

MINUTES OF THE HOUSE TAXATION COMMITTEE

The meeting was called to order by Chairman Kenny Wilk at 9:00 A.M. on March 24, 2008 in Room 519-S of the Capitol.

All members were present except: Representative McCray-Miller - Excused

Committee staff present:

Chris Courtwright, Legislative Research Department  
Gordon Self, Office of Revisor of Statutes  
Ryan Hoffman, Legislative Research Department  
Scott Wells, Office of Revisor of Statutes  
Rose Marie Glatt, Committee Secretary

Others attending:

See attached list.

It was noted that minutes from the Taxation meetings on: March 6, 7, 10, 11,13, 14 were sent electronically to the Taxation committee on March 14<sup>st</sup>. By consensus they were considered approved on March 21<sup>st</sup>, 2008.

Representative Crum requested a bill introduction regarding how property tax is pro-rated with the sale of a mobile home. Representative Holland seconded the motion. The motion carried.

Representative Lukert introduced Leona Lukert, his mother and Romano Breeden, her twin sister. He disclosed they were seventy-nine years young.

**SB 487 - Sales tax exemption for fees for guided and non-guided hunting and sale of game birds for hunting.**

Chris Courtwright explained that the Senate had amended the bill, and said **SB 487** would exempt from sales tax any fees or charges for participation in guided and non-guided hunts; fees or charges for sporting clay; and sales of game birds used for hunting. The updated fiscal note is \$500,000.

Discussion followed regarding the rationale of taxing services related to tourism.

Representative Siegfroid made a motion to move **SB 487** out favorable for passage. Representative Hayzlett seconded the motion.

After lengthy discussion, Representative Siegfroid closed his motion to move the bill out. The motion failed 8-10.

Representatives Siegfroid; Hayzlett; Carlson; Brown; Worley; and Kinzer requested their yes votes be recorded.

**SB 471 - Electronic filing of tax returns and reports.**

It was noted that a memorandum from Tony A. Scott, Kansas Society of Certified Public Accountants, was distributed that provided information to a committee question from a previous meeting (Attachment 1).

Representative Wilk moved to amend **HB 2931**, as drafted, into **SB 471**. Representative Carlson seconded the motion. The Chairman said **HB 2931** was the income tax credit for certain adoption expenses, which they heard March 18, 2008. The Chairman said that the title of the bill will be changed slightly to encompass the subject. Representative Carlson seconded. It was clarified that the intent of the bill is that it is for "special needs and SRS children". After reviewing the language, Chris Courtwright said that is how the bill is written. The motion carried.

Representative Carlson moved to amend a new paragraph, into **SB 471**, as amended, with the

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following language, *The requirements of this subsection may be waived by the Secretary of Revenue for a paid return preparer if the paid preparer demonstrates a hardship in complying with this subsection.* Representative Treaster seconded. The motion carried.

Representative Holland made the motion to amend **HB 2362**, as written, into **SB 471**. Representative Goyle seconded the motion. The motion carried.

Representative Carlson made the motion that the Taxation Committee advance **SB 471**, as amended, favorable for passage. Representative Holland seconded the motion. The motion carried.

**SB 444 -Property tax exemption for certain tangible personal property with purchase price less than \$1,500.**

Representative Lukert made a motion to reconsider **SB 444**, Representative Owens seconded the motion.

Chris Courtwright said **SB 444**, as amended, would provide a property tax exemption, effective in tax year 2009, for certain property classified as “all other tangible personal property” which has a purchase price of \$1,500 or less. An additional provision would clarify that taxpayers would not be required to file for the exemption at the State Board of Tax Appeals (SBOTA). In response to a question, Chris Courtwright described the two ways counties can exempt personal property.

After discussion, Representative closed his motion. The motion passed. 14-7.

The Chairman said they return to **SB 444** tomorrow. He advised the committee that it was his intent to wrap up their work and hoped to schedule a briefing from the Kansas Health Foundation on *Transfer of Wealth* at a future date.

The meeting was adjourned at 10:25 A.M. The next meeting is March 25, 2008.