

MINUTES OF THE HOUSE TAXATION COMMITTEE.

The meeting was called to order by Chairperson John Edmonds at 9:00 a.m. on April 2, 2003 in Room 519-S of the Capitol.

All members were present except:

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Committee staff present:

Chris Courtwright, Legislative Research Department  
Gordon Self, Office of the Revisor  
Carol Doel, Committee Secretary

Conferees appearing before the committee:

Mike Beck, Director Property Valuation, Department  
of Revenue  
Mike Billinger, Kansas County Treasurers Assoc.

Others attending:

See attached sheet.

Chairman Edmonds opened the meeting for bill introductions. Hearing none, he asked for a motion to adopt the House Taxation minutes of March 21<sup>st</sup>, 24<sup>th</sup>, 25<sup>th</sup>, 26<sup>th</sup>, and 27<sup>th</sup>. Representative Larkin moved the minutes of those meetings be adopted. The motions was seconded by Representative Schwab. With no discussion, the Chairman called for a vote. Motion passed. The minutes were adopted.

The Chairman opened the floor for hearing on **HB 2464**, *time of payment for property taxes*, and introduced Mark Beck, Director of Property Valuation, Department of Revenue as a proponent of the bill. He explained that this bill was the Governor's proposal to accelerate the property tax collection by about one month. (Attachment 1) He also submitted the proposed amendments to the bill(Attachment 2), and an outline that might help the committee to follow the issue better. (Attachment 3)

Chairman Edmonds stated that it had been his intention to try to work **HB 2464** without amendments. He stated that he presumed that the proposed amendment enjoys the support of the Department of Revenue. Mr. Beck responded positively.

The Chairman also stated that he is desirous of putting a bill on the floor that is the Governor's bill. He does not want to change policy from what the Governor proposed. He asked for Mr. Beck's representation that the amendment was not a policy change, but changes only technical issues. Mr. Beck responded that the amendment changes only technical issues. The Chairman asked if it was consistent with the Governor's express policy as **HB 2464** was presented to the committee. Mr. Beck again responded positively.

With no other proponent wishing to address the bill, the Chairman introduced Mike Billinger, representing the Kansas County Treasurers Association as an opponent to **HB 2464**. The Association submitted a list of proposed changes to the bill. He also stated that there are numerous other technical adjustments that should be made to existing tax systems which would allow for a better flow of information among the County Clerk, Treasurer, Appraiser and the taxpayer. (Attachment 4)

CONTINUATION SHEET

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Chairman Edmonds asked Secretary of Revenue, Joan Wagon, if the amendment that is proposed for **HB 2464** does in fact enjoy the blessing of the Department as well as the blessing of the Governor. Secretary Wagon responded that it does indeed. She also responded that they had tried valiantly to bring to the committee a bill that was thoroughly worked, but given the time frame within which they were operating, they were unable to do so.

With no other person wishing to present testimony regarding **HB 2464**, Chairman Edmonds closed the hearing on the bill.

Chairman Edmonds asked the pleasure of the committee regarding **HB 2464**. Representative Larkin moved the adoption of the balloon. The motion was seconded by Representative Schwab. Vote was taken on the motion to amend. Motion passed. Bill is amended.

Representative Larkin moved that **HB 2464** be referred as amended favorable for passage. Representative Sharp seconded the motion.

Chairman Edmonds advised the committee that there are three potential actions that a committee can take with reference to a bill. The bill can be reported on a favorable basis which implies that the committee supports the bill. Occasionally, the committee will report a bill unfavorable and on other occasions it reports a bill without recommendation.

Representative Powers made a substitute motion that **HB 2464** be passed out without recommendation. The Chairman advised Representative Powers that he had the right to make the motion, but he would prefer to act on the motion made by Representative Larkin. Representative Powers withdrew the substitute motion.

Representative Larkin closed.

Vote was taken on the motion by Representative Larkin to recommend **HB 2464** as amended favorable for passage. Motion failed.

The following members wished to have their votes recorded as voting no.

Representative Jeff Goering  
Representative John Faber  
Representative Lana Gordon  
Representative Mario Goico  
Representative Jeff Jack  
Representative Terrie Huntington  
Representative Tim Owens  
Representative Arlen Siegfroid  
Representative Steve Brunk  
Representative Scott Schwab  
Representative Lee Tafanelli  
Representative Ed O'Malley

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The following members wished to have their votes recorded as voting yet.

Representative Bonnie Sharp

Representative Vaughn Flora

Back on **HB 2464** Chairman Edmonds asked the pleasure of the committee.

Representative Tafanelli moved that the committee recommend **HB 2464** as amended unfavorable. Representative Gordon seconded the motion.

Chairman Edmonds explained the implications of an unfavorable recommendation. He stated that he would put the bill on the floor and there would be one day on which the bill could be brought above the line and with a vote of 70 members, but if that does not happen the bill would be lost. He further stated that it was his intent to put the bill on the floor in such a fashion that membership, as a whole, can vote on it. The success of Tafanelli's motion would make that impossible.

Representative Huff made a substitute motion **HB 2464** be moved out of committee without recommendation. Representative Schwab seconded the motion. Vote was taken. Motion passed.

Representative Schwab wished to be recorded as voting yes.

With no further business before the committee, the meeting was adjourned at 10:03 a.m.