AN ACT concerning municipalities; adoption of budgets; authorizing an
alternative procedure; amending K.S.A. 79-2927, 79-2929 and 79-2930
and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 79-2927 is hereby amended to read as follows: 79-
2927. (a) The governing body of each taxing subdivision or municipality
shall meet not later than the first day of August of each year, and shall
prepare in writing on forms furnished by the director of accounts and
reports either:

(1) A budget itemized and classified by funds and showing amounts
to be raised by taxation and from other sources for the ensuing budget
year. The budget shall show in parallel columns all amounts and items to
be expended for the ensuing budget year and the amounts appropriated for
 corresponding or other items during the current budget year and amounts
expended for corresponding or other items during the preceding budget
year. The budget for each fund shall not include any item for sundry or
miscellaneous purposes in excess of 10% of the total. Except for school
districts, municipal universities and community colleges, the budget for
each fund may include a non-appropriated balance of not to exceed 5% of
the total of each fund.

(b) The budget shall show in parallel columns the amount of revenue
actually received from taxation and from other sources, with the amount
from each source separately stated for the preceding budget year and the
amount actually received and estimated to be received from taxation and
from sources other than direct taxation with the amount for each source
separately stated for the current budget year and also the amount estimated
to be received during the ensuing budget year, with the amount estimated
to be received from each source separately stated. Except as provided by
K.S.A. 79-2927a, and amendments thereto, the budget of expenditures for
each fund shall balance with the budget of revenues for such fund and that
portion of the budget of revenues to be derived from ad valorem property
taxation shall not exceed the amount of tax which can be raised by any
fund limit or aggregate limit placed upon such fund; or

(2) Instead of preparing a budget pursuant to subsection (a)(1), the
governing body may prepare a notice showing only the amounts to be
raised by ad valorem taxation. The notice shall contain an estimated budget classified by funds and show amounts to be raised by taxation. The notice shall show in parallel columns an estimate of expenses for the ensuing budget year and the amounts appropriated for corresponding or other items during the current budget year and amounts expended for corresponding or other items during the preceding budget year. The budget shall show in parallel columns the amount of revenue actually received from taxation and from other sources with the amount from each source separately stated for the preceding budget year and the amount estimated to be received from taxation and from sources other than direct taxation with the amount for each source separately stated for the current budget year and also the amount estimated. Except as provided by K.S.A. 79-2927a, and amendments thereto, the budget of expenditures for each fund shall balance with the budget of revenues for such fund, and that portion of the budget of revenues to be derived from ad valorem property taxation shall not exceed the amount of tax that can be raised by any fund limit or aggregate limit placed upon such fund.

(b) The governing body of each taxing subdivision or municipality that completed the notice provided in subsection (a)(2) by August 1, shall prepare in writing on forms furnished by the director of accounts and reports by November 30, a final budget itemized and classified by funds and showing amounts to be raised by taxation and from other sources for the ensuing budget year. The budget shall show in parallel columns all amounts and items to be expended for the ensuing budget year and the amounts appropriated for corresponding or other items during the current budget year and amounts expended for corresponding or other items during the preceding budget year. The budget for each fund shall not include any item for sundry or miscellaneous purposes in excess of 10% of the total budget. Except for school districts, municipal universities and community colleges, the budget for each fund may include a non-appropriated balance of not to exceed 5% of the total of each fund. The budget shall show in parallel columns the amount of revenue actually received from taxation and from other sources with the amount from each source separately stated for the preceding budget year and the amount actually received and estimated to be received from taxation and from sources other than direct taxation with the amount for each source separately stated for the current budget year and also the amount estimated to be received during the ensuing budget year; with the amount estimated to be received from each source separately stated. Except as provided by K.S.A. 79-2927a, and amendments thereto, the budget of expenditures for each fund shall balance with the budget of revenues for such fund, and that portion of the budget of revenues to be derived from ad valorem property taxation shall not exceed the amount of tax that can be
raised by any fund limit or aggregate limit placed upon such fund.

Sec. 2. K.S.A. 79-2929 is hereby amended to read as follows: 79-2929. (a) Prior to the filing of the adopted budget under K.S.A. 79-2927(a)(1), and amendments thereto, with the county clerk, the governing body of each taxing or political subdivision or municipality shall meet for the purpose of answering and hearing objections of taxpayers relating to the proposed budget and for the purpose of considering amendments to such proposed budget. The governing body shall give at least 10 days' notice of the time and place of the meeting by publication in a weekly or daily newspaper of the county having a general circulation therein. Such notice shall include the proposed budget and shall set out all essential items in the budget except such groupings as designated by the director of accounts and reports on a special publication form prescribed by the director of accounts and reports and furnished with the regular budget form. The notice of a governing body of any taxing subdivision or municipality having an annual expenditure of $500 or less shall specify the time and place of the meeting required by this section but shall not be required to include the proposed budget of such taxing subdivision or municipality.

(b) Prior to the filing of the notice of ad valorem tax to be levied under K.S.A. 79-2927(a)(2), and amendments thereto, the governing body of each taxing or political subdivision shall meet for the purpose of hearing objections of taxpayers relating to the proposed ad valorem tax levy. The governing body shall give at least 10 days' notice of the time and place of the meeting by publication in the official city newspaper if a city or the official county newspaper for all other political or taxing subdivisions. Such notice shall include the proposed ad valorem tax to be levied.

New Sec. 3. Prior to the filing of the adopted budget under K.S.A. 79-2927(b), and amendments thereto, with the department of administration, the governing body of each taxing or political subdivision or municipality shall meet for the purpose of answering and hearing objections of taxpayers relating to the proposed budget and for the purpose of considering amendments to such proposed budget. The governing body shall give at least 10 days' notice of the time and place of the meeting by publication in a weekly or daily newspaper of the county having a general circulation. Such notice shall include the proposed budget and shall set out all essential items in the budget, except such groupings as designated by the director of accounts and reports, on a special publication form prescribed by the director of accounts and reports and furnished with the regular budget form. The notice of a governing body of any taxing subdivision or municipality having an annual expenditure of $500 or less shall specify the time and place of the meeting required by this section but shall not be required to include the proposed budget of such taxing
subdivision or municipality.

Sec. 4. K.S.A. 79-2930 is hereby amended to read as follows: 79-2930. (a) Two copies of the budget certificate adopted under K.S.A. 79-2927(a)(1), and amendments thereto, giving the amount of ad valorem tax to be levied and the total amount of the adopted budget of expenditures by fund, along with itemized budget forms for each and every fund and proof of publication of the notice of budget hearing containing the budget summary or the certificate of ad valorem taxes to be levied as provided under K.S.A. 79-2927(a)(2), and amendments thereto, shall be presented to the county clerk within the time prescribed by K.S.A. 79-1801, and amendments thereto. Beginning in 2009, All such budget information shall be filed electronically with the county clerk. Where action has been taken under any statute to increase the amount of tax to be levied authorized by law, a statement showing the increased amount or tax levy rate voted, or a copy of the charter resolution or ordinance making the change, shall be attached to the budget each year the change is in effect.

(b) The county clerk shall make any reductions to the ad valorem tax to be levied, compute the tax levy rates based on the final equalized assessed valuation, and enter such on the budget certificate before attesting the budget, except that with regard to levies made under K.S.A. 75-2551, and amendments thereto, such levies shall be based upon the certified preliminary abstract of property values submitted to the director of property valuation pursuant to K.S.A. 79-1604, and amendments thereto. A copy of all budgets for taxing subdivisions of the county, properly attested, shall be filed with the director of accounts and reports, along with a copy of the tax levy rate summary required of the county treasurer by K.S.A. 79-2002, and amendments thereto. Beginning in 2009, all such budget information shall be filed electronically with the director of accounts and reports.

(c) Each fund of the adopted budget certified to the county clerk in no event shall exceed the amount of ad valorem tax to be levied and the proposed expenditures of such fund in the proposed budget as originally published. The governing body of each taxing subdivision shall not certify an amount of ad valorem taxes to be levied that is in excess of any tax levy rate or amount limitations or any aggregate tax levy limitations. The governing bodies, in fixing the amount may take into consideration and make allowance for the taxes which may not be paid, such allowance, however, shall not exceed by more than 5% the percentage of delinquency for the preceding tax year.

New Sec. 5. If the governing body of any city or county intends to have an election pursuant to K.S.A. 79-2925c, and amendments thereto, the governing body must adopt a budget pursuant to K.S.A. 79-2927(a)(1), and amendments thereto.
Sec. 6. K.S.A. 79-2927, 79-2929 and 79-2930 are hereby repealed.

Sec. 7. This act shall take effect and be in force from and after its publication in the statute book.