

HOUSE BILL No. 2788

By Committee on Taxation

3-21

1 AN ACT concerning income taxation; relating to rates; amending K.S.A.
2 2017 Supp. 79-32,110 and repealing the existing section.

3
4 *Be it enacted by the Legislature of the State of Kansas:*

5 Section 1. K.S.A. 2017 Supp. 79-32,110 is hereby amended to read as
6 follows: 79-32,110. (a) *Resident Individuals*. Except as otherwise provided
7 by K.S.A. 79-3220(a), and amendments thereto, a tax is hereby imposed
8 upon the Kansas taxable income of every resident individual, which tax
9 shall be computed in accordance with the following tax schedules:

10 (1) *Married individuals filing joint returns*.

11 (A) For tax year 2012:

12 If the taxable income is:	The tax is:
13 Not over \$30,000.....	3.5% of Kansas taxable income
14 Over \$30,000 but not over \$60,000....	\$1,050 plus 6.25% of excess 15 over \$30,000
16 Over \$60,000.....	\$2,925 plus 6.45% of excess 17 over \$60,000

18 (B) For tax year 2013:

19 If the taxable income is:	The tax is:
20 Not over \$30,000.....	3.0% of Kansas taxable income
21 Over \$30,000.....	\$900 plus 4.9% of excess over 22 \$30,000

23 (C) For tax year 2014:

24 If the taxable income is:	The tax is:
25 Not over \$30,000.....	2.7% of Kansas taxable income
26 Over \$30,000.....	\$810 plus 4.8% of excess over 27 \$30,000

28 (D) For tax years 2015 and 2016:

29 If the taxable income is:	The tax is:
30 Not over \$30,000.....	2.7% of Kansas taxable income
31 Over \$30,000.....	\$810 plus 4.6% of excess over 32 \$30,000

33 (E) For tax year 2017:

34 If the taxable income is:	The tax is:
35 Not over \$30,000.....	2.9% of Kansas taxable income
36 Over \$30,000 but not over \$60,000....	\$870 plus 4.9% of excess over

1	Not over \$15,000.....	2.9% of Kansas taxable income
2	Over \$15,000 but not over \$30,000....	\$435 plus 4.9% of excess over
3		\$15,000
4	Over \$30,000.....	\$1,170 plus 5.2% of excess over
5		\$30,000

6 (F) For tax year 2018, ~~and all tax years thereafter:~~

7	If the taxable income is:	The tax is:
8	Not over \$15,000.....	3.1% of Kansas taxable income
9	Over \$15,000 but not over \$30,000....	\$465 plus 5.25% of excess
10		over \$15,000
11	Over \$30,000.....	\$1,252.50 plus 5.7% of excess
12		over \$30,000

13 (G) For tax year 2019, and all tax years thereafter:

14	If the taxable income is:	The tax is:
15	Not over \$50,000.....	$(0.031 + TI * F / (S \times 2,967,359)) * TI$
16	Over \$50,000.....	$(0.057 - 457.5 \times S / (TI * F)) * TI$
17		Where TI = taxable income,
18		F = the number of filing periods
19		and $S = 1$ for all other individuals

20 (b) *Nonresident Individuals.* A tax is hereby imposed upon the Kansas
21 taxable income of every nonresident individual, which tax shall be an
22 amount equal to the tax computed under subsection (a) as if the
23 nonresident were a resident multiplied by the ratio of modified Kansas
24 source income to Kansas adjusted gross income.

25 (c) *Corporations.* A tax is hereby imposed upon the Kansas taxable
26 income of every corporation doing business within this state or deriving
27 income from sources within this state. Such tax shall consist of a normal
28 tax and a surtax and shall be computed as follows:

29 (1) The normal tax shall be in an amount equal to 4% of the Kansas
30 taxable income of such corporation; and

31 (2) (A) for tax year 2008, the surtax shall be in an amount equal to
32 3.1% of the Kansas taxable income of such corporation in excess of
33 \$50,000;

34 (B) for tax years 2009 and 2010, the surtax shall be in an amount
35 equal to 3.05% of the Kansas taxable income of such corporation in excess
36 of \$50,000; and

37 (C) for tax year 2011, and all tax years thereafter, the surtax shall be
38 in an amount equal to 3% of the Kansas taxable income of such
39 corporation in excess of \$50,000.

40 (d) *Fiduciaries.* A tax is hereby imposed upon the Kansas taxable
41 income of estates and trusts at the rates provided in subsection (a)(2)
42 hereof.

43 (e) Notwithstanding the provisions of subsections (a) and (b): (1) For

1 tax years 2016 and 2017, married individuals filing joint returns with
2 taxable income of \$12,500 or less, and all other individuals with taxable
3 income of \$5,000 or less, shall have a tax liability of zero; and (2) for tax
4 year 2018, and all tax years thereafter, married individuals filing joint
5 returns with taxable income of \$5,000 or less, and all other individuals
6 with taxable income of \$2,500 or less, shall have a tax liability of zero.

7 (f) No taxpayer shall be assessed penalties and interest arising from
8 the underpayment of taxes due to changes to the rates in subsection (a) that
9 became law on July 1, 2017, so long as such underpayment is rectified on
10 or before April 17, 2018.

11 Sec. 2. K.S.A. 2017 Supp. 79-32,110 is hereby repealed.

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