairman asked the committee to address **HB 2609**.

## CONTINUATION SHEET

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Mr. Courtwright stated that this is another bill requested by the Department of Revenue. It pertains to how often refund claims need to be filed for various severance tax exemptions. Both the Department and the Industry support the bill. It accelerates the procedure.

Secretary of Revenue, Joan Wagnon further explained that the certification that is required helps the industry and the Department of Revenue. KIOGA the oil and gas industry supports this bill.

*Representative Goico made a motion that **HB 2609** be passed favorable for passage. Representative Jack made a second to the motion. Vote was taken. Motion adopted.*

Next the Vice-Chair directed attention to **HB 2744**.

Chris Courtwright gave a brief description of what the bill would do relating that it would amend some confidentiality statutes under current law. It would help the Department of Revenue be able to share information with the legislative committees regarding fiscal impact and things that the Secretary is prohibited from doing under current law.

Secretary Wagnon stood before the committee to further explain **HB 2744**. One of the provision would allow her to release information about who was registered sales tax. The second thing it does would be to allow them to share more information protected by confidentiality with a local government. It allows inner governmental units to talk with each other.

The Vice-Chair stated that Chairman Edmonds would like to reduce the number of legislators who will know about the confidential information to the Ranking Member, Vice-Chairman and Chairman of both the House and Senate Tax Committees.

*Representative Larkin made a conceptual motion to **HB 2744** that would change the number of legislators who would be allowed the confidential information as outlined in this bill to the Ranking Member, Vice-Chairman and Chairman of both the House and Senate Tax Committees. The motion was seconded by Representative Miller.*

Representative Brunk stated that he feels there is a lot of amending that needs to be done on this bill and he feels uncomfortable with it.

Representative Larkin explained that those involved were subject to penalties should they release confidential information.

Representative Gordon expressed concerns about releasing confidential information.

Representative Siegfried stated that he would oppose both the amendment and the bill.

*Representative Schwab made a motion to table the bill. Representative Huntington seconded the motion. Vote was taken and motion was adopted by a vote of 10 to 6.*

With no further business before the committee, the meeting was adjourned.