

Approved: March 5, 2012
(Date)

MINUTES OF THE HOUSE TAXATION COMMITTEE

The meeting was called to order by Chairman Richard Carlson at 3:40 pm on Thursday, February 2, 2012, in Room 783 of Docking State Office Building.

Members excused were: Representative Kasha Kelley.

Committee staff present:

Gordon Self, Office of the Revisor of Statutes
Scott Wells, Office of the Revisor of Statutes
Chuck Reimer, Office of the Revisor of Statutes
Chris Courtwright, Kansas Legislative Research Department
Allen Jeffus, Office Assistant
Phyllis Fast, Committee Assistant

Conferees appearing before the Committee:

Michael Hale, Kansas Department of Revenue Legal Counsel

Others attending: See attached list.

Chairman Carlson opened a hearing on:

HB 2481 – Taxation of helium and other gases under mineral severance tax and prohibition of certain refunds related thereto.

Scott Wells briefed the committee on **HB 2481**, which clarifies the definition of gasses and how the severance tax on certain gasses is applied. He stood for questions.

Michael Hale testified in support of **HB 2481**, indicating a need to redefine the definition of gas and describe what gasses are subject to the severance tax. (Attachment 1) He stood for questions.

No neutral testimony for or testimony in opposition to **HB 2481** was presented.

After all questions from the Committee were answered, Chairman Carlson closed the hearing on **HB 2481**.

Chairman Carlson requested discussion and action on:

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

CONTINUATION SHEET

Minutes of the HOUSE TAXATION Committee at 3:40 PM on Thursday, February 2, 2012 in 783-DSOB.

HB 2212 - Mill levy adjustments; resolutions, publication requirements

Additional testimony in support of **HB 2212** was presented in written form by Representative Brunk (Attachment 2); Americans for Prosperity (Attachment 3); and Kansas Policy Institute (Attachment 4).

*Representative Brunk made a motion to pass **HB 2212** out favorable. Representative Hedke seconded the motion.*

*Representative Wolfe Moore made a motion to amend **HB 2212**, by removing lines 7 through 31. Representative Frownfelter seconded the motion. Motion failed.*

*Representative Brunk made a motion to amend **HB 2212**, a carryover bill from last session, by making appropriate revisions to the affected references. Representative Schwab seconded the motion. Motion carried.*

*Representative Brunk renewed his motion to pass **HB 2212** out favorable as amended. Motion carried.*

Chairman Carlson requested discussion and action on:

HB 2287 - Sales tax holiday which provides sales tax exemption for certain purchases of school supplies, computers and clothing.

*(Representative Tyson made a motion to pass **HB 2287** out favorable. Representative Calloway seconded the motion.)*

Gordon Self briefed the Committee on **HB 2287**, a carryover bill, indicating a technical amendment is required to reconcile affected references within **HB 2287** and to provide an appropriate version of **HB 2287**.

*Representative Tyson made a motion to amend **HB 2287**, by creating a substitute bill for **HB 2287** to accurately describe the current version of the bill and to update the affected references. Representative Dillmore seconded the motion. Motion carried.*

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Representative Kleeb made a motion to amend the substitute bill for **HB 2287** to allow cities and counties to opt out of sales tax holiday. Representative Goico seconded the motion. Motion carried.

Representative Goico made a motion to amend the substitute bill for **HB 2287** by adding federal definitions to maintain requirements for “streamline” compliance.

Representative Dillmore made a motion to table any further action on the substitute bill for **HB 2287** until the federal definitions regarding “streamline” compliance could be appropriately reviewed. Representative Frownfelter seconded the motion. Motion carried.

The next meeting of the Committee is scheduled for 3:30 pm Monday, February 6, 2012, in 783-DSOB.

The meeting was adjourned at 4:35 pm.