

SENATE BILL No. 436

By Committee on Assessment and Taxation

2-1

1 AN ACT concerning income taxation; relating to credits; establishing a
2 child tax credit.

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

5 Section 1. (a) For tax year 2024, and all tax years thereafter, there
6 shall be allowed a credit against the tax liability of a resident individual
7 taxpayer imposed under the Kansas income tax act for each qualifying
8 child of the taxpayer in the amount set forth in the following schedule for
9 married individuals filing joint returns and all other individuals, except as
10 provided in subsection (b):

11 Kansas adjusted	Amount of credit
12 gross income	per qualifying child
13 \$0 to \$25,000	\$600
14 Over \$25,000 but not over \$50,000	\$400
15 Over \$50,000 but not over \$75,000	\$200
16 Over \$75,000 but not over \$100,000	\$100
17 Over \$100,000 but not over \$200,000	\$75
18 Over \$200,000 but not over \$350,000	\$50
19 Over \$350,000	\$25

20 (b) Married individuals filing separate returns for a tax year for which
21 they could have filed a joint return may each claim only $\frac{1}{2}$ of the amount
22 of credit per qualifying child that would have been claimed on a joint
23 return.

24 (c) In the case of all tax years after tax year 2024, all threshold
25 income amounts and credit amounts prescribed in this section shall be
26 increased by an amount equal to such amount multiplied by the cost-of-
27 living adjustment determined under section 1(f)(3) of the federal internal
28 revenue code for the calendar year in which the taxable year commences.

29 (d) Except as provided in subsection (b), an individual may be
30 claimed as a qualifying child by only one taxpayer per tax year.

31 (e) If the amount of the credit allowed by this section exceeds the
32 taxpayer's income tax liability imposed under the Kansas income tax act,
33 such excess amount shall be refunded to the taxpayer.

34 (f) The secretary of revenue shall compile an annual report each year
35 on the child tax credit that includes the number of taxpayers receiving the
36 credit, the adjusted threshold income amounts and credit amounts pursuant

1 to subsection (c), the aggregate amount of the credits, an analysis of the
2 cost of the credit and any other information necessary to evaluate the
3 effectiveness of the credit. On or before January 31 each year, the
4 secretary of revenue shall submit such annual report in writing to the
5 senate committee on assessment and taxation and the house committee on
6 taxation.

7 (g) As used in this section, "qualifying child" means, with respect to
8 any taxpayer for any taxable year, an individual who:

9 (1) Bears a relationship to the taxpayer described in subsection (h);

10 (2) has the same principal place of abode as the taxpayer for more
11 than $\frac{1}{2}$ of such taxable year;

12 (3) has not attained 18 years of age as of the close of the calendar
13 year in which the taxable year of the taxpayer begins;

14 (4) has not provided over $\frac{1}{2}$ of such individual's own support for the
15 calendar year in which the taxable year of the taxpayer begins; and

16 (5) has not filed a joint return, other than only for a claim of refund,
17 with the individual's spouse for the taxable year.

18 (h) An individual bears a relationship to the taxpayer described in this
19 section if such individual is:

20 (1) A child of the taxpayer or a descendant of such a child; or

21 (2) a brother, sister, stepbrother or stepsister of the taxpayer or a
22 descendant of any

23 such relative.

24 (i) The provisions of this section shall be a part of and supplemental
25 to the Kansas income tax act.

26 Sec. 2. This act shall take effect and be in force from and after its
27 publication in the statute book.