

MINUTES OF THE SENATE ASSESSMENT AND TAXATION COMMITTEE

The meeting was called to order by Chairperson David Corbin at 11:35 a.m. on February 26, 2003, in Room 519-S of the Capitol.

All members were present except:

Committee staff present: Chris Courtwright, Legislative Research Department
April Holman, Legislative Research Department
Gordon Self, Revisor of Statutes Office
Shirley Higgins, Committee Secretary

Conferees appearing before the committee: None

Others attending: See attached list.

Senator Corbin opened the continued discussion of previously heard bill, **SB 161**, concerning eliminating the property tax exemption for certain housing for the elderly, by calling the Committee's attention to a balloon amendment dealing with detached living units as proposed at the February 25 meeting. (Attachment 1) As to the question raised regarding a definition of "roadways," he quoted K.S.A 8-1459, which defines "Roadway." Senator Emler stood to clarify the meaning of "contiguous" property. Facility property located directly across the street from the campus would be considered as part of the campus whether the street is owned by the facility or not, and all property continuously connected would also be considered as part of the campus. He went on to say that the proposed amendment does not resolve all issues; however, it keeps the bill alive so that it can be debated on the Senate floor or addressed in the House Taxation Committee. He noted that more time is needed to address the more complicated issue of finding a way to exempt a certain dollar amount for noncontiguous units and tax everything above that amount similar to the homestead exemption.

Senator Oleen cautioned that the bill should not be rushed to the floor without further study of the future implications of the amendment. She observed that the proposed amendment makes accommodation for the here and now, but not future policy.

Senator Lee commented that more and more elderly persons are choosing to move to not-for-profit living units, and development of for profit facilities has been hindered due to the property tax exemption allowed not-for-profit facilities. In her opinion, the proposed amendment does not adequately address the issue and will not necessarily stimulate more study; however, passing the bill out of committee with the original language would demand more discussion this year. In response, Senator Taddiken reported that two for profit facilities in his district are expanding.

CONTINUATION SHEET

MINUTES OF THE SENATE ASSESSMENT AND TAXATION COMMITTEE at 11:35 a.m. on February 26, 2003, in Room 519-S of the Capitol.

Senator Oleen moved to report **SB 161** as favorable for passage, seconded by Senator Lee. The motion failed.

Senator Donovan moved to approve the minutes of the February 24, 2003, meeting, seconded by Senator Buhler. The motion carried.

The meeting was adjourned at 11:50 a.m.

The next meeting date will be announced.