

HOUSE BILL No. 2047

By Committee on Taxation

1-22

1 AN ACT concerning property taxation; relating to revenues produced by
2 property tax levies; votes to increase revenues; publication; amending
3 K.S.A. ~~2012~~ **2013** Supp. 79-2925b and repealing the existing section.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. ~~2012~~ **2013** Supp. 79-2925b is hereby amended to
7 read as follows: 79-2925b. (a) Without ~~adoption of a resolution or~~
8 ~~ordinance a majority vote~~ so providing, the governing body of any ~~taxing~~
9 ~~subdivision~~ {**municipality**} shall not approve any appropriation or budget,
10 as the case requires, which may be funded by revenue produced from
11 property taxes, and which provides for funding with such revenue in an
12 amount exceeding that of the next preceding year, ~~except with regard to~~
13 ~~revenue produced and attributable to the taxation of~~; **adjusted to reflect**
14 **changes in the consumer price index for all urban consumers as**
15 **published by the United States department of labor for the preceding**
16 **calendar year**. *If the total tangible property valuation in any*
17 *municipality increases from the next preceding year due to increases in the*
18 *assessed valuation of existing tangible property* {**and such increase**
19 **exceeds changes in the consumer price index**}, *the governing body shall*
20 *lower the amount of ad valorem tax to be levied to the amount of ad*
21 *valorem tax levied in the next preceding year*{, **adjusted to reflect**
22 **changes in the consumer price index**}. *This subsection shall not apply to*
23 *ad valorem taxes levied under K.S.A. 72-6431, 76-6b01 and* ~~76-6b05~~ **76-**
24 **6b04**, *and amendments thereto, and any other ad valorem tax levy which*
25 *was previously approved by the voters of such municipality.*
26 {**Notwithstanding the requirements of this subsection, nothing herein**
27 **shall prohibit a municipality from increasing the amount of ad**
28 **valorem tax to be levied if the municipality approves the increase with**
29 **a majority vote of the governing body and publishes such vote as**
30 **provided in subsection (c).**}

31 (b) *Revenue that, in the current year, is produced and attributable to*
32 *the taxation of:*

- 1 (1) New improvements to real property;
2 (2) increased personal property valuation, other than increased
3 valuation of oil and gas leaseholds and mobile homes;
4 (3) property located within added jurisdictional territory; ~~and or~~
5 (4) property which has changed in use
6 *shall not be considered when determining whether revenue produced*
7 *from property has increased from the next preceding year.*

8 ~~(b)~~(c) *In the event the governing body votes to approve any*
9 *appropriation or budget, as the case requires, which may be funded by*
10 *revenue produced from property taxes, and which provides for funding*
11 *with such revenue in an amount exceeding that of the next preceding year*
12 **{as provided in subsection (a)}**, *notice of such vote shall be published in*
13 *the official county newspaper of the county where such ~~taxing subdivision~~*
14 **{municipality}** *is located.*

15 (d) The provisions of this section shall be applicable to all fiscal and
16 budget years commencing on and after the effective date of this act.

17 ~~(e) The provisions of this section shall not apply to community~~
18 ~~colleges or unified school districts.~~

19 ~~(d)~~(e) The provisions of this section shall not apply to revenue
20 received from property tax levied for the sole purpose of repayment of the
21 principal of and interest upon bonded indebtedness, temporary notes and
22 no-fund warrants.

23 (f) *For purposes of this section, "municipality" means any political*
24 *subdivision of the state which levies an ad valorem tax on property and*
25 *includes, but is not limited to, any county, township, municipal university,*
26 *school district, community college, drainage district or other taxing*
27 *district. {"Municipality" shall not include any such political*
28 **subdivision or taxing district which receives \$1,000 or less in revenue**
29 **from property taxes in the current year.}**

30 Sec. 2. K.S.A. ~~2012~~ **2013** Supp. 79-2925b is hereby repealed.

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