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MINUTES OF THE SENATE COMMITTEE ON ASSESSMENT AND TAXATION

The meeting was called to order by SENATOR DAN THIESSEN

Chairperson

The meeting was called to order by The meeting was called to

Committee staff present:

Don Hayward, Revisor's Office Chris Courtwright, Research Department Tom Severn, Research Department Marion Anzek, Committee Secretary

Conferees appearing before the committee:

Senator Don Sallee

Louis Klemp, Vice Chairperson of Concerned Taxpayers of Leavenworth County, KS Philip Urban, Chairman Concerned Taxpayers Association of Leavenworth County, KS Pat Hubbell, representing KS Railroad Association

T.C. Anderson, Executive Director-KS Society of Certified Public Accountants Ron Hein, representing American Advertising Federation

Chip Wheelen, KS Medical Society

Harriet Lange, KS Association of Broadcasters

Ronald Smith, Legislative Counsel-KS Bar Association

George Barbee, Executive Director-KS Consulting Engineers

Norman Sconeman, Wyandotte County Tax Group Of K.C., KS

Trudy Aron, Executive Director-KS Society of Architects

Glenn Clogswell, representing-American Cancer Society

Karen France, KS Association of Realtors

Kevin Allen, Executive Vice President-KS Motor Car Dealers Association

Terry Humphreys, Executive Director-KS Manufactured Housing Association

Larry Fisher, representing Kansans for Fair Taxation, Inc.

Cappie Winkler-Taxpayer from Topeka, KS

James Bates, Cowley County Tax Association

Ben Martel, Taxpayer from Harvey County

Chairman Thiessen called the meeting to order at 11:05 a.m. and turned attention to SB656 recognizing Senator Edward Reilly.

SB656:AN ACT relating to taxation; prohibiting the levying of property taxes; providing for elimination of exemptions from sales taxation; providing for the sales taxation of services; amending K.S.A. 79-3603 and 79-3606 and repealing the existing sections.

 $\underline{\text{Senator Don Sallee}} \text{ presented testimony for } \underline{\text{Senator Edward Reilly}} \text{ who could not be here today to testify.}$

Senator Don Sallee said in behalf of Senator Edward Reilly, as we continue to wrestle with the issue of taxation in KS, the impact of reappraisal and classification, we recognize and the Governor of our state continues to confirm that it is the number one issue on the minds of most every Kansan.

The Kansas citizen wants to play a part in this dilemma that faces us, and the many concerned taxpayers groups that have begun organizing across this state is an indication that this problem must be addressed fairly and simply. Every possible and conceivable approach must be considered in addressing the problem as we as lawmakers deal with the responsibility of finding a reasonable solution.

The proposal embodied in $\underline{\mathtt{SB656}}$ is another approach deserving of every consideration as we deliberate in our respective legislative bodies. Many citizens are spending valuable time from their businesses and families in an effort to develop a consensus among themselves as to how we might best address Kansas Tax Policy.

<u>Senator Sallee</u> said there are several representatives of the Leavenworth delegation of the concerned taxpayers of Leavenworth County in the committee room today, and he introduced Louis Klemp and Phil Urban. (ATTACHMENT 1)

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room 519-S, Statehouse, at 11:00 a.m. xxxxx on Tuesday, February 27, 19-90

Louis Klemp, Vice Chairperson of Concerned Taxpayers of Leavenworth, said what they are proposing in $\underline{SB656}$ is, the elimination of all property tax and substituting the loss of revenues by removing all exemptions and exclusions in our current sales tax system. He said he would ask Phil Urban to address the Positive and Negative Ways to Tax. (ATTACHMENT 2)

Philip Urban, Chairman Concerned Taxpayers Association of Leavenworth County said on the 2nd page of Attachment 2, said there are negative tax systems for three counties, which do not represent a fair and equal taxing system.

 $\underline{\text{Mr. Urban}}$ said the positive tax system would remove all exemption and exclusions from the 4.25% state sales tax system, an example would be: Business generates \$20,000,000. license fee would be 1/10% or \$20,000. Using 2/10% fee would be \$40,000 and so on. All business would share in a fair system based on their productivity. This would be a less burden on most businesses than having to pay real estate taxes and inventory taxes.

<u>Bob Corkins</u>, Director of Taxation, KS Chamber of Commerce and Industry, said they are opposed to this radical approach to property tax reform and urges the committee to retain the present assortment of sales tax exemptions without alteration.

He said the disadvantages to businesses are extremely great. The resulting increased prices to consumers will be much greater than the mere 4.25% applied at the final transaction.

It is a radical proposal which raises countless unanswered questions and which threatens the stability of numerous businesses in this state due to a flood of new operating expenses. ($\underline{\text{ATTACHMENT 3}}$)

THE FOLLOWING ARE OPPONENTS OF SB656.

<u>Pat Hubbell</u> said he was appearing in behalf of the KS Railroad Association. He said the first part of his handout is a complete list of the venders that Sante Fe uses in the State of KS to purchase goods in 1989, and the goods that were purchased in the State of KS, and used in the State of KS, the sales tax was paid on them. It is only those goods that were purchased in the State that were consumed outside the State, somewhere along the railroad that were exempt from the sales tax. He said they left no vendor untouched, you can find every vendor they used on the list.

Also, in his handout is a summary of sales tax assessment of railroad rolling stock, and the study was done by the KS Department of Economic Development in 1979 and included with the summary by past U.S. Senator Harry Darby, is included. Most states exempt these types of repairs and there are several facilities located within the State of KS that do that type of work and the important thing to remember, is there has been a relax, on this for people to extend these types of businesses and he said, the last handout is a railroad map of KS, showing the locations and the facilities within the State which are doing this type of work today. (ATTACHMENTS 4a, b and c).

 $\underline{\text{Mr. T.C. Anderson}}$, Executive Director-KS Society of Certified Public Accountants, said he would address the portion of $\underline{\text{SB656}}$ which would impose a tax on the gross receipts from the rendering or furnishing of services at retail in the State. He said in 1990 only four States tax professional services, which are Hawaii, Delaware, South Dakota and New Mexico.

He said a tax on services is an added tax burden on the small business and a sales tax on all services disproportionately imposes a heavier burden on low-income individuals.

He said, imposing a sales tax on services adversely affects the economy by increasing costs which may cause consumers to utilize out-of-state practitioners who are not subject to the tax. This could cause the exportation of service revenues to out-of-state business, thus reducing the level of employment for professionals in KS. $(ATTACHMENT\ 5)$.

Ron Hein, representing the American Advertising Federation said it is unclear to them which services would be taxed as performed by or for advertising agencies.

If it includes broadcast advertising, such a tax could possibly be unconstitutional. If the tax is on the advertisement broadcast on the TV or radio, will the tax only be applied if the broadcast station is actually located in Kansas?

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Or will the tax apply when the broadcast station or newspaper which is located outside of Kansas which actually broadcasts over the state border or mails a newspaper into the state?

Advertsing agencies traditionally have not been deemed to be retailers. Even their name indicates that they act as an agent of their client. When an advertising agency purchases time on radio or TV on behalf of their client, and subsequently charges that cost back to the client, this bill will result in double or triple taxation. (ATTACHMENT 6)

<u>Chip Wheelen</u>, KS Medical Society said they believe that sales tax on services rendered by health care professionals or charges of a medical care facility are unacceptable. In addition to its extremely regressive characteristic, taxing people for being injured or becoming ill is simply poor public policy. (ATTACHMENT 7).

Harriet Lange, KS Association of Broadcasters said since the bill would tax the gross receipts received from the rendering of services at retail in KS, they assume it would include a tax on the advertising time and production services their member stations provide.

She said, raising the cost of advertsing with an ad tax discourages its purchase and results in less advertising, which leads to a drop in demand and sales for products and services. Jobs and salaries suffer.

Attached to her testimony are letters from two of their members located on the state line. Their concerns relate to lost business to Missouri competitors, forcing them to rethink their Kansas location in the event of an ad tax. (ATTACHMENT 8)

Ronald Smith, Legislative Counsel-Kansas Bar Association said he would summarize the outline of his testimony on <u>SB656</u> which was prepared sometime ago on service taxes in general, and it does not speak to <u>SB656</u> specifically. He said lawyers looking at the bill, say, "if the State of Kansas want us to be tax collectors, they would be more than happy to accommodate you, but we don't think our clients would like the tax and we don't think that eventually the legislature would want us in that position, because we would be coming to you with a number of exemptions each year, that would have constitutional, as well as all sorts of tax policy ramifications. (ATTACHMENT 9)

George Barbee, Executive Director-KS Consulting Engineers, said the proposed amendments of $\underline{SB656}$ would have the effect of taxing all services under the sales tax provision of the state statutes. Engineering services have not been taxed because they were not listed as a taxable service for good reason.

He said, there are problems with this concept of taxing prior to the final retail transactions, but the very fact that these services are only component parts of a project leads him to request that this committee report SB656 unfavorably. (ATTACHMENT 10)

Norman Sconeman, Wyandotte County Tax Group of Kansas City, KS said he thought the committee has a unique opportunity to give an answer to something that they are rambling with now, as a result of the 1986 constitutional amendment, that nobody has came up with an answer.

He said he was Wyandotte County assessor in 1971 and they implemented the reappraisal then, but it was not done by constitutional amendment it was done by a corrective, by the valuation director to bring all properties up to fair market value. We did it under the premise that all taxpayers would be treated uniformly and equally. We did not do it by exempting inventories, reducing appreciation rates on equipment and those types of things. We did it with the tax base intact, all classes of taxpayers were brought up to fair market value, and were assessed accordingly at 30% of fair market value. You had the same challenge in 1985 on the railroads, then comes John Carlin and he decides we are going to have a reappraisal, under the threat of a federal court order, that we are not going to have a reappraisal without classification.

Now you are trying to correct a constitutional amendment, a problem, that was created by constitutional amendment. (NO WRITTEN TESTIMONY)

<u>Trudy Aron</u>, Executive Director-KS Society of Architects said she is going to address two issues regarding <u>SB656</u>. (1) The tax may cause large corporations and other frequent users of architectural services to locate out of state, and it would further reduce the loss to design firms, and this bill will encourage those firms who remain in KS to avoid paying the tax by adding design professionals to their staffs and perform Page 3 of ____

MINUTES OF THE __senate____ COMMITTEE ON __assessment_and_taxation_____

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their own architectural and engineering services in house. (2) Professional service business should be encouraged to settle in KS.

She said, they realize the State is facing a budget shortfall and they are ready to pay our fair share of taxes. However, <u>SB656</u> is not the solution. (<u>ATTACHMENT 11</u>)

Glenn Clogswell representing the American Cancer Society said compared to the reasons that have been presented by the conferees this morning, their direct interest in SB656 is quite small. We believe the bill is a bad bill because each of the exemptions in the sales tax law has been enacted for a purpose and for reasons that the legislature over a period of years, has termed worthy reasons. The proposal that directly affects the KS Cancer Society is the one found on page 14 of the bill beginning with line 39. All it affects is educational materials that are supplied to the American Cancer Society, in the KS division, we are talking about public health interest. The effect of this is a few thousand dollars a year. (NO WRITTEN TESTIMONY)

<u>Karen France</u>, KS Association of Realtors said they are not supporting or opposing the concepts which $\underline{SB656}$ proposes, but they do not believe it is the answer to the existing tax problems.

She said, they believe the answer lies in putting caps on the amount of property caps on the amount of property taxes which can be assessed against real estate and looking for alternative means for funding local government budgets. (ATTACHMENT 12)

Kevin Allen, Executive Vice President-KS Motor Car Dealers Association said they are not in support or opposition of $\underline{SB656}$. He said, KMCDA supports additional sales tax revenue as a means of addressing the property tax problem. However, they are concerned about one section which would repeal the current exemption for the purchase of motor vehicles in KS by out of state residents.

He said, their fear is that vehicle sales, especially fleet purchases, will be made in states with a lower sales tax. ($\underline{\text{ATTACHMENT } 13}$)

Terry Humphreys, Executive Director-KS Manufactured Housing Association said KMHA opposes the provisions of SB656 that would repeal the sales tax exemption that apply to manufactured housing. In 1985 the KS Legislature passed SB152 which granted a sales tax exemption for people who purchased pre-owned manufactured homes. The rational for exempting preowned manufactured homes was based on the fact, that when the individual buys a pre-owned site built house, sales tax is not paid. For many years manufactured home buyers were treated unfairly when compared to other home buyers and SB152 corrected that problem.

She said, before the legislature reinstates a sales tax on housing it is very important that you consider what affect this would have on low and moderate income people who already have difficulty in attaining home ownership. It is KMHA'S position that this type of tax would further an already serious affordable housing problem. (ATTACHMENT 14)

Larry Fisher representing Kansans for Fair Taxation, Inc. said most of his presentation today is not his opinion, it has been researched and he only wants to emphasis, the research has been done by good sources as a benefit to us all. He briefed the committee on his handout which included (1) The unfinished agenda of state tax reform, by Steven D. Gold, National Conference of State Legislators. November 1988 (2) Reforming state tax systems, by Steven D. Gold. 1986 (3) I'm mad as Hell, by Howard Jarvis, Times Books. 1979 (4) Origin of Classification and Reappraisal in Kansas, Part 1. State of Kansas, January 10, 1990. (ATTACHMENT 15)

Cappie Winkler a resident of Topeka, KS said he would like for the people in the committee room who are for "fair taxation" to stand, and he said these people are people that should be at home doing their jobs and making money at their own businesses. He said, they are here to complete their case and tell the legislators, "we are hurting in our businesses as a result of the tax changes that have taken place, this past year and we need the attention of the legislature. It is costing us money to be here. (NO WRITTEN TESTIMONY)

James Bates, Cowley County Tax Association said they are in support of <u>SB656</u>. Ever since the people have received their tax statements, he said, he had been involved going all over the county assisting people and filling out their protests and homestead exemptions, etc. He said, it is a pitiful sight to see our senior citizens destroyed

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with the idea of not being able to afford their homes today. They have worked all their life, raised and given children and given blood all over this world, to protect our constitution. I have had them crying because they are afraid they cannot keep their homes that they have worked all their life for, and many of them are going to lose their home.

He said, he thought we should do away with property taxes, and $\underline{SB656}$ gives an avenue to eliminate this, and work around the property tax on our homes and small businesses.

He urged the committee to give consideration to SB656. (NO WRITTEN TESTIMONY)

Chairman Thiessen said, "you talked about the senior citizens that will lose their homes" and he asked, Mr. Bates how much does the homestead exemption refund help them, or the circuit breaker?

Mr. Bates said, for the circuit breaker, some of them receive \$750.00 per month on their retirements and many of them, taxes are assessed at \$1100.00 this year and last year and the year before that assessed at \$200.00 and \$300.00. The homestead exemption is not going to cure their problem because of the tremendous amount of increase.

<u>Chairman Thiessen</u> said you have gone to the homes so you must have some idea of the value of those homes, do you think they were over appraised?

Mr. Bates said, yes he thinks they were, and we assisted most of them in reducing their appraised value, and most were reduced, but it is still not enough.

Chairman Thiessen said we now have continuing reappraisal process, and corrections can be made in the 1990 valuations and the 1991, also. If the homestead is not adquate there may have to be some help in that direction too.

Ben Martel from Harvey County said they are in favor of SB656 because we have very serious problems in the County. He said he knows of 5 businesses that have gone out of business and in the last few weeks there has been 3 senior citizens that have gone to their respective banks and turned their mortgages in and let their homes go back, because they just cannot keep them, and there are a lot of people waiting until June 20th when the 2nd half of the tax bill comes in. He said, these same people are watching what happens here in Topeka, to see if they are going to get some relief to be able to stay in business and keep their homes.

When they go to protest, they basically are not getting any relief because in some cases when they reduce it it is not enough to really justify anything, and if you would take that particular home any put it on the market there is no way you could get your appraised value as a selling price. Sometimes it is 4 to 5 times higher than the realistic selling price on the market, and we definitely need some help. (NO WRITTEN TESTIMONY)

Chairman Thiessen adjourned the meeting at 12:42 p.m.

GUEST LIST

COMMITTEE: AGGESSMENT & TAXATION -DATE: Tuesday, 2-27-90 NAME (PLEASE PRINT) ADDRESS' COMPANY/ORGANIZATION

GUEST LIST

SENATE. COMMITTEE: ASSESSMENT & TAXATION. DATE: 2-27-90 NAME (PLEASE PRINT) ADDRESS' COMPANY/ORGANIZATION for Lavimen RSVT on Organis f. Carmischael Director R. SUP vattiks. VICE-CHARMAN ARRAIT SWKAAA CHRISTIAN SCIENCE COMMITTEE ON PUBLICATION FOR KANSAS NONE

EDWARD F. REILLY, JR.

SENATOR, THIRD DISTRICT

LEAVENWORTH AND JEFFERSON COUNTIES

430 DELAWARE

LEAVENWORTH, KANSAS 66048-2733

913/682-1236



COMMITTEE ASSIGNMENTS
CHAIRMAN: FEDERAL AND STATE AFFAIRS
AND INSURANCE SUBCOMMITTEE
VICE CHAIRMAN: ELECTIONS
MEMBER: CONFIRMATIONS
FINANCIAL INSTITUTIONS AND
INSURANCE
PUBLIC HEALTH AND WELFARE

TOPEKA

SENATE CHAMBER

REMARKS TO THE SENATE ASSESSMENT AND TAXATION COMMITTEE

RE: SB NO. 656

FEBRUARY 27, 1990, ROOM 519-S, 11:00 A.M.

MR. CHAIRMAN AND MEMBERS OF THE SENATE ASSESSMENT AND TAXATION COMMITTEE

THANK YOU FOR THE OPPORTUNITY TO APPEAR BEFORE YOUR COMMITTEE

FOR THE, I BELIEVE, THIRD TIME OF THIS SESSION, EVEN THOUGH IN ABSENTIA,

DUE TO A FUNERAL THAT I AM ATTENDING.

I HAVE ASKED REP. CLYDE GRAEBER OF LEAVENWORTH COUNTY TO SHARE WITH THE COMMITTEE MY REMARKS AND TO INTRODUCE THE MEMBERS OF THE CTLC (CONCERNED TAXPAYERS LEAVENWORTH COUNTY.)

AS WE CONTINUE TO WRESTLE WITH THE ISSUE OF TAXATION IN KANSAS,
THE IMPACT OF REAPPRAISAL AND CLASSIFICATION, WE RECOGNIZE AND THE
GOVERNOR OF OUR STATE CONTINUES TO CONFIRM THAT IT IS THE NUMBER
ONE ISSUE ON THE MINDS OF MOST EVERY KANSAN. IT APPEARS TO BE THE
TOPIC OF THE DAY AS WE TRY TO ASSESS THE IMPACT ON MANY KANSANS.
WE ARE ALL, I KNOW, VERY CONCERNED ABOUT THE FUTURE OF OUR STATE
AND IT IS OBVIOUS THAT THIS ISSUE HAS AWAKENED MANY CITIZENS; MADE
THEM MORE CONSCIOUS OF THE IMPACT GOVERNMENT HAS ON THEIR LIVES.
THEY MAY NOT FULLY UNDERSTAND ALL OF THE INTRICACIES OF LOCAL AND
STATE TAX POLICIES, BUT THEY CERTAINLY UNDERSTAND THAT WHEN THOSE
POLICIES, WHATEVER THEY MAY BE, BECOME SO REPRESSIVE AS TO MAKE
LIVING IN THEIR HOMES, CONTINUING TO OPERATE THEIR BUSINESSES, OR
OWN THEIR LAND IMPOSSIBLE THEN OBVIOUSLY THERE IS NEED FOR CHANGE.

UNLIKE THE CHANGES THAT ARE OCCURRING ACROSS THE WIDTH AND

BREATH OF OUR WORLD, THE MOST RECENT IN NICARAGUA, IN SPITE OF WHAT

SENATE ASSESSMENT AND TAXATION COMMITTEE

TUESDAY, FEBRUARY 27, 1990 ATTACHMENT 1

SOME MAY PROMISE THAT IF YOU REELECT ME, "THINGS WILL BE BETTER," PRESIDENT DANIEL ORTEGA, THE PEOPLE FELT DIFFERENTLY.

THE KANSAS CITIZEN WANTS TO PLAY A PART IN THIS DILEMMA THAT
FACES US, AND THE MANY CONCERNED TAXPAYERS GROUPS THAT HAVE BEGUN
ORGANIZING ACROSS THIS STATE IS AN INDICATION THAT THIS PROBLEM
MUST BE ADDRESSED FAIRLY AND SIMPLY. EVERY POSSIBLE AND CONCEIVABLE
APPROACH MUST BE CONSIDERED IN ADDRESSING THE PROBLEM AS WE AS LAWMAKERS
DEAL WITH THE RESPONSIBILITY OF FINDING A REASONABLE SOLUTION.

THE PROPOSAL EMBODIED IN SB 656 IS ANOTHER APPROACH DESERVING
OF EVERY CONSIDERATION AS WE DELIBERATE IN OUR RESPECTIVE LEGISLATIVE
BODIES. MANY CITIZENS ARE SPENDING VALUABLE TIME FROM THEIR BUSINESSES
AND FAMILIES IN AN EFFORT TO DEVELOP A CONSENSUS AMONG THEMSELVES
AS TO HOW WE MIGHT BEST ADDRESS KANSAS TAX POLICY. SPEAKING ON
BEHALF OF OUR DELEGATION WE ARE GRATEFUL FOR THE OPPORTUNITY TO
INTRODUCE REPRESENTATIVES OF THE CONCERNED TAXPAYERS OF LEAVENWORTH
COUNTY WHO ARE PRESENT TODAY AND WHO WILL INTRODUCE OTHER CONFEREES.
WITH US ARE LOUIS KLEMP, PRESIDENT OF THE CONCERNED TAXPAYERS OF
LEAVENWORTH COUNTY, AND PHIL URBAN.

To: Chairperson Sen. Dan Thiessen And The Assessment And Taxation Committee

We appreciate being able to appear before you to speak as a proponent on SB#656. My name is Louis Klemp, and I am chairperson of the Concerned Taxpayers Of Leavenworth County, (CTLC). What we are proposing in SB656 is the elimination of all property tax and substituting the loss of revenues by removing all exemptions and exclusions in our current sales tax system. Most of the bills being studied are nothing more than band aids that will need to be coupled together to help solve the inequities of the new reappraisal classification process. The total property tax need in the state today is 1.5 billion. According to Ed Rolfs report of January 10, 1990 there is 3.4 billion in exemptions and exclusions, some of which are uncollectable for legal reasons. From reliable sources 1-2 billion would be collectable. According to a Ks. Legislative Research Dept. study of January 28, 1988 there is probably 500 million plus that could be collected on new sales and services. In the past we were a property society, now we are a service, sales society.

Many of the proposals you have received have not given you the process for making up lost funds, ours does, In fact it enables you to possibly have an excess. We would like to see this excess put in reserve to be returned for the excess taxes paid this year and in the future to either lower sales tax and establish a reserve for major expenditures, such as highway programs, prisons, etc., to be expended by a vote of the people. We feel the 103% of last years budget will force governing bodies to be more resourceful in the future in extending their monies. We also feel that with the removal of property taxes that sales in Kansas will increase greatly. Enclosed you will find some of the examples of questions often asked, but I would also like to introduce Phil Urban Vice Chairperson to explain a couple of these examples.

Again, thank you for this time.

Negative Tax Systems

Leavenworth County (Average Mill Levy) $$100,000.00 \times 12\% = $12,000 \times 124.53 \text{ mill levy} = $1494.36 P.T.$

Neosho County $$100,000.00 \times 12\% = $12,000 \times 163 \text{ mill levy} = 1956.00 P.T.

Stevens County $$100,000.00 \times 12\% = $12,000 \times 37.4 \text{ mill levy} = $448.80 P.T.$

These 3 county examples do not represent a fair and equal taxing system.

Proposals Seen So Far

1% residental \$100.000 home = \$1000.00 P.T. In order to make up lost revenue, we allow local enities to impose 1% earnings tax, 1% sales tax, 1% income on earning tax for school boards. These types of taxes at local levels would be necessary to produce lost revenues. Some of the smaller counties in the western part of the state, still could not generate enough revenue to off set their losses. If a county did use this system, a person owning a \$100,000.00 home might save \$500.00 or so, in property tax, but with a \$30,000.00 income a year this person would now be paying \$300.00 to local earnings tax, \$300.00 to school board earnings tax, and \$50.00 - \$100.00 a year due to increased sales tax. They are now paying more, than before they were helped. You have also allowed local enities more ways to tax, which means increases from more directions. Also any county with less than 100 mills P.T. will be increased. A 20% to 30% reduction in property taxes would also have the same effect as mentioned above. There is no positive way to approach property tax system.

Positive Tax System

Step 1
Remove all exemption and exclusions from the 4.25% state sales tax system.

Step 2
Instead of inventory tax, a state business license would be required of all retail, wholesale, manufacturing, and service type businesses. All Businesses generating less than \$250,000.00 per year gross, license fee would be \$100.00 - \$200.00 examples. All businesses generating more than \$250,000.00 would be charged in relationship to their productivity.

Example: Business generates \$20,000,000.00 license fee would be 1/10% or \$20,000.00. Using 2/10 % fee would be \$40,000.00 and so on. All business would share in a fair system based on their productivity. This would be a less burden on most businesses than having to pay real estate taxes and inventory taxes.

Step 3 Vehicles have no taxes, but vehicles would have a flat tag fee, based on their wholesale value.

Example: Vehicle value of \$0 to \$5,000.00 = \$100.00 tag fee. \$5001.00 to \$10,000.00 = \$150.00 tag fee. \$10,001.00 to \$15,000.00 = \$200.00 tag fee, and so on up the scale.

Step 4
Revenues collected by the state from steps 1,2,3 would be distributed to each county as follows:

Example 1: Leavenworth County 1989 taxes \$24,158,871.00 \pm assessed value \$193,995,909.00 = 12.454%. This 12.454% x assessed value for Leavenworth county would be the formula for Leavenworth county. This is the amount paid to the county.

Example 2: Pottawatomie county 1989 taxes \$16,866,025 + Assessed value \$264,350,682 = 6.385%. The 6.385% x assessed value for Pottawatomie county would be the formula for Pottawatomie county.

Each county would have formulas derived from this method. This approach to a property tax solution is progressive, and has no negative effect.

CTLC Chairperson

Louis Klemp

CTLC Vice Chairperson

Phil Urban

LEGISLATIVE TESTIMONY

Kansas Chamber of Commerce and Industry

500 Bank IV Tower One Townsite Plaza Topeka, KS 66603-3460 (913) 357-6321



A consolidation of the Kansas State Chamber of Commerce, Associated Industries of Kansas, Kansas Retail Council

SB 656

February 27, 1990

KANSAS CHAMBER OF COMMERCE AND INDUSTRY

Testimony Before the Senate Assessment and Taxation Committee

bу

Bob Corkins Director of Taxation

Mr. Chairman and members of the Committee:

My name is Bob Corkins, director of taxation for the Kansas Chamber of Commerce and Industry, and I appreciate the chance to express our concerns regarding SB 656. We oppose this radical approach to property tax reform and urge that you retain the present assortment of sales tax exemptions without alteration.

The Kansas Chamber of Commerce and Industry (KCCI) is a statewide organization dedicated to the promotion of economic growth and job creation within Kansas, and to the protection and support of the private competitive enterprise system.

KCCI is comprised of more than 3,000 businesses which includes 200 local and regional chambers of commerce and trade organizations which represent over 161,000 business men and women. The organization represents both large and small employers in Kansas, with 55% of KCCI's members having less than 25 employees, and 86% having less than 100 employees. KCCI receives no government funding.

The KCCI Board of Directors establishes policies through the work of hundreds of the organization's members who make up its various committees. These policies are the guiding principles of the organization and translate into views such as those expressed here.

The initial appeal of this bill, however, is attractive. Local governments <u>should</u> reduce their reliance on property taxes and this is certainly one way to do so. The inherent unfairness of property taxes and the negative effect they have on economic growth are strong reasons for repealing the tax. But KCCI does not believe that this trade-off proposed between property taxes and a broadened sales tax base will result in a net advantage to Kansans and the Kansas business community.

The worst effects of property taxation, we believe, have already been addressed. Inventory taxes have been repealed, all valuations have been brought up-to-date, and all businesses are now taxed using the same standards — they are all assessed at the same rate on the basis of their equipment, land and buildings. Consequently, further reductions in property taxes, though still advantageous, are unlikely to reap benefits beyond a given point. Somewhere between the present level of property taxation and an abolition of property taxes lies a point of diminishing returns. The disadvantages tied to new revenue sources are likely to outweigh those associated with property taxes.

Disadvantages to businesses which would result from this bill's broad repeal of sales tax exemptions will be substantial. Resulting increased prices to consumers will be much greater than the mere 4.25 percent applied at the final transaction. A manufacturer selling directly to a final consumer must also pass on the new sales taxes paid for business machinery used to produce that product, the new sales taxes paid for component parts which go into that product, and the new sales taxes paid for material — such as chemicals or lubricants — which is consumed in the production of that item. Furthermore, the producers of the primary goods which are purchased by the manufacturer will have similar additional sales tax costs of their own to pass along.

We cannot know whether the cost of all these new forms of sales tax will be less than the present cost of property taxes. The impact will vary according to a firm's unique production methods, type of product or service rendered, marketing strategy and clientele. The proposed trade-off could have profound effects on business structure, production schedules, product demand and the forms of business activity which are encouraged or discouraged. In short, it is a radical proposal which raises countless

unanswered questions and which threatens the stability of numerous businesses in this state due to a flood of new operating expenses. KCCI therefore opposes SB 656 and recommends that you do, too.

VENDOR PURC. JES BY VENDOR, BY CITY, BY STAT DURING 1989

JANUARY

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FARMERS COOP GR ABBYVILLE ABILENE AUTO PA ABILENE К ABILENE RENT-AL ABILENE AGL SUFERIOR SE ABILENE К К B RADIATOR SERV ABILENE BILL'S TEXACO K ABILENE ABILENE К CITY CAB DICKINSON COUNT ABILENE DICKINSON COUNT ABILENE К DICKINSON COUNT ABILENE DON'S TIRE AND ABILENE К DONS TIRE & SUP ABILENE К FAULKNER WELDIN ABILENE К H & H REPAIR ABILENE ABILENE К HELM REFUSE К MODERN PLUMBING ABILENE PIONEER FARM AN ABILENE К RAY'S APCO SERV ABILENE ROBSON OIL COMP ABILENE К ROBSON OIL COMP ABILENE

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VENDOR CITY	STATE	VENDOR	CITY	STAT
WIETERS BROTHER ABILENE	KS	SLAVEN ENTERPRI	ARKANSAS	C KE
BRENDA ALLEN ALTOONA	KS	THE BRYANT HARD	ARKANSAS	CKE
J. FRANK, INC. AMERICUS		TICKEL REFRIGER	ARKANSAS	5 U K
ANTHONY FARMERS ANTHONY	KS	TWO RIVERS CONS	ARKANSAS	o C K
CHRISTY'S WELDI ANTHONY	KS	TYLER PRODUCTION	ARKANSA	o b Kt
GENE MARTIN LP ANTHONY	KS	UNITED AUTO ELE	ARKANSA	o L Ki
HARPER CO WEED ANTHONY	K S	WALDECK FERTIL	I ARKANSA	5 L K:
HAZEL'S SHEET M ANTHONY	KS	WALDECK OIL CO	ARKANSA:	b L Kt
JUSTICE BATTERY ANTHONY	KS	WESTON RENTALS	HKKANDA:	
NELSONS CAFE ANTHONY	KS	WOODS LUMBER C	U AKKAMBA	N K
PAT'S WELDING ANTHONY	KS	ATCHISON AUTO	L WICHTON	
BERRY CONSTRUCT ARGONIA		AYERS AUTO SUP		• •
BOTKIN GRAIN CO ARGUNIA	KS	BEVERLY LUMBER	ATCHISO	* -
CITY OF ARGONIA ARGONIA	KS	BFR ROCK QUARR		
FARMERS AGRI SE ARGONIA	KS	BROMLEY & SONS	ATCHISO	• •
WHITE'S UPHOLST ARGONIA	KS	BROMLEY AND SO	N ATCHISU	• •
BOOGAARTS ARK CIT	Y KS	CARRIGAN LUMBE		• •
NTLLONS ARK CIT		CONSUMER S OIL	ATCHISO	
A C MATIRESS CO ARKANSA	S C KS	CONSUMERS OIL	C AICHIBL	
ARK CITY GLASS ARKANSA	AS C KS	DILLON TIRE AN		
ARK CITY STEEL ARKANSA	AS C KS	DON'S RADIATOR		
ARKANSAS CITY C ARKANSA	AS C KS	LINCOLN GRAIN	C ATCHIS	
ARKANSAS CITY S ARKANSA	AS C KS	MARLATT CONSTR	PIHOTA US	
BAILLYS FARM AN ARKANSA	AS C KS	PAOLUCCI GROCE	PATCHIS	
BOWMAN'S PLUMBI ARKANSA	AS C KS	PAOLUCCI REST		• • •
CARTER/TOUSLEY ARKANSA		PIPER PLUMBING		
CARTERS AUTO PA ARKANSA	AS C KS	THAYER SUPPLY		
CLARK CZAPLINSK ARKANSA	AS C KS	ATTICA APCO	ATTICA	K:
	AS C KS	DARK OIL COMP		
DALE ENTERPRISE ARKANSA	AS C KS	AUGUSTA SAW A		
FRED BARNES WEL ARKANS	AS C KS	AUGUSTA TIRE		
	AS C KS	BUTLER COUNTY	TPINING 3	
HAWKINS AUTO SE ARKANS	AS C KS	HARRY P. WEIR		
HOMELAND STORES ARKANS	AS UKS	JARVIS AUTO S	UP AUGUST	
HUTCHINSON FLEC ARKANS	AS C KS	JUSTIN MITCHE	LL AUGUST	A K
JARVIS AUTO SUP ARKANS	VG C NG	L A KNEBLER C		
JERRY'S DONUTS ARKANS	AS C KS	L AND L TIRE	CO AUGUST	A K
K MART ARKANS K.S. CZAPLINSKI ARKANS		L.A. KHEBLER	CO AUGUST	A K
L G PIKE CONSTR ARKANS	AS C KS	LEF'S GLASS	AUGUST	A K
LAWN AND LEISUR ARKANS	AS C KS	MILLER PARTS		
LEACH FIRE EQUI ARKANS	AS C KS	SHRYOCK AMOCO		
MID-WEST FLECTR ARKANS	AS C KS	SHRYDCK STAND		
MIKE GROVES OIL ARKANS	AS C KS	SOUTHWIND OIL	. C AUGUST	A K
MIKE GROVES DIL ARKANS	AS C KS	SPURGEON CARP		
MILLER TIRE AND ARKANS		T AND J ELECT		
MILLER'S METRO ARKANS	AS C KS	TRIPLE A BUIL		
MOONLIGHT CLEAN ARKANS	AS C KS	54 MOTOR SERV		
FOSTMASTER ARKANS		B AND V PRINT		
RAKIE'S OIL CO ARKANS		PTL AUTO REPA		
RAMSEY'S AUTO P ARKANS		CITY OF BAZIN		
ROB CARROLL'S S ARKANS		SUMNER COUNTY		
SHERWIN WILLIAM ARKAMS	SAS C KS	BELLE PLAINE	UN BELLE	LTHI K

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VENDOR	CITY	STATE		VENDOR	CITY	STAT
AEHDON						
CITY OF BELLE P	RELLE PLA	I KS		NEWS-STANDARD P	CHANUTE	Kξ
HARBER'S ICE CR	RELIEUTIL	E KS		OIL FLOW MFG	CHANUTE	Κŧ
REPUBLIC COUNTY	BELLEUTIL	F KS	,	OIL PATCH PUMP	CHANUTE	K!
KELARITE COOK!	DELOTT	KS		OLSON HEATING &	CHANUTE	Kξ
FARMWAY COOP IN	かたいひとてのい			PLATTNER WELDIN	CHAHUTE	K٤
BARSCH CORPORAT	BERKTION	V.C		ROLLOW'S SMALL	CHANUTE	Kξ
BROWN TERMITE C	BERRYTUN	KS		TAYLOR'S ICE DO	CHANUTE	Kξ
E4 EXCAVATING,	BERRYTUN	KS		WESTERN DRILLIN	CHANUTE	K٤
ASSOCIATED DESI	BONNER SI	PR KS		YOUNG'S WELDING	CHANUTE	Kξ
BERKEL & COMPAN	BONNER SI	PR KS		ZIMMERMAN ELECT	CHANUTE	Κŧ
BERNING TIRE IN	BONNER SI	PR KS		VILLEKUHU EFERI	CHANGIL	
COLEMAN IMPLEME	BONNER SI	PR KS		QUINTEN D. YOUN	CHENEI	
MULTI SYSTEMS I	BONNER S	PR KS		CITY OF CHERRYV		LE N
SOUTHWEST STEEL	BUNNER S	PR KS		GENES 66	CHERRYVA	
BURLINGAME CONC	PURI THICA	MF KS			CHERRYVA	
DONALD G KIOUS	DUNETHON	WE KS		BURNS & PICKLE	CIMARRON	f K
שטאאנט ט אנטטט דייייי אייייי	I DUNEINUM	KS		CHARLES BURNS	CIMARRON	₹ KE
JONES TREE SERV	A BOKKION	KS		CIMARRON COOPER	CIMARRON	4 KS
MC CLURE'S EQUI		KS		CIMARRON MOTOR		
RED MAPLE REST	A CANET			GRAIN GROWERS C	CIMARROL	4 K
CITY OF CARBON	O CARRONNA	LE KS		GRASSER OIL COM	CIMARRO	
RON'S SERVICE	I CASSODAY	' KS		SMITH'S WELDING	CIMAPPO	
THE GAS KAN CO	N CASSODAY	r KS		SMILM, 2 METDING	CIMANNO	
THE FARMERS CO	- CASTLETO	ON KS		STEPHENS LUMBER	CIPHERO	
ALTA'S & STAN	S CHANUTE	KS		THOMAS IMPLEMEN	Y CIMAKKU	N K
CHANDLER OIL C	O CHANUTE	KS		GRAY COUNTY NO	K CIMMARU	N K
CHANUTE AUTO P	A CHANUTE	KS		INTERIOR SERVI	C CINCINN	ATI K
CHANUTE IMPLEM	F CHANUTE	KS		CENTER ENGINEE		
CHANUTE LP-GAS		KS		CLAY COUNTY WE	E CLAY CE	NTE K
CHANUTE'S RENT		KS		FARMERS UNION	C CLAY CE	NTE K
CIRCLE K AUTO		KS		CLOUGH OIL COM	P COFFEYV	ILL K
CITY OF CHANUT		KS		DOLLAR TIRE ST	O COFFEYV	ILL K
CITY OF CHANGE	L CHANNE	KS		DON VINING REN		
CLEAVER FARM A				FUNK MANUFACTU	R COFFFYU	TLL KS
CLEAVERS FARM	S CHANUIE	KS		HARRY KEITH &	S COFFEYU	THE KY
COMFORT CONIRA		KS		KANSAS BEARING	COFFEYU	TIL KS
CONSOLIDATED O		KS		PLATTNER WELDI	N COLLEIA	TII V
DENISON INCORP	O CHANUTE	KS		TAYLOR CRANE &	COEEEVU	TILL IV
FRED'S TIRE SE	R CHANUTE	KS		TRI-STATE FLEC	T COFFETA	TILL IX
GRAY LUMBER IN	C CHANUTE	KS				
HARRY BYERS &		KS		ABRAM READY MI		
HOME APPLIANCE				BOYDS INCORPOR		
HUBBLE ENTERPR				CITY OF CONCOR		
JAYHAWK GLASS	CHANUTE			CLOUD COUNTY C		
JOHN HOUSTON F	L CHANUTE	KS		CLOUD COUNTY W		
K-K FLECTRIC I	N CHANUTE	KS		DOUBLE CIRCLE	A CONCORI	IA K
K-K ELECTRIC,				DOUBLE CIRCLE	F CONCORD	DIA K
KAISER/ESTECH	F CHANUTE	KS		GERALD'S BODY		
KEN'S RADIATOR				JOHNSTON SUPPL		
KUSTOM ELECTRO				KLING MOTOR CO		
MARTIN TRACTOR				KRIER MOWER &		DIA K
MERLE KELLY FO				MARTIN TRACTOR		
MYERS GENERATO				MID-WEST LUMBE		
				PELTIER FOUNDR		
NAFF ACE HARD				POSTMASTER	CONCORI	
NAPA AUTO PART				RITE-WAY LINEN		
NEELY BATTERY	L CHANUIE	KS		KTIE-MHI FIMEN	, DOMEOUT	- A11 11/-

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SKYLINE ""64" S CONCORDIA KS
KOPENS SERVICE COPPELAND

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LARRY'S MOWER S DODGE CITY KS
LARRY'S M

	2.011.					
VENDOR	CITY	STATE	•	VENDOR	CITY	STAT
	TO VUADT	KS		POSTMASTER	EMPORIA	Kξ
ROBERTSON TANK	ELNOHNI	NO NO		S & S OIL & PRO	EMPORIA	Kξ
THE ELKHART COO	ELKHANI	NO NO		S & S SERVICE C	EMPORIA	K٤
LEBBIN OIL AND	ELLINWUUI) KS		S AND S OIL AND	EMPORIA	K٤
THE GREAT BEND	ELLINWOOD	KS		SANTA FE INN	EMPORIA	K٤
ELLSWORTH COUNT	ELLSWORTH	H KS		SCHAEFER EQUIPM		
AMERICAN ELECTR	EMPORIA	KS				
BARNETT TANK AN	EMPORIA	KS		SKELGAS INC		
BECK'S TIRE INC	EMPORIA	KS		SPARKS SALES AN	EMPURIA	
BLEVINS FLECTRI	EMPORTA	KS		STANION WHOLESA		
BLUESTEM FARM &	EMPORTA	KS		STEVE COFFMAN B	EMPORIA	K٤
BLUESTEN FARM 6	EULOUYU	KS	į.	TEMP AND COMPAN	EMPORIA	K٤
BLUESTEM FARM A	EMPURIA	V2		WESTERN SIZZLIN		
BOB CRAWFORD, I	EMPURIA	KS		WHITE LINE TAXE	EMPORTA	Kξ
RONE BRAKE FURD	FULUKIH	V O		CITY OF ENSIGN	CHETCH	
RRECKS TIKE INC	FILLOKIH	V9		KAW VALLEY WARE	CHOLON	
BURNAP BROS INC	EMPORIA	KS		KAM AHLET MHLE	CUBEVA	KE
C H HUMPHREYS	EMPORIA	KS		F E BLISS SOLII	CATRUAY	
CENTRAL POWER P	EMPORIA	KS		LA RETTA SCOWN	LHTKMH!	
CLINE AUTO SUPP	EMPORIA	KS		NATIONAL SPECIA		
COFFMAN CONSTRU	EMPORIA	KS		SHANKLIN DIL	FLORENC	
DAVE HOLLOND	EMPORIA	KS		CRESS IMPLEMEN	T FREDONI	A K
DAVIDSON'S PLUM				DENISON INCORP		
DIDDE OFFICE SU	EMPORTA	KS		FREDONIA CO-OP	FREDONI	A K
DIDDE OFFICE SO	EMBORITA	KS		WESTERN DINER	FREDONI	A KE
EMPORIA CONSTRU	ELLOUTH			WILSON COUNTY	N FREDONI	A KS
EMPORIA GLASS C	EMPURIA	KS		GALATIA CO-OPE	R RALATTA	K!
EMPORIA LOCK AN	EMPURIA	KS		AMERICAN IMPLE	M GARBEN	CTT KE
EMPORIA RENTAL		KS		B AND L RENTAL	C CAPTEN	CIT K
FIRE SAFE EXTIN		KS		B WANT E KEWINE	9 CADDEN	CTT I/I
FLINT HILLS TIR	EMPORIA	KS		BERRY TRACTOR		
GALLAGHER'S INC	: EMPORIA	KS		BUFFALO MILL S		
GALLAGHER'S J N	EMPORIA	KS		BUGS R US	GARDEN	
GET-N-GO	EMPORIA			CIRCLE K AUTO	P GARDEN	CIT K!
HAHN RENTAL AND	EMPORIA	KS		CONCRETE INDUS	T GARUEN	CIT K
HANSON KIMMAL F				COOK'S REFRIGE		
HAROLD'S WELDIN	I EMPORTA			DILLONS #60	GARDEN	CIT K
HOME LUMBER AND	THENDETA	KS		DODNAH TRUCK A	N GARDEN	CIT K!
HORTON'S AUTOM				FINNEY COUNTY	N GARDEN	CIT K!
HOSPITALITY HOL				FOLTZ CONSTRUC	T GARDEN	CIT KE
				FORD NEW HOLLA	N GARDEN	CIT K
IBT INCORPORATI				FULTON STREET	A GARDEN	CIT KS
INDUSTRIAL BEA				GARDEN CITY AL	IT GARDEN	CIT K!
J. W. TRUCKING				GARDEN CITY FO		
JIM'S CUSTODIA						
JONES HEATING				GARDEN CITY HI	L CARDEN	DIT NO
KANSA CORFORAT				GENERAL PETROL	E GARDEN	CII K
LONGHORN RESTA	U EMPORIA	KS KS		GREAT WESTERN		
LYON COUNTY TR	E EMPORIA	KS		IBT INCORPORAT		
MARK II CORPOR				J J APPELHANS	GARDEN	CIT K!
MCKINZIE SCHEN				JOHNSON SEPTIC	GARDEN	CIT K
MODERH AIR CON				K.L. JOHNSON 1	R GARDEN	CIT K
MORGAN SUPPLY				KANAMAK HYDRAL		
MUCKENTHALER I			*	KANSAS AVENUE		
OXYGEN SERVICE				KEMPER AUTO EL		
				KINNEY GLASS	N GARDEN	CIT K
PENNY'S CONCRE					GARDEN	
PLUMBING BY SP	E EMPURIA	KS		LADD SERVICE	GHUTE	GAT IN

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MCCORDS MOWING GREAT BEND K: MOBILER OIL COMP GREAT BEND K: MOBILER OIL COMP GREAT BEND K: MOBILER OIL COMP GREAT BEND K: PARTS INCORPORA GREAT BEND K: SCRANTON MACHINE GREAT BEND K: STANDAR GREAT BEND K: S VENDOR CITY STATE

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VENDOR CI	TY S	TATE		CITY	
	TOOTON	KS	SERVICEMASTER O	HUTCHIN	BON KE
KROPF LUMBER IN HE	ECCTON	KS	SIRLOIN STOCKAD	HUTCHIN	SON KE
SOLID WASTE HAU HE	ESSION ECCTON	KS	STURGEON GLASS	HUTCHIN	SON KE
THE JOB SHOP, I H	ESSION TAMATHA	KS	SUNFLOWER ELECT	HUTCHIN	SON KE
SCHUETZ TOOL AN H	111 65UEU 11165UEU	KS	SUPERIOR FENCE	HUTCHIN	SON KE
CITY OF HILLSBU U	TILEBORO	KS	T AND E DIL COM	HUTCHIN	SON KE
COOPERATIVE GRA H	TECSPORTOR		WEST STAR TRUCK	HUTCHIN	SON KE
	OLCOMB	KS	WESTLAKE HARDWA	HUTCHIN	ISON KE
		KS	WICHITA WELDING	HUTCHIN	ISON KE
PAPPAS CONCRETE H HENRY BROTHERS H	OLCOND		ARCTIC ICE COMP	INDEPEN	IDEN KE
SCHEID INC H	OLTON	KS	ASHCRAFT TIRE (: Indepen	IDEN KE
HOLYROOD COOPER H		KS	BARNHART DIL CO) INDEPEN	IDEN KE
DOWNEY REPAIR F	IUBE	KS	DAVIS CONTRACT	INDEPEN	IDEN KE
C-T MACHINE SHO F	IUGOTON	KS	DENNIS OIL COM	P INDEPEN	ADEN KE
BROYLES INCORPO F	HIMBOL TIT	KS	INDEPENDENCE R	E INDEPEN	ADEN KE
AGRI CENTER	UTCHINSO	N KS	LINN'S AIR COO	LINDEPE	ADEN KE
BLACKTOP CONSTR H		N KS	SHANKS OIL COM	P INDEPE	ADEN KE
BORNHOLDT FLANT	AUTCHTNSO	N KS	ULTRABOND	INDEPE	ADEN KE
C L FBELING CON !	HITCHINSO	N KS	WOODS LUMBER	INDEPE	NDEN KE
CAREY SALT COMP I	HUTCHINSO	N KS	JOHNSON COUNTY	INDUST	RIAL KE
CARGILL SALT DI	HUTCHINSO	N KS	NORTH SUPPLY C	O INDUST	RIAL K
CENTRAL WELDING	HUTCHINSO	H KS	NORTH SUPPLY C	O INOUST	RIAL KE
CHESTER ANSEL	HUTCHINSO	N KS	INGALLS COOPER	A INGALL	S K
CITY OF HUTCHIN	HUTCHINSO	N KS	CARDER'S PHILM	A IOLA	Κŧ
CONCRETE ENTERP	HUTCHINSO	N KS	COPY PRODUCTS,	IOLA	K
COOPER TIRE SER	HUTCHINSO	N KS	ASHCRAFT TIRE (BARNHART OIL CO DAVIS CONTRACT: DENNIS OIL COMI INDEPENDENCE RI LINN'S AIR COO SHANKS OIL COMI ULTRABOND WOODS LUMBER JOHNSON COUNTY NORTH SUPPLY CO INGALLS COOPER CARDER'S PHILM COPY PRODUCTS, HISER IMPLEMEN NOREL HOMES CO HODGEMAN COUNT JOHNSON COOPER UTC OF KANSAS A AND K RAILRO A B C PLUMBINO A.E. WEST PETE A-1 BARREL CO	T IOLA	K
DALE'S DOWNTOWN	HUTCHINSC	N KS	NOREL HOMES CO	IOLA	_ K\
DALES COMMERCIA	HUTCHINSO	н кѕ	HODGEMAN COUNT	Y JETMOR	E K
DALES DOWNTOWN	HUTCHINSO	N KS	JOHNSON COOPER	A JOHNSO	IN K
DAVIS HOME CENT	HUTCHINSO	N KS	UTC OF KANSAS	JUNCTI	ON C K
EALES PLUMBING	HUTCHINS	N KS	A AND K RAILRO	A KANSAS	CII K
EQUIPMENT RENTA	HUTCHINS	N KS	A B C PLUMBING	KANSAS	CIT K
EWING CONSTRUCT	HUTCHINS	N KS	A.E. WEST PET	KANSAS	CIT MO
FARMERS COOPERA	HUTCHINS	211 IVW	A-1 BARREL CO	TP KANSAS	OTT VO
GARVEY FLEVATOR	HUTCHINS	on Ks	AAA ENGINE & I	T NAMENG	CIT K
GULLICKSON TIRE	HUTCHINS	ON KS	ABLE MUFFLER S	T VANCAC	CIT K
HUTCHINSON BAG	HUTCHINS	ON KS	ACE HARDWARE	ADDINA IL	CIT K
HUTCHINSON TRUC	HUTCHINS	DN KS	ACME HYDRAULI	LANGA Danga	S OIT K
J AND J DRAINAG	HUTCHINS	DN KS	ACME HYDRAULI	C KANSA	R CIT K
J. H. SHEARS SO	HUTCHINS	DN KS	ACME RADIATOR	Δ ΚΔΝ Ω Δ	CTT K
JIM'S SALES & S	HUTCHINS	DN KS	ALL WAYS FREI	H KANGA	S CIT K
KANSAS OXYGEN,	HUTCHINS	ON KS	ALLEN ARMATUR	E KANSA	S CIT K
KANSAS PROPANE	HUTCHINS	UN KS	ALPHA MARKETI	NG KANSA!	B CIT K
KENNY'S ELECTRI	HUICHINS	ON KS	AMERICAN LIFT		
KINGSLEY-WAGNER	MULCUTION	UN KG UU V9	AMERICAN RIGG	ER KANSA	S CIT K
LOWEN COMPANY I MARTINEZ AND SO	DOICUTUD	טא אכ הוז עם	AMERICAN RIGG	ER KANSA	S CIT K
MARTINEZ AND SU MIDWEST IRON &	DOLCUTUS	UN KG 011 1/9	AMINO BROTHER	S KANSA	S CIT K
MURDOCK SUPPLY	HUTCHING	ON KS	APAC-KANSAS,	IN KANSA	S CIT K
ONTJES VENDING	HITCHING	ON KS	ARGENTINE SMA	LL KANSA	S CIT K
ORKIN EXTERMINA	HITCHING	UN KG	ARMOURDALE AU	TO KANSA	S CIT K
OWEN MOWING SER	HILLAINS	ON KS	ASHLAND CHEMI	CA KANSA	S CIT K
RAGLAND AUTO PA	HITCHTHE	UN KB	ASPHALT SALES	C KANSA	S CIT K
KHOLHMT HOLD LH	11010111110	WIT IND			

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NUMBER TOW SER KANSAS CIT KS

SUBURBAN PROPAN KANSAS CIT KS

HILLER HARDWARE KANSAS CIT KS

HO-KAN AUTOMOTI KANSAS CIT KS

HO-KAN AUTOMOTI KANSAS CIT KS

HO-KAN BAILLING KANSAS CIT KS

HO-FRIS KANSAS CIT KS VENDOR CITY STATE

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VENDOR	CITY	STATE	VENDOR CITY STA	
	VTHELEV	KS	NELSON MACHINE LAWRENCE K	
VOLZ OIL CO	KINSLEY	KS	ORLIN WAGNER 51 LAWRENCE K	
VOLZ OIL COMPAN			PATCHEN ELECTRI LAWRENCE K	
BOGNER INC	KIOWA	KS	PENNY'S READY M LAWRENCE K	(٤
CITY OF KIOWA	KIOWA	KS	POLK OIL COMPAN LAWRENCE K	(§
n AND U RODY RE	KIOWA	KS	LEGEN OIL CALL	٤)
DEB'S 66 SERVIC	KIOWA	KS	FOK= 0 ZONG GHAN = \(\cdot	\£
GAMBLES	KIOWA	KS	MODET President	({
HUMPHREY INCORP	KIOWA	KS	Laible Marailan	₹
J R MICHEL OIL	KTOWA	KS	THE LUMBERS OF THE PROPERTY OF	
JARVIS AUTO SUP	KIONA	KS	Make Doughly the miletime	{ {
JARVIS HOLD SUF	MIDWI	KS	I WITELING OF THE TOTAL OF THE	Kξ
KIOWA SERVICE C	KIUWH	KS	CAPITAL ELECTRI LEAVENWORT	Kξ
MC NAMAR'S L P	KIUWH		CLEAN TECH SYST LEAVENWORT	Κŧ
Q MART COUNTRY	KIUWA	KS	GEIGER READYMIX LEAVENWORT	K٤
RALPH'S SHOP	KIOWA	KS	LEAVENWORTH COU LEAVENWORT	Kξ
THE LITTLE STOR	KIOWA	KS	MANCE LAWN & GA LEAVENWORT	Kξ
THE O K COOPERA	KIOWA	KS	RUTLEDGE BACKHO LEAVENWORT	KS
THE THICKER COMP	KIOWA	KS	AIRSIGNAL INC LEAWOOD	Κŧ
RUSH COUNTY NOX	LACROSSE	KS	AIRSIGNAL INC. LEAWOOD	K٤
CITY OF LAKIN	LAKIN	KS		Κξ
KEARNY COUNTY W	LAKIN	KS		
DEAN'S 66 SERVI	LARNED	KS	THOS USINGS A SECTION OF THE SECTION	K
LARNED READY MI	LARNED	KS	OO! (41)*!!# ##!!!!! == =	K
PAWNEE COUNTY	LARNED	KS	OUDE! A !! HERE	Κŧ
PAWNEE COUNTY I	LIAPNED	KS	DEUI 1/1124111	Kξ
LUMBE COOKII	LADNED	KS	ONTHIGHT # ### # ###	Κŧ
ROTH EQUIPMENT	FHUILET		AMBROSE SALES C LENEXA	Κŧ
A-1 CITY CAB CO	LAMKENCE		AMERICAN BUSINE LENEXA	Κŧ
ANDERSON RENTAL	LAWKENCE	-	ANIXTER LENEXA	Kξ
ART & SIGN GRAD	LAWKENCE	E KS	AVNET COMPUTER LENEXA	K!
AUTO PARTS COM	- LAWRENCE	E KS	BARNETT, STUART LENEXA	Κŧ
BRANCH PLUMBIN	B LAWRENCE	E KS	BLACKMORE AND G LENEXA	Κŧ
BUSINESS HEALT	H LAWRENCE	E KS	BRADCO INCORPOR LENEXA	K
CHANEY PLUMBIN	G LAWRENCI	E KS	BUBECK SERVICE LENEXA	K
CLOUD HEATING	& LAWRENCE	E KS	BUTLER PAPER CO LENEXA	Κŧ
COMET CORPORAT	I LAWRENC	E KS		K
CONNECTING POI	N LAWRENCE	E KS	C.L. MCMICHAEL LENEXA	K
D & D TIRE, IN	C LAWRENC	E KS	CADILLAC PLASTI LENEXA	
DOUGLAS COUNTY	LAWRENC	E KS	CARPET MAGIC BY LENEXA	K:
ELECTROLIFE BA	T LAWRENC	E KS	CASHCO LENEXA	K:
FARMERS CO-OP	A LAWRENC	E KS	CHEMICAL SALES LENEXA	Kt
FLEETWOOD SMAL	L LAWRENC	E KS	COLT TECHNOLOGY LENEXA	K
HEETCO INC	LAWRENC		COMPUTER ACCESS LENEXA	K:
HUXTABLE AND A			CONTRACTORS SUP LENEXA	K
JONES FARM SUP	P LAWRENC		DATA PORT JECHN LENEXA	K:
JONES RENT-ALL	LANDENC		ECZEL CORPORATI LENEXA	K!
KAU VALLEY IND	U LAWRENC		ERNST-EICHMAN M LENEXA	K:
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M. W. SIMOHSON	LHWKENU	F 1/0	HAMILTON AVNET LENEXA	K
MALONE AND ASS			HEDEEN ARCHITEC LENEXA	K:
MC CONNELL MAC			HERMES LANDSCAP LENEXA	K
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TURING 1984			."
VENDOR CITY STATE	▼ 100 · 1 · 10 · 10 · 10	CITY	STAT
AMERICAN FIRE S MISSION KS	BRANDON HUNTLEY	NEWTON	Κŧ
AMERICAN REPROG MISSION KS	BUILDERS CONCRE	NEWTON	Κ٤
AURORA PUMPS MISSION KS	BULLER CYCLE SE	NEWTON	K!
BORDMAN/HUTCHIN MISSION KS	C G & SON TIRE	NEWTON	Κŧ
CARDINAL OFFICE MISSION KS	CLAASSEN HARDWA	NEWTON	K
CELLULAR ONE MISSION KS	CLASSEN HARDWAR	NEWIUN	K£ K£
COLLINS AND AIK MISSION KS	DAVID'S SALES A	NEWIUN	KE KE
DATA GENERAL CO MISSION KS	DENNY'S HEATING	MEMIUM	K!
DUGGINS LAUNDRY MISSION KS	DILLONS STORE N	MEMIUM	
GRADY COMPANY I MISSION KS	DOUBLE R AUTO P	MEWION	K!
MISSION FRAME S MISSION KS	DR RODGER GRANT	NEWIUN	
MULTIPLE SERVIC MISSION KS	ESPERAIR, INC	NEMLON	K?
NAPA AUTO PARTS MISSION KS	FLEMING'S SEAML	NEWTON	K?
NOLTE CARPET CO MISSION KS	FRANS CARPET GA	NEWTON	Κ٤
POSTMASIER MISSION KS	GARY WONDER		
PROSS/ENFO INDU MISSION KS	GATOR & WHEELS,	NEWTON	Kŧ
RADIATRONICS ND MISSION KS	GENCO CO.	NEWTON	
S AND C ELECTRI MISSION KS	GENCO, CO.	NEWTON	
SELLERS INJECTO MISSION KS	GOODYEAR TIRE	4 NEWTON	K!
UARCO INCORPORA MISSION KS	GRABER'S HARDWA	A NEWTON	K!
M J MURPHY OIL MOLINE KS	GRABER'S PLUMB	I NEWTON	K!
MURPHY SELF SER MOLINE KS	GRABERS HARDWA	R NEWTON	K
MCADAMS LIMESTO MORAN KS	HARMS ELECTRIC	NEWTON	K!
MID-KANSAS COOP MOUND RIDG KS	HARVEY COUNTY	L NEWTON	K!
C & M TRUCKING MOUNDRIDGE KS	HARVEY COUNTY	N NEWTON	K!
BILL JACKSON MU MULVANE KS	HOUSE OF GLASS	NEWTON	K
IN-N-OUT MULVANE KS	INDUSTRIAL MAI	N NEWTON	K!
J J AUTO SUPPLY MULVANE KS	INDUSTRIAL MAI J AND S ENTERP J C DIESEL SER	R NEWTON	K
M AND M HARDWAR MULVANE KS	J C DIESEL SER	V NEWTON	K!
MULVANE COOPERA MULVANE KS	DHUATO MOID OF	1 110041011	• • • •
PAPENHAUS OIL C MULVANE KS	JOHN DEERE PAR	T NEWTON	Κŧ
WAYMAN OIL COMP MULVANE KS	KANSAS GAS AND	NEWTON	K!
PICTURE FRAMES N KANSAS C KS	KAYE ELECTRIC		K!
SMITH TOOLS AND N KANSAS C KS	KEN PULASKI		K
KANSAS RENTAL, N TOPEKA KS	KEN'S TRUCKING	NEWTON	K:
NAVARRE FARMERS NAVARRE KS	KIRKPATRICK PL	U NEWIUN	- K:
FIBERGLASS ENGI NEODESHA KS	KOEHN AND ASSO		K!
SCOTT ROCK CO. NEODESHA KS	LE ED TIRE INC		K
DON'S AUTO NESS CITY KS	LECKINGTON TRU		K:
LEIKER DIRT CON NESS CITY KS	LEWIS P FARNAN		K!
NESS COUNTY WEE NESS CITY KS	M H GRABER	HEWTON	K:
PAUL'S "66" SER NESS CITY KS	MARY'S	NEWTON	K:
PAUL'S 66 SERVI NESS CITY KS	MARY'S BLUE PE		K:
RIGHT COOP ASSO NESS CITY KS	MCKIM RADIATOR	NEWTON	K:
ABC TERMITE & P NEWTON KS	MCHOLTY CONST		
ABS TREE SERVIC NEWTON KS	MENNO TRAVEL	SE NEWTUN	K:
ACE HARDWARE NEWTON KS	MID-KANSAS FRO	JP NEWTON	K:
AL'S LOCK & KEY NEWTON KS	MID-KANSAS RE		
ANDERSON NAME P NEWTON KS	MOM'S COUNTRY		
ANDERSON OFFICE NEWTON KS	NCH TRUCK SEK		
ARAPAHOE BACKHO NEWTON KS	NEWELL OIL CO	TP NEWTON	K:
AUTO CASTINGS R NEWTON KS	NEWTON AUTO S		
BILL BUDDE NEWTON KS	NEWTON MACHIN	E NEWTON	K:

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NEWTON RENTAL C	NEWTON	KS	DONAHOUER AND A	OLATHE	K?
NEWTON VACUUM C	NEWTON	KS	EDSAL TRAFFIC	OLATHE	Kξ
POSTMASTER - NE	NEWTON	KS	FOOD 4 LESS	OLATHE	Κŧ
PRYOR ELECTRIC	NEWTON	KS	GENUINE PARTS		K٤
QUINN MINI-STOR	NEWTON	KS	GRAPHIC TECHNOL	OLATHE	KS
RAY ROOFING INC	; NEWTON	KS	HARRISON MACHI	OLATHE	K٤
RHOADES CONSTRL) NEWTON	KS	INSTANT PHOTO	DLATHE	Κŧ
RHODES WELDING	NEWTON	KS	J & K RENTALS	R OLATHE	Kξ
RM S AUTO ELECT	NEWTON	KS	LESLIE COMPANY	DLATHE	Κŧ
RM'S AUTO ELECT	T NEWTON	KS	MAURY E. BESTI	SOLATHE	Kŧ
ROBERTS WHOLES	A NEWTON	KS	MID-CENTRAL/SY	SOLATHE	K!
RON LECKINGTON	HEWTON	KS	MIDWEST SPRAY	E DI ATHE	Κŧ
RUDY'S WELDING	NEWTON	KS	NAPA AUTO PART	SOLATHE	K
SAFEWAY STORES	NEWTON	KS	OLATHE AUTO PA	R OLATHE	K!
SASNAK EXPRESS	NEWTON	KS	OLATHE FORD IR	A OLATHE	
SEARS ROEBUCK	A HEWTON	KS	OLATHE ICE AND	DLATHE	
SHERWIN WILLIA	M NEWTON	KS	OLATHE TIRE AN	IN DLATHE	
SIEBERT-DANIEL	S NEWTON	KS	PRICE BROTHERS	DLATHE	
SOUTH DILLONS	# NEWTON	KS	PRIME INDUSTR	A DLATHE	
SOUTHSIDE AMOC	O NEWTON	KS	RICHARD'S LOCK	OLATHE	
STAR DRAIN CLE	A NEWTON	KS	RICKARD'S LOCK	CLATHE	
SUNDOWNERS INC	O NEWTON	KS	SERVICEMASTER	O DIATHE	
SUPER SPEED PR	I NEWTON	KS	SHELDON SUBUR	A DIATHE	
T MAXWELL LAND	S NEWTON	KS	SUNFLOWER BOL		
TERRONE'S UPHO	L NEWTON	KS	SUTHERLAND LUI		
THE CARPET EMP	O NEWTON	KS	TIM'S TIRE CE	NT OLATHE	
THE CITY OF NE	W NEWTON	KS	UNIONGAS	OLATHE	
THE SERVICE ST	A NEWTON	KS	VERMEER SALES		
TRIPLE A BUILT		KS	WESTERN AIR M	AP OLATHE	
VOTH POTTERY	NEWTON	KS	MURPHY DIL CO		. K
WENGER OIL COM	TP NEWTON	KS	HASKINS CONOC	n OSAGE	
WENGER OIL INC		KS	HASKINS DIL C	OM DSAGE	CITY K
WIEBE TIRE & S		KS	JERRY'S THRIF	TW DSAGE	CITY K
WIEBE TIRE AND	D NEWTON	KS	P J'S RESTAUR	AN DSAGE	CITY K
WIERE WOOD PRO	JU NEWIUN	KS	PARTS HOUSE A	ND DSAGE	CITY K
WRAY ROOFING,		KS KS	T&D TRUCKS	OSAGE	CITY K:
WRIGHT AND SO			OSBORNE COUNT		
CITY OF NICKE	VA NICKEVOC		WHOLESALE SER	VI OSBOR	NE KI
FARMERS COOPE			JEFFERSON COU	HT USKAL	OSA K
WEEDOC OF KAN			MARJORIE HEST	OH OSKALI	DOSA K
MARTIN SUPPLY WEISHAAR BROT			CAREY MECHANI	CA OTTAW	4 K:
NORRIS MACHIN		KS	CMI-OTTAWA	OTTAW	4 K
FARRAR CORPOR	AT NORWICH	KS	D & L AUTOMOT	IV OTTAW	A K
MELROSE OIL C	U MUBRITCH	KS	FOGLE DUARRY	CO OTTAW	A K
OFFERLE CO-OP		KS	FRANKLIN COUN	ITY OTTAW	A K
TOOCT KURTZ T		KS	GILLILAND OIL	WATTO 8.	A K
ALLSTATE ELEC		KS	GREEN LIGHT A		
AUTOMOTIVE EL		KS	HOUSE OF PART	WATTO 8	A K
BLEDSOE EQUIP		KS	KEYMAN LOCKST	IIT OTTAU	A K
BEEDOOF EROIL	DE OFFILE	1/3			

VENDOR	CITY	STATE	 VENDOR	CITY	STAT
4 Etimoti			KUSTOM ELECTRON	OVERLAND	P K
KILE EQUIPMENT	OTTAVA	KS	LANDIS AND GYR	OVERLAND	P KE
MCCALLS ELECTRI	OTTAWA	KS	MARSHALL OFFICE	OVERLAND	P K!
OLMSTED ELECTRI	OTTAWA	KS	MASTERGLASS WIN	DUERLAND	P KE
OTTAWA COOP ASS	OTTAWA	KS	MATHIS PHOTO IN	OVERLAND	P K!
OTTAWA PARTS HO	OTTAWA	KS	MCBEE LOOSE LEA	OVERLAND	P K
OTTAWA TIRE 8 S	OTTAWA	KS	MESSPLAY MACHIN	OVERLAND	P K
PARTS PLUS AUTO	OTTAWA	KS	MILGRAY ELECTRO	OVERLAND	P KE
PENNY'S READY M	OTTAWA	KS	MINE SAFETY APP	OVERLAND	P K!
SKELGAS, INC	OTTAVA	KS	MISSION & OVERL	OVERLAND	PK
STEANSON PLUMBI	AWATTO	KS	NELSON STUD WEL	OVERLAND	PK
SUFFRON GLASS C	AWATIO	KS	NEWARK ELECTRON	OVERLAND	I P KS
TOWN AND COUNTR	AWATTO	KS	NEWARK ELECTRON	DUERI AND	I P K!
A TO Z OFFICE S	OVERLANI	PKS	NOVAMERICA CORF	OVERLAND	P KS
AMERICAN AIR FI	OVERLAND) P KS	OVERLAND PARK (OVERLAND) D 1/(
ANIXTER	OVERLANI	PKS	PARKER AND FOST	L DUCKI VIL)
ANTENNA FARMS	OVERLAND		PETERSONS ANTI	OVENLAND) P (((
BANNERS AND SIG	OVERLANI	PKS		OVERLANT) P M(
BARRY SALES AND	OVERLANT	D P KS	PHOTO QUIC PRESENTATION/I		
RLUE M	OVERLANI	PKS	PRODUCTION PRO	U UNEBLANI	n P KS
BOONTON ELECTRO	OVERLANI	D P KS	R.A. BEHRMANN	D OVERCANT	0 B K(
BROOKRIDGE COUN	OVERLAN	DPKS		OVERLANI	0 P K(
BROOKS ELECTRON	OVERLAN	O P KS	RACAL MILGO		
BURECK SERVICE	OVERLAN	D P KS	RADIATRONICS N	D ON SI AN	D D V(
BUD STACK'S AUT	OVERLAN	D P KS	RADIO CONTROLL	E UVEKLANI	D D V
CAMERA CENTER	OVERLAN	D P KS	SEARS BUSINESS	UVERLAN	D D V(
CARLCO INCORPOR	R OVERLAN	DPKS	SEARS ROEBUCK	A UVERLAN	D P Ki
CENTRAL STATES	OVERLAN	DPKS	SERVICE MERCHA	N UVERLAN	D P K
CENTURION INTER	R OVERLAN	DPKS	SKIL CORPORATI	O OVERLAN	UPK
COMMERCIAL CAP	I OVERLAN	D P KS	SMOKEETER OF M		
CONNECTING POI	N OVERLAN	D P KS	SPECK WISE AND		
CONTINENTAL VI	D OVERLAN	D P KS	STURGIS EQUIPM	E OVERLAN	D P K
CORPORATE ENVI	R OVERLAN	D P KS	SYSTRON DONNER	OVERLAN	ID P K
CRABIREE & LVE	LOVERLAN	D P KS	TELECTRONICS I	N OVERLAN	D P K
DOUGLAS PUMP S	E OVERLAN	D P KS	THE ANTENNA FA	R OVERLAN	ID P K
DYNAMIC BUSINE	S OVERLAN	ID P KS	THE FLOWER MAN	I OVERLAN	ID P K
ENFORCER INCOR	P OVERLAN	ID P KS	THE STUDIO	OVERLAN	
ENTIRE COMPUTE	R OVERLAN	ID P KS	THE TIMKEN CON	IP OVERLAN	ID P K
ENTIRE SUPPLY		ID P KS	THE VAC SHOP		ID P K
FARINON ELECTR	I OVERLAN	ID P KS	THE WOOD WORKS		
FLUIDTECH INC.	OVERLAN	40 P KS	TRANE COMPANY	OVERLAN	
GANN ENTERPRIS	E OVERLAN	ID P KS	TURNER CONSUL		ID P K
GENERAL ELECTR	I OVERLAN	40 P KS	UNITED MIDWES		
GRAPHIC CONTRO	L OVERLA	AD P KS	VERSATEC	OVERLAN	
GRAY HILL SPEC	T OVERLAN	4D P KS	VERY IMPORTAN	I OVERLAN	ID P K
HAROLI J CURRY	OVERLA	VD P KS	WALDENBOOKS #	45 OVERLAN	AD P K
HOUSE OF FRAME	S OVERLAN	40 P KS	WESTBURNE SUP		
INLAND ASSOCIA			WORLEY ENTERP		
INTEGRATEO MAN			XEROX CORPORA		
INTERGRAPH COR			KAN COMM	OXFORD	K:
J AND S TRAILE			TRI-COMPANY C		
J.J. MELCHIOR			D AND G MACHI		K:
JIM'S LOCKSMIT			J&J METAL PRO		K:
KROHN-HITE		ND P KS	GUODYEAR COMM	ER PARK C	ITY K

DOLLY DOLLY DOLLY		
VENDOR CITY STATE	VENDO!	TAI
DAVION SUPERIOR PARSONS KS	RADIO CAB-YELLO SALINA	Kξ
THE LOW ON FUTON A THEFT	SALINA NUT BOLT SALINA	K٤
ABILICION INCHOR TOTAL	SALINE CO. HOXI SALINA	Kξ
	SEARS SALINA	Kξ
CITY OF PAWNEE PAWNEE ROC KS	SKELGAS INC SALINA	Κŧ
CITT OF (ENDOW)	SMOOT GRAIN CO SALINA	Κŧ
MACKET & COMO	VERNON'S SUPPLY SALINA	K٤
H-1 ''	WASTE MANAGEMEN SALINA	Kξ
KISHUES CICE CIET.	WILSON & COMPAN SALINA	Κŧ
	ZELLER BRAKE SE SALINA	Kξ
KYLE RAILROAD C PHILLIPSBU KS	MC DONALD DIL C SATANTA	Κŧ
MAK D. C. NONGH	MCDONALD OIL CO SATANTA	Kε
	MCDONALD 66 SER SATANTA	K٤
JAMES J WOOD PITTSBURG KS	SATANTA AUTO CE SATANTA	K٤
MID-AMERICA SAN PITTSBURG KS	SATANTA COOPERA SATANTA	Κŧ
MIDWEST MINERAL PITTSBURG KS	SATANTA PRESSUR SATANTA	Κŧ
LEE E FIGGINS POMONA KS	SATANTA ROUSTAB SATANTA	Kξ
CALDWELL-BAKER PRAIRIE VI KS	CONSTRUCTION RE SCANDIA	Κŧ
GLASEAL, INC PRAIRIE VI KS	BUMPS MOWING & SCOTT CIT	Y KE
KANSAS HATIONAL PRAIRIE VI KS	SCOTT CITY GRAI SCOTT CIT	TY KE
O.J. DU PREE CO PRAIRIE VI KS	BESCO COMPUTERS SHAWNEE	Kξ
FRISBIE ICE COM FRATT KS	CALKINS ELECTRI SHAWNEE	K
SOUTHWEST TRUCK PRATT KS	CLARK'S TOOL NU SHAWNEE	Κŧ
STROHL OIL CO PRETTY PRA KS	DAN EVANS 551-7 SHAWNEE	Κŧ
KNIGHT OIL INC PRINCETON KS	DEFFENBAUGH IND SHAWNEE	K!
BRADLEY ATCHISO READING KS	EDWARD RANDALL SHAWNEE	KU
CITY OF READING READING KS	EMERGENCY SAFET SHAWNEE	K!
READING 66 READING KS	FLAGSOURCE UNLI SHAWNEE	K!
T AND H SAW AND RILEY KS	HARDING GLASS SHAWNEE	K
BOB R MORGAN ROELAND PA KS	HOU-MAC CONSTRU SHAWNEE	K!
MORTON COUNTY W ROLLA KS	JAYHAWK MASONRY SHAWNEE	K(
BUTLER COUNTY R ROSALIA KS	JOHNHY ON THE S SHAWNEE	K:
ROSSVILLE TRUCK ROSSVILLE KS	JOHNSON COUNTY SHAWNEE	K:
FARMERS CO-OP A RUSH CENTE KS	KANSAS CITY CAT SHAWNEE	K:
AL'S CITY TAXI SALINA KS	KIEF'S TRANSFER SHAWNEE	K:
ALLIED MOBILE P SALINA KS	MAURER PAVING C SHAWNEE	K:
BERGKAMP INCORP SALINA KS	MICKEY'S PARTY SHAWNEE	K:
BROWN WELDING S SALINA KS	RENZENBERGER IN SHAWNEE	K:
CENTRAL OFFICE SALINA KS	S.P.D. TRANSFER SHAWNEE	K:
CONSTRUCTION RE SALINA KS	SEAL A LOT INC SHAWNEE	K:
CONTINENTAL HYD SALINA KS	SHAWNEE COPY CE SHAWNEE	K:
DEL'S ALTERNATO SALINA KS	SHAWNEE CYCLE P SHAWNEE	K:
DIESEL EDUIPMEN SALINA KS	TERMINIX INTERN SHAWNEE	K'
FERCO INCORPORA SALINA KS	THE COPY CENTER SHAWNEE	K:
FINNEGANS SALINA KS	VAN'S FOOD CENT SHAWNEE	K'
FOOD SERVICES O SALIHA KS	A M MULTIGRAPHI SHAWNEE	
GINDER HYDRAULI SALINA KS	AMERICAN INDUST SHAWNEE	MI K
HOFF'S MACHINE SALINA KS	ASH BATTERY SYS SHAWNEE	MI K
LIGHTHER WELDIN SALINA KS	BRUNING SHAWNEE	MI K
MCCORD TIRE CO SALINA KS	C & B FLARE COM SHAWNEE	
OTT OIL COMPANY SALINA KS	C AND D POWER S SHAWNEE	MI K
PAYLESS CASHWAY SALINA KS	COMMUNICATIONS SHAWNEE	MI K
PAYNE OIL, INCO SALINA KS	EASTMAN KODAK C SHAWNEE	MI K
PEPSI-COLA BOTT SALINA KS	FUOTINII KORNK A ANNALEE	

VENDOR	CITY	STATI		VENDOR	CITY	STAI
	CHAUSE 1	AT VC	·	ST JOHN FARMERS	NHOL TR	Kξ
ELECTROREP INCO	SHAWNEE I	HT VO		STAFFORD COUNTY	ST JOHN	Κŧ
FLUID POWER SAL HEAVEN ENGINEER	SHAMMEE	MI KS		BEACHNER CONSTR	ST PAUL	Κŧ
INDUSTRIAL SUPP	CHAMMEE	MT KS		O'BRIEN ROCK CO	ST PAUL	Κŧ
J.L. GRADY COMP	SHAUNFE	MI KS		CITY OF STAFFOR	STAFFORI	D KE
K-MART	SHAWNEE	MI KS		CLICK ELECTRIC	STAFFOR	U KE
KANSAS CITY VAL	SHAWNEE	MI KS		ROUSH OIL COMPA	STAFFOR	D KE
LAKELAND ENGINE	SHAWNEE	MI KS	3	STAFFORD COOP	STAFFOR	D KE
LEEVER AND ASSO	SHAWNEE	MI KS	3	ZENITH COOPERAL	STAFFUR	U Ki
MAX RIEKE & BRO	SHAWNEE	MI KS	5	ODONNELL & SUNS	STANLET	o ve
MC ANANY CONSTR	SHAWNEE	MI K	5	FARMERS CUUFERA	SIEKLIN	LI EC
MICROTRONICS IN	SHAWNEE	MI KS	5	TURNBULL AUVERT	SIUCKIU	מן הנ הדד ענ
MISSION OFFICE	SHAWHEE	MI KS	S	AUTO PARIS UF C	CTODUC	CII N
MITCHELL SERVIC	SHAUNEE	MI K	5	CLARK FARM AND	217070	DIT DO
NALCO CHEMICAL	SHAWNEE	MI K	S	DIEKER OIL INCO	SIRUNU	CIT V
NAMELY YOURS	SHAUNEE	MI K	S	DIEKER UIL, INC	CTDONG	DIT K
OFFICE ERUIPMEN	SHAWNEE	MI K	S	DIEKEK SIHMMAKT	SIRONG	CIT K
PETERSON BUSINE	SHAWNEE	MI K	<u>5</u>	SINKEMMULEY LEF	ONUMIC :	E KS
PETERSON MACHIN	SHAWNEE	MI K	S	TUE CHO ETTE CO	SUBLETT	F KS
PROCESS MEASURE	SHAWNEE	MI K	S	CHELTTE UTI COM	SUN CIT	Y K!
PRYOR RESOURCES	SHAWNEE	MI K	S	SHELITE OIL CON	SYLUTA	, K
RIVARD & ASSOCI	SHAUNEE	UT K	.5 	D AND H OTI COL	1 SYRACUS	SE KS
RIVARD SALES CO	SHAWNEE	MI K	.S	I DOCAS OF EAR TO	SYRACUS	E K
SCOTWOOD INDUST	SHAVNEE	MI K	.S	DOG 5 CLERK 15.	SYRACUS	SE K
SHAWNEE MISSION	1 SHAWNEE	MI K	(S	TRIPLE-D AUTO	SYRACUS	SE K
SHAWNEE PRESS,	SHAWNEE	MI K	(S	FARMERS COOPER	TALMAGE	E K!
SHEET METAL SE	R SHAWNEE	AT K	(S	- CARDIE OIL INC	TAMPA	- K
TARGET SPECIAL	1 SHAWNEE	PII K	(5 (6	FORD'S LAUNDRY	TECUMSE	EH KS
THE DARLING ENT TRIANGLE SALES	OUAUNEE CUAUNEE	MT M	(5 /6	REX FORD	TECUMS	EH K
UNISYS CORPORA	T CHVINCE	MT K	(S	TOPEKA STEAK H	DIECUMS	EH K
VALERON CORPOR	A SHAWNEE	MT K	(S	INDUSTRIAL CRA	T THAYER	Kt
WHITEHOUSE GAL	SHAWNEE	MIK	KS	JUDY WHEELER	THAYER	K:
WORD-TECH BUSI	N SHAWNEE	MI K	KS	A & A CONCRETE	TOPEKA	Kt
YOUNG RADIATOR			KS	A E WEST PETRO	L TOPEKA	K(
HAMILTON OIL C	O SILVER	LAK F	KS	A TO Z RENTAL	I TOPEKA	K:
ROBERSON LUMBE	R SILVER	LAK H	KS	A-1 LOCK & KEY		
TEXACO, INCORP				A-1 LOCK AND K		
UNIONGAS	SILVER			AAA ENGINE AND		
	SO HUTC			ABS, INC	TOPEKA	
DANNY J EWING			KS	ACME RADIO SUP	r lureka	K:
SOLOMON ELECTR			KS	ACTIVE COMMERC		
SOUTH HAVEN L				AD EXCELLENCE		
KANSAS ICE	SOUTH F			ADAMS BUSINESS ADMINISTRATIVE	TOPEKA	
REHO COUNTY WE				ADVANCE ELECTR		
STUTZMAN REFUS QUALITY PARTS				ADVERTISING SE		
RIGHT COOPERAT	H OFEHKVI		KG Na	ALLIED FLOORS		
SANKO'S SERVIC	T CERVATION	115 1	KG WJ	ALLIED PAINTS		
WERNER PLUMBIN				AMERICAN LINEN		
HORTICULTURAL			KS	AMERICAN PLAIN		
GEE OIL SERVIC			KS	AMERICAN PRE-S		
SOLID WASTE DE			KS	AMERICAN RED C		
COMPAN AUGULT TIP	. wi wwill	. ,	· • 			

STATE STAT CITY **UENDOR** STATE CITY VENDOR CITY LAMP AND S TOPEKA K٤ AMERIPLUS INCOR TOPEKA KS CITY OF TOPEKA TOPEKA K٤ ASAYS SPORTSMAN TOPEKA KS CITY OF TOPEKA TOPEKA Kξ KS ASSOCIATED BEAR TOPEKA CITYWIDE JANITO TOPEKA K٤ KS AUTO PARTS OF E TOPEKA Kξ CLARENCE RHAMBO TOPEKA KS AUTO PARTSMITH TOPEKA K٤ CLARK AND ASSOC TOPEKA AUTOMATED BUSIN TOPEKA KS CLARK LIFT OF T TOPEKA Kξ B AND B SIGN CO TOPEKA KS Kξ CLARKLIFT OF TO TOPEKA KS TOPEKA B AND B SIGNS Kξ COFFEE U.S.A. C TOPEKA B DALTON BOOKSE TOPEKA KS COKER ENGINE SE TOPEKA Κŧ B. A. DURST CON TOPEKA KS COLLEGE HILL PL TOPEKA Κŧ BARTLETT AND WE TOPEKA KS K٤ COLOR TILE SUPE TOPEKA BASS PRO SHOP O TOPEKA KS COMMERCIAL OFFI TOPEKA Κŧ BEN FURBUSH CAR TOPEKA KS **TOPEKA** Κŧ COMPUTERLAND KS BERLIN - WHEELE TOPEKA CONCRETE SUPPLY TOPEKA Kξ BERRY MATERIAL TOPEKA Kξ CONNER TILE AND TOPEKA BERRY TRACTOR A TOPEKA KS Κŧ CONTECH CONSTRU TOPEKA KS BEST OFFICE ERU TOPEKA K٤ CONTINENTAL CAR TOPEKA BEST WESTERN PA TOPEKA KS K! CONTRACT DESIGN TOPEKA KS BLACKBURN NURSE TOPEKA COOK, FLATT AND TOPEKA Kξ BOATMEN'S FIRST TOPEKA KS K! COPE PLASTICS TOPEKA BOB FLORENCE CO TOPEKA KS COPY CENTER OF TOPEKA KS ROB NEISWENDER TOPEKA K COPY PRODUCTS TOPEKA KS BOB'S JANITORIA TOPEKA CORCORAN CHEMIC TOPEKA K BRENT PHOTOGRAP TOPEKA KS COSTUMES ETC TOPEKA BROWN EXCAVATIO TOPEKA KS COX & ASSOCIATE TOPEKA KS BROWN TRANSPORT TOPEKA KS K! CREATIVE SIGHS TOPEKA KS BUBECK SERVICE TOPEKA CUMMINGS SUPPLY TOPEKA K! BUSH MANAGEMENT TOPEKA KS CUMMINGS WELDIN TOPEKA KS C. W. PRINTS TOPEKA K: CURTIS 1000 TOPEKA C.E. RITCHEY SI TOPEKA KS CUSTOM PHOTOGRA TOPEKA CAMBRIDGE LAWN TOPEKA KS DAVIS CYCLE SHO TOPEKA KS CAPITAL BELT 8 TOPEKA DAVIS SPORTS CY TOPEKA K: KS CAPITAL CITY MO TOPEKA DE BACKER'S INC TOPEKA CAPITAL CITY OI TOPEKA KS K: DEAN'S DUPLICAT TOPEKA CAPITAL CITY RA TOPEKA KS K: DEBAUGE & CO., TOPEKA CAPITOL CITY OF TOPEKA KS DECKER OIL COMP TOPEKA CAPITOL CONCRET TOPEKA KS DEGGINGER FOUND TOPEKA CARDINAL BUILDI TOPEKA KS DEPARTMENT OF H TOPEKA CARDINAL CHEMIC TOPEKA KS DESIGNEO BUSINE TOPEKA K CARLA'S TYPE IN TOPEKA KS DICTAPHONE CORP TOPEKA TOPEKA KS CARPET CENTER K TOPEKA DILLONS #67 CASH & CARRY IN TOPEKA K5 DISCOUNT OFFICE TOPEKA KS CASH AND CARRY TOPEKA DODGE CARROLL E TOPEKA KS CENTRAL OK PRIN TOPEKA DODGE MANUFACTU TOPEKA KS CENTREX AUDIO V TOPEKA DON CRUMP TRUCK TOPEKA К CENTURY OFFICE TOPEKA KS DRINK-O-MAT CO. TOPEKA KS CHAMPNEY WRECKI TOPEKA DRIVE TRAIN INC TOPEKA KS CHEMLAWN SERVIC TOPEKA DROSTE WFLDING TOPEKA К CHICAGO CENTRAL TOPEKA KS DRYWALL CONSTRU TOPEKA К KS CHICAGO MISSOUR TOPEKA DUFFENS OPTICAL TOPEKA CHICAGO, MISSOU TOPEKA KS TOPEKA CHIEF STATE BOI TOPEKA KS DUNCAN DONUTS DUNKIN DONUTS TOPEKA CITY GLASS & MI TOPEKA KS

VENDOR PURCHA _S BY VENOOR, BY CITY, BY STATE DURING 1989			99(
VENDOR CITY STATE	45.10011		STAT
THE TREE VA	HINCKLEY AND SC	ropeka –	Κŧ
E-KAN INCORPORA TOPEKA KS	HOUSE OF FABRIC	TOPEKA	Κŧ
EBA MEDICAL CEN TOPEKA KS	HYDRO-FLEX CORP	TOPEKA	Kt
ED BOZARTH CHEV TOPEKA KS	IBM CORP	TOPEKA	K
ED MARLING'S TOPEKA KS	IBT	TOPEKA	
EKDAHL, DAVIS, TOPEKA KS	INDEPENDENT ELE	TOPEKA	Κŧ
FIFCTRONIC BUSI TUPEKA NO	INDUSTRIAL BEAR	TOPEKA	Κŧ
ENERGY MANAGEME TOPEKA KS	INDUSTRIAL CHRO	TOPEKA	K
FNERGY MANAGEME TOPEKA KS	INDUSTRIAL SUPP	TOPEKA	Kξ
ENGROFF CATERIN TOPEKA KS	INDUSTRIAL SUPP	TOPEKA	Κŧ
ERNIE AND SONS TOPEKA KS	INJECTION AND T	TOPEKA	K:
FSCO TOPEKA KS	INLAND BUSINESS	TOPEKA	K٤
F S MEZGER TOPEKA KS	INTERIOR CONTRA	TOPEKA	Κŧ
FALLEYS INC TOPEKA KS	INTERNATIONAL B	TOPEKA	Κŧ
FERROC-NAC-DE M TOPEKA KS	J A HUTCHISON 4	TOPEKA	Κŧ
FERROCARRIL SON TOPEKA KS	J F G COPY PROD	TOPEKA	
FERROCARRILES N TOPEKA KS	O L G COLL LIVOT	TOPEKA	K!
ETNICHAM SERVICE TOPEKA KS	J F GLENN COPY J M BAUERSFELDS		
·	7 M RANEKSLECTS	TOPEVA	
	J R TRANSPORT	TOPEVA	
FLOYD'S DAYLIGH TOPEKA KS	J. C. DARLING S	TOPENA	
· · · · · · · · · · · · · · · · · · ·	J.C. DARLING CO	TOPENH	
FORDS ECONO-WAS TOPEKA KS	J.F. MCGIVERN,	TOPENA	
······································	J-WAY INC	TODEKA	K
FRAME SHOP AND TOPEKA KS	JERRY J DURKES	TOPEKA	K(
FRAMESHOP AND G TOPEKA KS	JOE CONROY CONT	TOPEKH	K!
FUN FOR ALL TOPEKA KS	JOSTEN'S	TOPEKA	
G R NEWELL, FOR TOPEKA KS	JOSTENS-THE CLA	TOPEKA	K!
GARDNER FLOOR C TOPEKA KS	K-MART	TOPEKA	
GATOR PUMP INCO TOPEKA KS	K-W POWER EQUIP	TOPEKA	K!
GENERAL BEVERAG TOPEKA KS	KANSAS AUTOMOT	TOPEKA	K!
GENERAL TIRE SE TOPEKA KS	KANSAS BAR AND	TOPEKA	K!
GEORGIA PACIFIC TOPEKA KS	KANSAS DEPARTME	TOPEKA	K!
GOLD SPECIALTIE TOPEKA KS	KANSAS DEPT OF	TOPEKA	K!
GRAGG'S PAINT C TOPEKA KS	KANSAS DIV OF	I TOPEKA	K:
GRAGGS PAINT AN TOPEKA KS	KANSAS FLECTRI	C TOPEKA	K!
GRAPHIC PROMOTI TOPEKA KS	KANSAS FIRE-8	S TOPEKA	K
GREGG TIRE COMP TOPEKA KS	KANSAS INDUSTR	I TOPEKA	K(
GROVER'S SMOKEH TOPEKA KS	KANSAS MOTOR C	A TOPEKA	K:
H G 1RESSLER TOPEKA KS	KANSAS PRESS S	E TOPEKA	K:
H.M. IVES AND S TOPEKA KS	KANSAS SAND AN	D TOPEKA	K(
HABERKORN AND S TOPEKA KS	KANSAS STATE G	R TOPEKA	K:
HALCO INCORPORA TOPEKA KS	KANSAS STATE H	I TOPEKA	K:
HALL DIRECTORY TOPEKA KS	KAW VALLEY PRO	D TOPEKA	K:
HALL LITHOGRAPH TOPEKA KS	KCR INTERNATIO	N TOPEKA	K:
HAMMAN AND ASSO TOPEKA KS	KEN'S STEEL OF	F TOPEKA	K!
HANCOCK FABRICS TOPEKA KS	KENS STEEL OFF	I TOPEKA	K:
HARDING GLASS I TOPEKA KS	KIENE AND BRAD	L TOPEKA	K:
HERRMANS EXCAVA TOPEKA KS	KING LUMBER CO		
HIGHLAND MILL I TOPEKA KS	KINKO'S	TOPEKA	K.
HILL AND COMPAN TOPEKA KS	KIRBY COMPANY		
HILLMER LEATHER TOPEKA KS	KNOLL WELDING		
119 H B 1 (B) 1 B B 1 C 1 C 1 C 1 C 1 C 1 C 1 C 1 C 1	KNOX SUPPLY IN	C TOPEKA	К
HILTI FASTENING TOPEKA KS	PRIZERALITE OF		

HILTI FASTENING TOPEKA HILTS, INCORPOR TOPEKA

KS

KRIZ-DAVIS OF K TOPEKA

LARDR CONTRACTO TOPEKA KS LARDR NOLLER FO TOPEKA KS LAIRD RALL SYSTE TOPEKA KS LAIRD RALL SYSTE TOPEKA KS LATINER, SOMMER TOPEKA KS LATIHER, SOMMER TOPEKA KS LATIHER, SOMMER TOPEKA KS LATIHER, SOMMER TOPEKA KS LATHAHITLOU TOPEKA KS LATHAHITLOU TOPEKA KS LORGE TOPEKA KS LORGE TOPEKA KS LINDAY DISTRIB TOPEKA KS LORGE SEAD TOPEKA KS LORG	LOK.	1110 270		
LARD MOLLER FO TOPEKA LAIRD MOLLER FO TOPEKA KS LAND RAIL SYSTE TOPEKA KS LAND RAIL SYSTE TOPEKA KS LAND RAIL SYSTE TOPEKA KS MORTH EAST KANS TOPEKA KS MORTHEAST KANSA TOPEKA KS MORTHEAST KANSA TOPEKA KS MORTHEAST KANSA TOPEKA KS MORTHSISE POOL TOPEKA KS MAGIC 1 HR. PHO TOPEKA KS MAGIC 1 HR. PHOT	VENDOR CITY	STATE	VEHDON	
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LAIRD NOLLER FO TOPEKA KS LATTRA, SOMMER TOPEKA KS LATTRA, SOMMER TOPEKA KS LATTRA-WHITLOW TOPEKA LEE T. MOORE CO TOPEKA LEE T. MOORE CO TOPEKA LEE T. MOORE CO TOPEKA KS LIGHTMER WELDIN TOPEKA KS ORKIN EXTERNINA TOPEKA KS ORKIN EXTERNINA TOPEKA KS ORKIN EXTERNINA TOPEKA KS ORKIN EST CONT TOPEKA KS ORKIN EXTERNINA TOPEKA KS ORKIN EST CONT TOPEKA KS PALIA KS ORKIN EST CONT TOPEKA KS PALIA KS PALIA KS OXYGEN EST CONT TOPEKA KS OXYGEN EST CONT TOPEKA KS PARIOUNT TOPEKA KS NOOR TOPEKA KS NOOR TOPEKA	LABOR CONTRACTO TUPEKA		NEON TUBE LIGHT TOPEKA	
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ROLLING MEADOWS TOPEKA	KS	TOKAN	TOPEKA	Kξ
RUBBER MATERIAL TOPEKA	KS	TOPEKA BATTERY	TOPEKA	K٤
RUDY TORRES EXC TOPEKA		TOPEKA BLUEPRI	N TOPEKA	K٤
SAFELITE SERVIC TOPEKA	KS	TOPEKA ELECTRI	C TOPEKA	Kξ
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SELLERS TRACTOR TOPEKA		TOPEKA LUMBER		
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SERVICEMASTER TOPEKA		TOPEKA METAL	SP TOPEKA	Kξ
SEWELL DIL COMP TOPEKA		TOPEKA PUMP C	DM TOPEKA	Kξ
SHAWNEE COUNTY TOPEKA		TOPEKA SERVIC		Kξ
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SUPERIOR SUPPLY TOPEKA		WASINGER BUS		K!
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SALES TAX ASSESSMENT REPAIR OF RAILROAD ROLLING STOCK



KANSAS DEPARTMENT OF ECONOMIC DEVELOPMENT

SALES TAX ASSESSMENT

REPAIR OF RAILROAD ROLLING STOCK

There are thirteen (13) firms within the state that are directly involved with the Repair of Railroad Rolling Stock. These firms represent a full range of employment sizes with the smallest being a (B) category company on up to the largest which is a (G) category company. The following table gives the firm size distribution:

$\underline{\text{No}}$.	Code	Definition
1	(B)	10 to 49 Employers
5	(C)	50 to 99 Employers
2	(D)	100 to 249 Employers
3	(E)	250 to 499 Employers
	(F)	500 to 999 Employers
2	(G)	Over 1000 Employers

Based upon information developed through the course of the investigation on this subject, the total estimated employment averages approximately 5,375 employees each month. If the two firms that are in fact owned and operated by railroads (AT & SF Railway Shops and MKT Railroad) are removed from that total, the total employment is still estimated to be about 3,795 individuals.

The industrial category (SIC 37) which this activity would be a part of represents about a fourth (1/4) of the manufacturing employment (approximately 200,000) within the state. Approximately 50,000 individuals are involved in transportation equipment manufacturing (SIC 37). The majority (approximately 30,000) of the individuals are employed in the manufacture and repair of aircraft equipment and parts.

While the number of individuals involved in manufacturing and repairing railroad equipment appears to be considerably smaller than that of aircraft manufacturing, the 5,375 employees do represent about three percent (3%) of the state's overall manufacturing employment. Noticeable also is the fact that employment is scattered among a greater number of firms than in the aircraft portion of this industrial category. This provides for greater stability in this industry in that each individual firm has less of an impact upon the state's overall economy. Given the volatile nature of the aircraft industry, it is important to achieve this stability.

It would appear that Kansas' centralized location would provide the state with considerable advantages for attracting additional railroad equipment repair firms. Combining this fact with the availability of individuals skilled in the metal working industry, the State of Kansas appears to have most of the ingredients necessary to attract additional firms in this particular industrial area.

Currently, it is estimated that the average monthly payroll would be about \$5.75 million. There is no way to estimate total dollars of sales for the thirteen (13) firms, but it has been indicated to be around \$125 million.

LEAVENWORTH STEEL, INC. (C)
Box 295, 1604 S. Spruce
Coffeyville, KS 67337
Pres.: O. F. Longerbeam
Phone: 913/371-1441
Railroad Cars & Repairs

M-K-T RAILROAD (E) Box 287, Parsons 67357 Pres: R. N. Whitman Phone: 316/421-1197 Railroad Equipment

ROCKWELL INTERNATIONAL (G) (Metal Casting Div.)
Box 188, Atchison 66002
Gen. Mgr: Richard J. Bruggen
Phone: 913/367-2121
Rail Transportation Equipment

AT & SF RAILWAY SHOPS (G)
N. E. Atchison & Branner, Topeka 66616
Supt. of Shops: Rod S. Cantwell
Phone: 913/235-0041
Freight Cars, Passenger Cars

BERWIND RAILWAY SERVICE CO. (B)
Box 326, Twin Rivers Industrial Park
Neodesha 66747
Supt: Jack E. Goodwin
Phone: 316/325-3950
Repairing and Cleaning of Railroad Tank Cars

THE DARBY CORPORATION (E)
1st & Walker, Kansas City 66110
Chmn. of Bd.: Harry Darby
Phone: 913/371-1441
Railway Freight Cars (New, Rebuilt & Repaired)

TOPEKA RAILWAY EQUIPMENT, INC. (C)
Bldg. 627, Topeka Air Ind. Park
Pauline 66619
Mailing: Box 19093, Topeka 66619
Pres: M.W. Stillings
Phone: 913/862-0226
Rail Cars (Repair, Remanufacturing, Rebuilding, Modification, Paintings, Parts Manufacturing)

UNION TANK CAR CO. (C)
Box 511, El Dorado 67042
Manager: Adolph B. Byrnas
Phone: 316/321-1980
Rapair & Rebuilding of Railroad Tank Cars

U.S. RAILWAY EQUIPMENT CO. (C) (Subs. Evans Products Co.)

Box 188, 2601 N. Hoover Rd.

Junction City 66441

Plt. Mag: Robert Brotherton

Phone: 913/762-4330

Rail Car Repair & New Rail Car Assembly.

AEROQUIP CORP. (GUSTIN-BACON DIV.) (D)
(Subs. Libbey-Owens-Ford Co., Toledo, Ohio)
Box 927, Lawrence 66044
Gen. Mgr: J. L. Price
Phone: 913/841-4000
Vehicular Equipment Safety Brakes, Railroad Equipt. (Ex

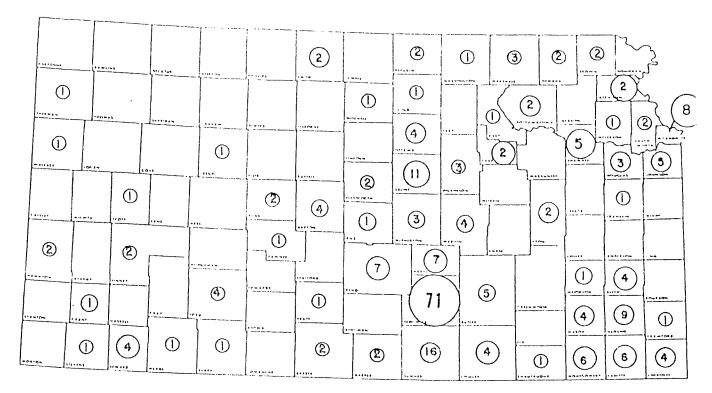
KANSAS CITY STRUCTURAL STEEL CO. (E)
2100 Metropolitan, Kansas City 66106
Exec. V.P. & Gen. Mgr: Robert H. Dill
Phone: 913/831-1234
Steel instructural, fabricated for buildings, bridges,
& power plants, plate work, steel service center),
Overhead traveling cranes, Gantry cranes, Monorail
systems.

UNIT RAIL ANCHOL CO. (C)
(Div. Varlen Corp.)
2604 Industrial St., Atchison 66002
Mgr: Terry M. Demmon
Phone: 913/367-7200
Rail Anchors. (EX.)

EXHIBIT

MAP 29

TRANSPORTATION EQUIPMENT (SIC Major Group 37)



STATEWIDE:

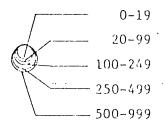
FIRMS

254

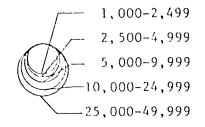
EMPLOYEES 40,532

Numeral Inside Circle Indicates Number of Firms

Number of Employees



Number of Employees



Transportation Equipment

Transportation equipment is the largest manufacturing category in Kansas. It employs over 40,000 people or almost 25% of the total number of persons employed in all manufacturing activities in Kansas. Three-fourths of the employment is located in Sedgwick County where over 25,000 people are involved in aircraft production. The average weekly wage in 1976 was \$224, about \$20 per week above the state average. Value added per employee was \$22,876 in 1972.

Maps 30 and 31 give a breakdown of the larger product categories.

SOURCE: Kampas Manufacturing Atlas, KDED, 1978.
Employment Figures are For 1976.

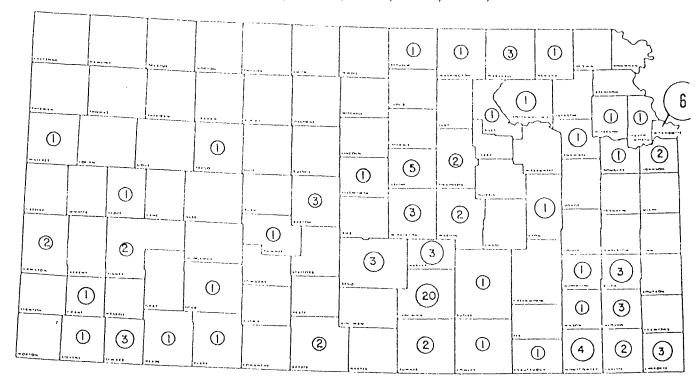
18-5

EXHIBIT

MAP 30

MOTOR VEHICLES AND EQUIPMENT

(SIC Four-Digit Groups 3711, 3713, 3714, 3715)



STATEWIDE:

FIRMS

103

EMPLOYEES 7,852

Numeral Inside Circle Indicates Number of Firms Number of Employees

0-19 20-99 100-249 250-499 500-999 Number of Employees

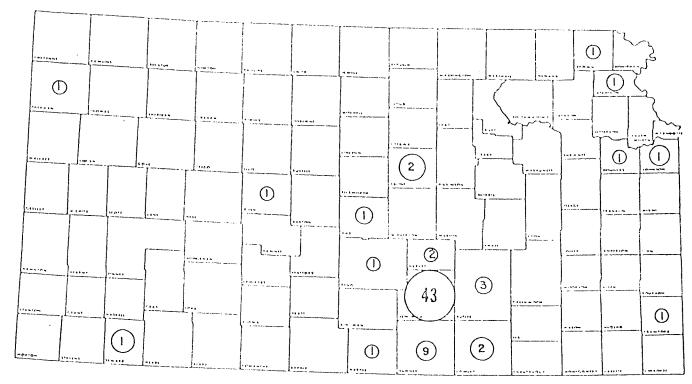
1,000-2,499 2,500-4,999 5,000-9,999 10,000-24,999 25,000-49,999

Motor Vehicles and Equipment

Plants making autos, truck bodies, truck trailers and parts and accessories are located in 46 counties. Most of the employment is located in Wyandotte County where the General Motors plant is located. General Motors is the largest firm in this category since it employs over 5,000 people.

Source: Karoas Manufacturing Atlas, KDED, 1978 Employment Figures are For 1976. MAP 31

AIRCRAFT AND PARTS (SIC Four-Digit Groups 3721, 3724, 3728)



STATEWIDE:

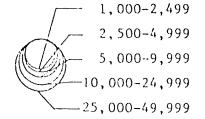
FIRMS

72

EMPLOYEES 30,213

Numeral Inside Circle Indicates Number of Firms Number of Employees

0-19 20-99 100-249 250-499 500-999 Number of Employees



Aircraft and Parts

This category has fluctuated widely from a high of 48,000 employees in 1957 to a low of 17,000 as recently as 1971. In 1976, employment averaged a little over 30,000. One reason for the decline between 1957-71 was the cutback in spending for military contracts. Hopefully, with the greater emphasis on general aviation, this industry will stabilize. Most of the aircraft production is in Sedgwick County. Some of the largest firms in Kansas are located in Wichita. These would include Beech, Boeing, Cessna and Gates Learjet. Cessna also has plants located in Reno and Cowley County and is the largest manufacturing employer in Kansas.

The average weekly wage in the aircraft industry was \$230 in 1976.

Source: Karsas Manufacturing Atlas, KDED, 1978

48-8

STATEMENT TO MEMBERS OF THE SENATE ASSESSMENT AND TAXATION COMMITTEE IN SUPPORT OF SENATE BILL NO.

The Department of Revenue, State of Kansas, has recently attempted through statutory interpretation to impose a sales tax on the repair of railroad rolling stock, even though prior administrations have determined that the repair of rolling stock was exempt from the sales tax.

For many years sales tax was not imposed on the repair of railroad rolling stock in the state of Kansas. In late 1973, during an audit of our records by the Department of Revenue, State of Kansas, we were informed by the auditor that we might be assessed tax on work we performed in the repair of railroad rolling stock that was shipped to locations in Kansas for loading, but that repaired rolling stock shipped out of the state of Kansas would not be subject to the sales tax. However, no action was taken at that time.

On May 21, 1974, we sent a letter to Mr. Harold Arnold, Director of Taxation, State of Kansas, concerning this matter and requesting a meeting with the Director.

We then received a letter dated August 27, 1974, from the office of the Secretary of Revenue, signed by Mr. William N. Lacy, Attorney, stating the position of the office of the Secretary of Revenue, regarding this matter. The letter stated that sales tax, pursuant to K.S.A. 1973 Supp. 79-3503(p), was applicable to labor service charges for the repair of railroad rolling stock where accepted delivery was within the state of Kansas. The letter

further stated that repaired rolling stock shipped to the customer out of the state of Kansas, but temporarily stopped within the state of Kansas for loading, would not be subject to sales tax on the labor charges.

On January 30, 1979, we wrote the Department of Revenue, State of Kansas, transmitting a copy of Mr. Lacy's letter of August 27, 1974, and advising that we had no further evidence from the state of Kansas of a change since Mr. Lacy's letter.

We then received a letter dated February 1, 1979, from the Department of Revenue, signed by Alan F. Alderson, Attorney. This letter stated that Mr. Lacy's letter correctly reflected the opinion of the office of the Department of Revenue as it was at the time Mr. Lacy's letter was written, but that since April 12, 1977, with the Amendment of subsection (p) of K.S.A. 79-3603, it had been the position of that office that labor services performed on railroad rolling stock "is subject to sales tax since the service has its situs in Kansas."

Copius of the above letters are attached.

Accordingly, we have been invoicing the sales tax to our customers but they are refusing to pay the tax. We are in a dilemma in that we understand we are not, by law, permitted to pay the tax but we are supposed to collect the tax from our customers and pay it to the state of Kansas. We cannot afford to merely absorb the tax ourselves because this type of work is highly competitive and it would place an unfair burden on us to absorb the tax. If the sales tax is assessed on the repair of railroad

business and will soon eliminate this industry in Kansas. Our customers will have their railroad rolling stock repaired in states where the tax is completely exempt or the tax is exempt for railroad rolling stock that is delivered out of the state. Most often railroad rolling stock that is repaired is delivered out of the state.

It is projected that in the next five years the repair of railroad rolling stock in Kansas will result in approximately \$125,000,000.00 to be infused in the state of Kansas. The imposition of the sales tax in Kansas will cause this industry to be lost to surrounding states with the consequent loss of hundreds of jobs for home owners and heads of families in Kansas.

The expeditious repair of railroad rolling stock is vital to the grain and other agricultural interests in Kansas and if the repair of railroad rolling stock industry is forced out of the state of Kansas by assessment of a sales tax, the consequent delay in the repair of railroad rolling stock would be disastrous.

Our companies, The Darby Corporation, Leavenworth Steel,
Inc. and Darby Railway Cars, Inc., have been engaged in the railroad car repair business for many years -- Darby Corporation
for over thirty years, Leavenworth Steel, Inc., for over fourteen
years and Darby Railway Cars, Inc. for over twenty-five years.
Our facilities for railroad car repair work are located in Kansas
City, Kansas, Leavenworth, Kansas and Coffeyville, Kansas. Throughout the years we have steadily improved our facilities for this
work to the point that it has become the major portion of our
business. We have an investment of several million dollars in

our facilities and we have planned continuing improvement and additional investment in our facilities and to continue making jobs for Kansas people.

The greater Kansas City area is served by twelve important railroads and the repair of railroad rolling stock in this area is an important industry. Just a few years ago there were approximately 40 railroad rolling stock repair facilities such as ours in the entire United States. Now there are about 200 such facilities, twelve of which are in Kansas. Many thousands of railroad cars each year traverse the nearly 9,000 miles of railroad trackage in the state of Kansas. Our facilities and others similar to ours are constantly on standby to help the carriers keep their railroad rolling stock fleet operating, whether it be minor repairs or repairs to wrecked cars. As an example of how important this repair work is to our total operations and how important we are to the industry, we repaired approximately 700 railroad cars in 1978 and approximately 800 cars in 1979, and our volume is increasing.

The proposed sales tax is actually assessed against our customers -- we are supposed to collect the tax. As an example of why we will lose our customers, a typical railroad car that we recently repaired was billed to our customer in the amount of \$4,177.62, to which we added \$104.97 tax, making the total billing \$4,282.59. Accordingly, for every \$100,000.00 billings to our customers for railroad rolling stock repair work, it would be necessary for us to add approximately \$2,500.00 in taxes. Certainly our customers are not going to pay this penalty when they can have the work done without this penalty, in surrounding states.

If our companies are forced out of business because of the imposition of a sales tax on the repair of railroad rolling stock, the loss to the state of Kansas of the amount of sales tax would be far less than the loss to the state of Kansas of corporate and personal income taxes.

In addition to providing jobs for Kansas people, we purchase a large amount of material and supplies from Kansas Industries.

The loss of our business to these industries would also be a loss to the state of Kansas.

We not only serve those carriers who maintain their own repair shops, but we serve those carriers who do not have their own repair shops. While the carriers who maintain their own repair shops do not pay this sales tax on the work that they perform, those carriers who do not have their own repair facilities are dependent upon outside industry such as ours and would have the additional burden of paying a sales tax on the work performed on their cars in the state of Kansas.

In order to resolve this sales tax controversy, an amendment has been prepared to K.S.A. 79-3603(q) as amended, as follows:

"(q) a tax at the rate of three percent (3%) upon the gross receipts received for the service of repairing, servicing, altering or maintaining tangible personal property which when such services are rendered is not being held for sale in the regular course of business, and whether or not any tangible personal property is transferred in connection therewith; except that no tax shall be imposed upon the materials used and upon the services of repairing, servicing, altering, maintaining, manufacturing, remanufacturing, or modification of tangible personal property used by carriers

of persons or property in interstate or foreign commerce under authority of the lasws of the United States. The tax imposed by this subsection shall be applicable to the services of repairing, servicing, altering or maintaining an items of personal property which has been and is fastened to, connected with or built into real property;"

The carriers engaged in ground interstate transportation should have the same sales tax exemptions given to carriers engaged in air transportation under the provisions of K.S.A. 79-3606(g) as amended by §1, Chapter 327 of the 1979 Session Laws.

In order for our companies and this industry to survive in Kansas, it is urgent that the proposed amendment be adopted as quickly as possible.

Harry	Darby

4 B.15

STATEMENT TO MEMBERS OF THE SENATE ASSESSMENT AND TAXATION COMMITTEE IN SUPPORT OF SENATE BILL NO. 716

Gentlemen:

My name is Leonard G. Beauchamp International Representative, Reasearch and Education Department of the International Brotherhood of Boilermakers Iron Ship Builders, Blacksmiths, Forgers and Helpers, A.F.L.-C.I.O., which is headquartered in Kansas City, Kansas.

Our organization represents approximately 400 employees at three facilities engaged in the repair of railroad rolling stock in the state of Kansas. The recent attempt by the Department of Revenue, State of Kansas to impose a sales tax on the repair of railroad rolling stock has caused our organization and our membership employed in the railcar repair industry in the State of Kansas a great deal of concern.

The railcar repair industry is a rapidly growing industry in Kansas as well as nationally. The demand for new railcars has exceeded supply and therefore the importance of maintaining and repairing existing railroad rolling stock has increased dramatically. Projections indicate that the demand in the railcar repair industry will continue to increase. This increasing demand will enable current railcar repair facilities to expand employment to meet these needs as well as attract business to locate new facilities in Kansas to capture some of the expanding market.

The current demand in this industry has provided employment opportunities to our members and the employees of the other ten facilities in the state. The projected demand will mean increased employment and economic security to our members and their families.

While the prospects for this industry and our memberships related employment opportunities in Kansas appear bright, the imposition of the sales tax looms as a dark shadow over this otherwise bright and optimistic economic scene.

The railcar repair industry is a highly competative industry. The thirteen facilities in Kansas engaging in this industry are in competition with similar facilities in neighboring states. This is not a captive market for the Kansas facilities and therefore customers are able to be selective as to which company in this geographic area receives the contract to repair their railcars. The states bordering Kansas namely; Iowa, Missouri, Oklahoma, Nebraska, and Colorado do not have a sales tax on the repair of railroad rolling stock.

According to state law, the sales tax on railcar repair would have to be paid by the customer. As an example; if a customer would compare two competitive bids on the repair of a railcar, one from a Kansas facility and one from a facility in Missouri, the customer would have to pay an additional 3% tax to do business in Kansas. It would therefore seem reasonable to assume, if given a choice, the customer in this example would select the facility outside of Kansas. The sales tax, in this situation, acts as a penality upon the customer to do business in Kansas.

It is apparent that if the sales tax is imposed on the repair of railcars, it will cause an exodus of this business from Kansas to neighboring states. This in turn will bring a decline in employment in the industry resulting in layoffs for our members, and decreased income tax revenue for the state of Kansas.

Our organization therefore supports Senate Bill Number 716 amending the Kansas Retailers' Sales Tax Act; exempting " (aa) All sales of materials and services used in the repairing, servicing, altering, maintaining, manufacturing, remanufacturing, or modification of tangible personal property used by carriers of persons or property in interstate or foreign commerce under authority of the laws of the United States."

This amendment will enable the companies employing our membership to maintain and attract new business and thereby provide jobs for our members and income tax revenue to the state of Kansas.

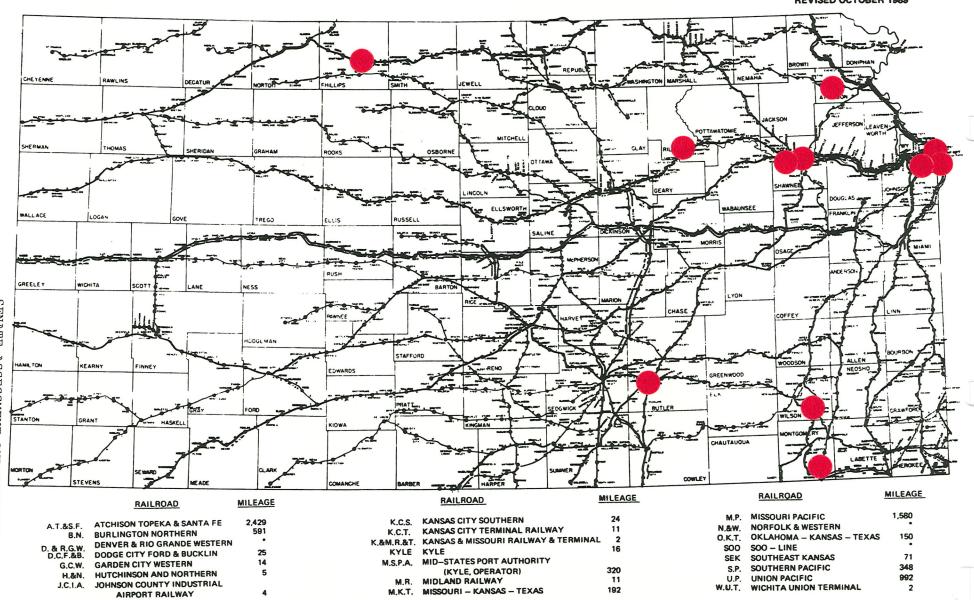
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Kansas Railroad Map

KANSAS DEPARTMENT OF TRANSPORTATION BUREAU OF RAIL AFFAIRS AND

BUREAU OF TRANSPORTATION PLANNING REVISED OCTOBER 1989



° Trackage Rights Only

SENATE ASSESSMENT AND TAXATION COMMITTEE TUESDAY, FEBRUARY 27, 1990 ATTACHMENT 4-C

FOUNDED OCTOBER 17, 1932

400 CROIX / P.O. BOX 5654 / TOPEKA, KANSAS 66605-0654 / 913-267-6460

Testimony on SB 656

Presented to the

Senate Committee on Assessment and Taxation

Ъy

T. C. Anderson

Executive Director

Kansas Society of CPAs

February 27, 1990

Thank you, Chairman Thiessen.

Members of the Committee, I'm T. C. Anderson, Executive Director of the Kansas Society of Certified Public Accountants.

I appreciate the opportunity to appear before you today to address the portion of SB 656 which would impose a tax on the gross receipts received from the rendering or furnishing of services at retail in the state.

In particular I want to express concerns relative to the imposition of this tax on services offered by professionals.

When Steven Gold of NCSL addressed an interim Kansas Tax Committee in 1987 he reported 45 states have a sales tax and that about half imposed the levy on some services. In 1987 only five states -- Hawaii, Delaware, South Dakota, New Mexico and Florida taxed professional services.

My latest count indicates 46 states now have a sales tax and of those 43 now impose the levy on some services. In 1990 only four states - Hawaii, Delaware, South Dakota and New Mexico - tax professional services.

Hawaii, Delaware and New Mexico implemented their broad-based sales tax legislation in the 1930's. South Dakota implemented its in 1968. Of course, Florida both implemented and repealed its tax on services in 1987.

While state legislatures across the nation have studied and continue to study expanding their services tax, they continue to stop short of taxing professional services. And with good reason.

SB 656 February 27, 1990 Page 2

The major purchase of professional services are other businesses.

Generally, small and emerging businesses must purchase professional services that larger business provide internally. These include accounting, tax, data processing, legal, pension planning and consulting services.

Thus a tax on services is an added tax burden on the small business.

Then there seems to be a fundamental inconsistency in enacting a tax on those professional services which are provided to comply with other laws. An example is the taxation of professional fees for tax preparation services to meet the requirement for paying income taxes. Professional advice is also needed by publicly traded companies to comply with federal and state securities requirements. Kansas might run the risk of a decrease in compliance with other tax laws and thus a loss of tax revenue if it imposes a tax which increases the cost of tax advice and preparation.

A sales tax on all services disproportionately imposes a heavier burden on low-income individuals. Attached is a table which shows the increase of sales taxes as a percentage of income as a result of Florida's major sales tax legislation of 1987. Without going through the table let me point out those in Florida with incomes of under \$7,500 saw their tax bill increase 2.48 percent while those with incomes of \$75,500-plus saw the percentage increase only .57 percent.

SB 656 February 27, 1990 Page 3

FLORIDA

Taxes Original Income Group	s as a Percent Sales Tax	of Income New Sales Tax Including Services	
\$ 0 - 7,499 7,500 - 14,999 15,000 - 22,499 22,500 - 29,999 30,000 - 37,499 37,500 - 42,499 42,500 - 75,499 75,500 +	8.01% 4.18 3.29 2.90 2.77 2.57 2.25 1.99	10.49% 5.40 4.16 3.63 3.49 3.17 2.79 2.56	

Source: William J. Shelley, 3/6/87, Table 2.

SB 656 February 27, 1990 Page 4

And finally, imposing a sales tax on services adversely affects the economy by increasing costs, which may cause consumers to utilize out-of-state practitioners who are not subject to the tax. This could cause the exportation of service revenues to out-of-state business, thus reducing the level of employment for professionals in Kansas.

A study prepared for a consortium of Texas professional organizations by RRC, Inc., an economics consulting firm, shows the adverse effect of a services tax on the Texas economy. The study showed the Texas economy suffers a loss of 42,700 jobs due to the slower growth of output in services.

Thank you Mr. Chairman. I'll be happy to stand for questions.

ATT 6

HEIN AND EBERT, CHTD.

Ronald R. Hein William F. Ebert Attorneys At Law 5845 S.W. 29th, Topeka, Kansas 66614 913/273-1441

SENATE ASSESSMENT AND TAXATION COMMITTEE TESTIMONY RE: SB 656

PRESENTED BY RONALD R. HEIN ON BEHALF OF AMERICAN ADVERTISING FEDERATION AND AMERICAN ASSOCIATION OF ADVERTISING AGENCIES February 27, 1990

Mr. Chairman, members of the committee:

My name is Ron Hein, and I am legislative counsel for the American Advertising Federation (AAF) and the American Association of Advertising Agencies (AAAA), composed of individuals and businesses engaged in the advertising agency industry.

AAF and AAAA oppose SB 656. It is unclear to us which services would be taxed as performed by or for advertising agencies. Does it include the purchase of broadcast advertisements? Newspaper advertisements?

If the tax does impact on broadcast advertising, such a tax could possibly be unconstitutional. If the tax is on the advertisement broadcast on the TV or radio, will the tax only be applied if the broadcast station is actually located in Kansas? Or will the tax apply when the broadcast station or newspaper which is located outside of Kansas actually broadcasts over the state border or mails a newspaper into the state? If a commercial is broadcast in Kansas City, Missouri, on a Kansas City, Missouri, TV station, is only the portion of the broadcast carried into Kansas taxable? How is that percentage determined—by number of households receiving the broadcast? Number of households capable of receiving the broadcast?

Advertising agencies traditionally have not been deemed to be retailers. Even their name indicates that they act as an agent of their client. When an advertising agency purchases time on radio or TV on behalf of their client, and subsequently charges that cost back to the client, this bill will result in double or triple taxation.

You have all heard of the disaster that resulted when Florida attempted to place a tax on advertising and advertising agencies. SB 656 will prompt the same disastrous results. Companies that advertise will not pay an additional 5% tax to agencies or broadcasters in the state of Kansas. They will simply have their commercials and advertisements produced in other states. Kansas will lose business dollars; advertising agencies will be driven out of business; and existing agencies will relocate to border states.

Many professional service providers must be near the clientele that they are serving, and cannot readily relocate out of state. If a tax is placed on such services, the tax will be either passed onto the customers or clients, or absorbed by the business which is economically barred from moving. Advertising is different than those services. The industry is highly mobile, and very interstate in character. Companies such as Pizza Hut, Coleman, and others in the state can very simply pick up the phone and have their advertisements produced in other states that do not place a tax on advertising agencies and their services. The 4.25-5.25% additional cost in Kansas to have advertisements produced by agencies here, when applied to a major corporation's advertising budget, will force that business to leave the state.

In fact, under SB 656, the ultimate increase in cost to businesses wanting to advertise will be more than 5%, as there will be a 5% tax on all of the services making up the ultimate commercial, at every step along the way, resulting in double or triple taxation, if not more. Also, please keep in mind that ad agencies already pay retail tax on many of their purchases.

The tax in SB 656 will discriminate between big businesses and small businesses. A lot of large businesses will be able to afford to utilize internal staff due to the volume of advertising, and thus avoid payment of the tax. Smaller businesses, however, will be forced to contract for their advertising and thus will either absorb the tax, or will cut back the amount of advertising that they do. Such a cut back will have the effect of reducing the collections of income tax from the agency or broadcaster.

For these reasons and others, AAF and AAAA oppose SB 656.

Thank you very much for permitting me to testify, and I will yield for any questions.

0072w

1300 Topeka Avenue • Topeka, Kansas 66612 • (913) 235-2383 Kansas WATS 800-332-0156 FAX 913-235-5114

February 27, 1990

T0:

Senate Assessment and Taxation Committee

FROM:

Kansas Medical Society

SUBJECT:

Senate Bill 656; Sales Tax on Services

Thank you for this opportunity to express our opposition to SB 656. We believe that sales tax on services rendered by health care professionals or charges of a medical care facility are unacceptable. In addition to its extremely regressive characteristic, taxing people for being injured or becoming ill is simply poor public policy.

It seems completely inconsistent that the Legislature would consider imposing the sales tax on medical services at a time when the same Legislature is struggling to arrive at ways of reducing the cost of health care. We respectfully request that you take adverse action on SB 656 or amend it in such a way as to delete the sales tax on services. Thank you for considering our concerns.

CW:1g

TESTIMONY

Before the S te Committee on Assessmer and Taxation February 27, 1990

Ву

Harriet Lange, Executive Director Kansas Association of Broadcasters

RE: SB 656

Mr. Chairman, Members of the Committee, I am Harriet Lange, executive director of the Kansas Association of Broadcasters (KAB). The KAB represents a membership of 120 radio stations and 21 television stations in Kansas.

We appreciate the opportunity to appear before you to present our concerns with SB 656.

Since the bill would tax the gross receipts received from the rendering of services at retail in Kansas, we assume it would include a tax on the advertising time and production services our member stations provide.

All of you are aware of the Florida experiment which SB 656 appears to mirror, at least conceptually. About six months after Florida's services tax went into effect, a special session of the Florida legislature repealed it. Florida's ad tax brought on a barrage of negative publicity, a great deal of confusion, painful turmoil and political upheaval, as well as real economic losses in the way of departing businesses and curtailed advertising.

Arizona and Iowa are examples of other states that rescinded a tax on advertising, finding it to be counter-productive. Hopefully this legislature has learned from others' mistakes.

Raising the cost of advertising with an ad tax discourages its purchase and results in less advertising, which leads to a drop in demand and sales for products and services. Jobs and salaries suffer. In Florida, the 1987 Wharton Econometrics Study on that state's tax, predicted a loss of 46,000 jobs and \$2 billion in personal income as a result of the state's tax over a two-year period.

An ad tax would drive clients and customers to states without the tax.

In Florida, 36 large national advertisers cancelled or withdrew their

SENATE ASSESSMENT AND TAXATION COMMITTEE
TUESDAY, FEBRUARY 27, 1990 ATTACHMENT 8

advirtising orders while the tax was in effect. B: dcasters lost ov 85 million in income.

The amount and diversity of information available to consumers are diminished when taxes impede advertising. An ad tax decreases advertising and the information flow to consumers.

Small market broadcast stations, many of which are currently operating in the red or marginally at best, would be severely impacted by an ad tax. Advertising is the ONLY source of revenue that enables a radio or television station to provide national, state and local information to your constituents. Radio and television are primary sources of news, information and entertainment for all Kansans. Placing a tax on the services that Kansas broadcasters provide, will diminish their ability to serve the public.

Aside from the economic arguments, an ad tax would be difficult to administer due to the complexity of the advertising business. The advertising process is highly fragmented and often involves interstate activities. A single advertising transaction can involve an ad agency, a video production house, a media representative, a newspaper, a local television or radio station, and a national broadcast network...entities that can be located in a variety of states. Determining who pays how much on what transactions would be a formidable task at best. In Florida, over 200 new auditors were hired at a considerable cost to the state; and several hundred pages of regulations were issued. Still, the state was not able to determine how to tax advertising on a transaction basis.

Attached are letters from two of our members located on the state line. Their concerns relate to lost business to Missouri competitors, forcing them to rethink their Kansas location in the event of an ad tax.

Thank you for your attention and consideration.



PIO BOX 5555 KANSAS CITY, MISSOURI 64/09 0155 913/677-5555 FAX (913) 677 7204

JOHN C. ROSE Vice President & General Manager

February 23, 1990

Ms. Harriet J. Lange Executive Director Kansas Association of Broadcasters 818 Merchants National Bank Topeka, Kansas 66612

Dear Harriet:

I understand that there is talk of introducing a Senate bill (I believe S.B. 656) which would put a tax of 4.25% on the sale of advertising time and production. I hope you are doing everything possible to keep this from getting off of the ground as it would be a disaster for us.

We compete with four other commercial television stations in the greater Kansas City marketing area and such a tax would give them a four and a quarter percent advantage over us. All of this simply because we are located several blocks on the Kansas side of the state line.

As you may recall, Kansas City, Missouri was very unhappy when our station moved over to the Kansas side leaving our transmitter and tower on the Missouri side but bringing our one hundred twenty plus employees to Kansas. At times this is still an issue and a problem for us. We certainly don't want any more penalties or problems associated with a Kansas location and frankly, a tax of that magnitude would provide an incentive to move back.

We certainly have no desire to do that but I want you to fully understand the magnitude of the problem that this tax could cause for us. Kansas City has not been a good advertising market for several years and this would significantly hurt our station.

Sincerely,

John C. Rose

JCR:gr

cc: File





①

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February 26, 1990

Ms. Harriet Lange Executive Director Kansas Association of Broadcasters 818 Merchants National Bank Topeka, Kansas 66612

Dear Harriet:

I am very concerned regarding the proposed taxation of time sales as well as production by the State of Kansas.

As you are aware we are located on the state line and compete against two stations located in Missouri. Any tax on my service would result in my being placed in a position of competitive disadvantage relative to these Missouri stations. Anticipated revenue shortfalls from this disadvantage would in the short term necessitate cut backs in the service we now provide Southeast Kansas and in the long term would most likely lead to our moving our company from Kansas to Missouri to seek remedy from this unlevel competitive environment.

Harriet, approximately 70% of our total local billing originates out of Missouri, as Joplin is the retail trade center for this market. There is simply no way we could effectively compete if we were required to collect Kansas sales tax in Missouri. Therefore, we strongly oppose, as a matter of survival, the imposition of any tax on our services.

Best regards,

Donald J. Hicks General Manager

aed//ficke

DJH:ss

Jack Focht, President Robert W. Wise, President-elect Thomas A. Hamill, Vice President Clarence L. King, Jr., Secretary-treasurer Dale L. Pohl, Past President



Marcia Poell, CAE, Executive Director Ginger Brinker, Director of Administration Elsie Lesser, Continuing Legal Education Director Patti Slider, Public Information Director Ronald Smith, Legislative Counsel Art Thompson, Legal Services — IOLTA Director

November 28-29, 1989

Service Taxes on Lawyers

KBA would like to offer the following observations on service taxation:

- 1. Absent a specific proposal, we can't speak to the issue of a service tax with any specifics. However, generally speaking, the Bar is opposed to a professional services tax because
 - (a) its primary impact will increase the cost of legal and other professional services that go into a legal billing statement;
 - (b) require additional and burdensome record-keeping requirements. (Sales tax records, comparatively, are not a good measure of the complexity that might be necessary.);
 - (c) service taxes are difficult to administer; and
 - (d) service taxes burden the attorney-client relationship.
- 2. Service taxation is difficult to administer and ends up being unpopular. Lawyers to not pay the tax, our clients do. They, in turn, pass along the increase in legal fees to consumers of their goods and services.
- 3. Florida's recent short-term service tax shows public resistance to such taxation.

Florida ended up exempting 6th amendment legal services if a person found not guilty; child support legal fees; enforcement of civil rights; bankruptcy proceedings if the bankrupt was a natural person, which raised constitutional concerns on nondiscriminatory taxation of fundamental rights. See Minneapolis Star and Tribune Co. v. Minn. Comm'r of Revenue, 460 U.S. 757 (1983).

4. Uniformity of tax policy is important. If the legislature feels such a tax is important, is should include all professions and other exemptions because of the service-related nature of the work, such as original construction labor services. Exemptions from such a broad tax should be narrowly drawn, well-articulated in the tax code and not offered solely to appease one interest group or another.

1200 Harrison • P.O. Box 1037 • Topeka, Kansas 66601-1037 • FAX (913) 234-3813 • Telephone (913) 234-5696

Florida exempted medical services but taxed legal services. If a lawyer consults a doctor for medical advice on a client the medical service is the doctor's fee a "component part" of the legal bill? But if physicians are exempted, and a physician asks another physician for a consult and a consulting fee is charged, there is no tax? Discriminatory?

Questions of administration of a service tax raise many new issues that the legislature must confront. Such issues include:

- 1. Pyramiding of the tax is a problem. If a lawyer uses accounting services to an estate, does the accountant charge the lawyer a tax? Does the lawyer give the accountant an exemption certificate? Then does the lawyer charge the client a tax on the tax he paid the accountant?
- 2. Is the tax imposed at the time of the service, or when actually paid by the client? The IRS requires professional corporations to be on a cash basis for income reporting purposes rather than an accrual basis, so presumptively the tax is imposed only when fees are actually paid.
- 3. What is the tax situs? If in the course of a Kansas lawsuit, depositions are taken in New York must Kansas seek a compensating use tax from New York? Or will the Kansas attorney collect the tax from his client?
- 4. Does the state have the authority to tax certain recipients of federal benefit who get those benefits solely through hiring and paying a lawyer? Are we taxing federal subsidies? Or federal benefits such as: indigent federal criminal defendants? Or social security appellants? Or veterans seeking VA assistance? Is this tax on provision of government services prohibited by the Supremacy Clause of the U.S. Constitution?

Legal Services Corporation hires many attorneys on salary who provide many legal services to the poor. Funding is primarily federal tax dollars. Is that service taxable?

- 5. Is the legal advice of an in-house corporate lawyer taxable? If so, is it not an indirect income tax on the lawyer, or must the corporation separately value the service as if they had hired a private lawyer? (Florida exempted corporate legal advice, but on an equal protection basis, why should small businesses and individuals pay a tax that larger corporations don't?)
- 6. For purposes of sales tax audits, grave attorney-client privileges are pre-empted. Unless authorized by the client, attorneys cannot reveal client confidences, which includes the type and nature of the representation itself. (Rule 1.6.) Some clients do not want state government knowing they are seeking legal advice,

especially where the state may be the defendant in potential future litigation. Lawyers are put into jeopardy of losing their license for not keeping client confidences. Yet state law is going to require abrogation of the basic information for which such clients are billed? Confidentiality of such information within the Department cannot be guaranteed.

Query: What is a retainer's tax status? A retainer is often made to keep a lawyer or law firm available for future work, but in fact no services may be rendered for the retainer. Is such a fee taxed as a professional service, or funds taxed as income of the lawyer or law firm?

- 7. Is an unpaid service tax dischargeable in bankruptcy, if the bankrupt seeks to discharge the attorney's fees? Sales and other state taxes ordinarily are not dischargeable in bankruptcy.
- 8. Under Federal Rule 11, or KSA 60-211, if attorney fees are awarded to a litigant as a court-ordered "sanction," it is done so as a penalty. Will the tax apply to a penalty? Presumably, the party who pays the sanction will pay the tax. Again, dischargeable in bankruptcy?

Many statutes allow "fee shifting", that the loser pays the winner's attorney fees and costs. Is the winner's legal fee tax paid by the loser as a cost?

9. What are the constitutional limits of a state when imposing a tax on the constitutionally protected right to bring litigation?

Ordinarily, fees or taxes on protected activities pass constitutional muster only if the fee is nominal and imposed as a regulatory measure to defray the expenses of the policing activity in question. Is a sales tax on attorneys services as part of a general revenue measure constitutional, or must the proceeds be used only to run the courts and oversee the Bar?

Examples of impermissible taxes on basic rights: (1) jim crow poll taxes, taxing the right to vote. Struck down in <u>Harper v. Virginia Board of Elections</u>, 383 U.S. 663.

- (2) Louisiana's tax on newspaper advertising (infringing on First Amendment)
- (3) Nevada 1890 tax on railroad passengers transported out of state (infringing on interstate commerce)

- (4) Pennsylvania tax on door-to-door religious solicitations (infringing on First Amendment freedom of religion)
- 10. Does the tax impermissibly burden interstate commerce? Are Kansas businesses put at a competitive disadvantage with contiguous states with no such tax? Are Kansas businesses, especially in Kansas City or Johnson County, adversely affected?

Can out of state corporations limit purchases of services provided by Kansas businesses so that they do not pay a tax? Or must Kansas service sector businesses absorb the tax in their rate structure in order to remain competitive -- an absorption that is not burdening the out of state competitor?

Can a compensating use tax eliminate this problem?

11. Discrimination between different litigants in the same action. Plaintiffs using contingent fees may never pay the sales tax (if they lose and thereby incur no services), yet they receive full benefits of counsel. Or, they pay only when successful. Defendants to the same litigation pay each month as their legal bills are submitted by their attorneys.

Won't this complicate settlement negotiations? For example, the Health Care Stabilization Fund often settles large medical malpractice cases by agreeing to pay an attorney fee for the plaintiff. Will the HCSF, a state agency, pay a tax, too? Or must that come from the plaintiff, whose entire resources are coming from settlement funds provided by the HCSF?

12. If lawyers are taxed, their office furnishings, paper, pencils, computers and books -- are not taxed at the time the lawyer purchases them, but rather as the lawyer bills his clients. This is the "ingredient component part" rule.

Is a law library taxed when the books are bought? Must lawyers allocate computer time between word processing time spent writing letters and pleadings, verses data processing time getting out billing statements? Is one taxed and one not taxed?

How much money do firms save by not paying a retail sales tax on consumables in a law office?

Record keeping would grow. Lawyers use some services relating to the legal service provided, e.g. title reports, abstract exams, property reappraisals. Some services are related only to the way in which legal services are provided, e.g.

travel and hotel services. Determining what is "consumed" as a legal service is burdensome.

13. What about a professional's <u>pro bono</u> services? Under sales tax law, if a corporation gives away thermos bottles as a promotional "giveaway", the Department has indicated the corporation should assess a tax based on the cost basis of the item given away? Are pro bono services "promotional" in that sense? If so, must attorneys self-assess a tax on such services and pay it? Won't there be a chilling effect on providing free legal services to the poor?

Ronald D. Smith Legislative Counsel Kansas Bar Association



GEORGE BARBEE, EXECUTIVE L....CCTOR

810 MERCHANTS NATIONAL BANK

8TH & JACKSON

TOPEKA, KANSAS 66612

PHONE (913) 357-1824

STATEMENT

Date:

February 27, 1990

TO:

Senate Taxation Committee

FROM:

George Barbee, CAE Executive Director

RE:

SB-656 (Sales tax on Professional Services)

The proposed amendments of SB-656 would have the effect of taxing all services under the sales tax provisions of the state statutes. Engineering services have not been taxed because they were not listed as a taxable service for good reason.

As I reviewed the sales tax statutes it became evident that the entire retailers sales tax statutes were clearly intended for the retailer to collect from the consumer a tax on the final retail transaction. The providing of a professional service such as engineering is not a retail transaction.

The design of a project is a necessary step toward providing the builder the necessary contract documents and plans from which the builder can determine ways, means, materials and methods to build according to the design and specifications.

Sales taxes are paid by the engineer, architect, contractor and subcontractors as they individually make final retail transactions for materials that are incorporated as components of the final constructed project.

The engineering firm pays sales tax on paper, pencils, computers, automobiles, trucks and equipment. The contractor pays tax on construction materials and the sophisticated construction equipment of the 90's. It is not as if taxes are not being paid. They are being paid at the proper time when the final retail transaction is conducted on component parts of the project. To do otherwise that at the final retail transaction would be an administrative nightmare.

First let me share with you what a consulting engineer does.

Consulting engineering services vary in scope from short-term consultations to the development and design of large and complex projects. These professional engineering services, commonly summarized into four basic classifications, are provided directly to owner-clients or in association with architects.

The services included are widely diversified. Typical examples are:

2.

- * Collecting and interpreting data
- Engineering studies and reports
- Cost studies
- Economic comparisons
- Long-range facility planning
- Conducting public hearings
- Appraisals and evaluations
- Feasibility studies
- Investigations
- Government agency liaison
- Applications for government grants or advances

To provide any of the those often requires a coalition of professionals working together through sub-contracts.

Imagine that we are finally going to get a new major convention hotel in downtown Topeka. The owner of this new imaginary high-rise is located in Chicago. The owner has options on property, knows how many units, restaurants and meeting rooms are needed and it is time to hire an architect to coordinate with a team of design firms to design the project.

The architect will eventually hire an electrical engineering firm to design the electrical distribution system; a structural engineering firm to design the skeletal support frame; a mechanical engineering firm to design the air conditioning, heating and ventilation system, and water and fire sprinkling system; a geo-technical engineering firm to perform site investigation and many other specialists to develop the construction documents, plans and specifications.

Will the owner hire a team of Kansas designers on this project and pay a sales tax at every sub-contracting level of engineering, or will the owner simply hire a non-Kansas team to save the sales tax? What would you do?

Remember the service of design is not performed on the site of construction. It is performed in the location or locations where the design team members have their offices. That very likely will not be Kansas if this bill passes without exemptions.

Mr. Chairman, there are other problems with this concept of taxing prior to the final retail transactions, but the very fact that these services are only component parts of a project leads me to request that this committee report this bill unfavorably.

Thank you for the opportunity to speak to this issue and I would be glad to respond to questions.



THE KANSAS SOCIETY OF ARCHITECT

A Chapter of the American Institute of Architects The Jayhawk Tower 700 Jackson, Suite 209 Topeka, KS 66603 913•357•5308

February 27, 1990

TO:

Senate Assessment and Taxation Committee

FROM:

Trudy Aron, Executive Director

RE:

OPPOSITION TO SENATE BILL 656

The Kansas Society of Architects is opposed to Senate Bill 656 which eliminates property taxes while taxing all goods and services. Kansas is already reeling from the shifts in taxes caused by classification and reappraisal. The elimination of property taxes and replacing them with taxes on all goods and services will, again, shift these burdens.

While taxing all services may seem like an equitable idea, it will have dire consequences for those in the design industry.

Taxing design fees will put Kansas firms at a competitive disadvantage with firms outside Kansas. The tax will favor out-of-state firms which will not be subject to the tax. Since architectural services are high-cost items involving long-term capital expenditures, more clients will turn to out-of-state firms in order to avoid paying the tax. This will be particularly detrimental to small firms, which tend to rely primarily on in-state business and must already compete for in-state projects with larger out-of-state firms.

If the tax is applied so that it pyramids on the services performed by consultants (most architectural firms hire all consultants - structural, electrical and mechanical engineers, landscape architects, etc.) it will further limit the ability of Kansas design firms to compete outside this state, and will place small, single-discipline firms at a substantial disadvantage in competing with "full-service" design firms with their own in-house consultants. In fact, permitting the tax to pyramid on the work subcontracted to a subconsultant by a prime consultant, could spell the death of small, single-discipline design firms.

The tax may cause large corporations and other frequent users of architectural services to locate out of state, reducing architects' business even further (in addition to revenues lost because these businesses relocate out of state). This bill will encourage those firms who remain in Kansas to avoid paying the tax by adding design professionals to their staffs and perform their own architectural and engineering services in house. This will reduce design firms and reduce income and sales taxes (on goods) these firms currently pay.

SENATE ASSESSMENT AND TAXATION COMMITTEE

TUESDAY, FEBRUARY 27, 1990 ATTACHMENT 11

PRESIDENT-ELECT Eugene Kremer, FAIA

SECRETARY David G. Emig, AIA

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DIRECTOR F. Lynn Walker, AIA

PAST-PRESIDENT Vance W. Liston, AIA

EXECUTIVE DIRECTOR Trudy Aron

PRESIDENT Edward M. Koser, AIA A substantial percentage of the dollar volume of private design services are performed for government agencies. If the tax applies to all clients - public as well as private - in-house staffs of public agencies will increase to avoid paying the tax. This will further reduce the size of the private design sector, result in a loss of private sector jobs, increase the size and cost of government payroll and decrease income and sales taxes paid by these private firms.

Small business will be hurt most. Taxes on professional services hurts small business most because these companies contract-out for many services that large firms provide internally (like legal and accounting services). Thus, professional service taxes hinder small business growth and expansion which is contrary to the State's programs designed to stimulate economic growth and development.

Professional service business should be encouraged. Kansas should be encouraging professional service business to settle in Kansas. By their nature, service business costs few tax dollars; they are clean and nonpolluting and do not require a wide array of governmental services. In addition, their employees constitute an important part of the local and state tax bases. Thus, the state should be encouraging professionals to locate and expand in Kansas.

We realize the State is facing a budget shortfall and are ready to pay our fair share of taxes. However, SB 656 is not the solution.





Executive Offices: 3644 S. W. Burlingame Road Topeka, Kansas 66611 Telephone 913/267-3610

TO:

THE SENATE TAXATION COMMITTEE

FROM:

KAREN FRANCE, DIRECTOR, GOVERNMENTAL AFFAIRS

DATE:

FEBRUARY 27, 1990

SUBJECT: SB 656

Thank you for this opportunity to testify. On behalf of the Kansas Association of REALTORS®, I appear today not to support or oppose the concepts which SB 656 proposes, but to say that we do not believe it is the answer to the existing tax problems.

As we have testified before this committee, we believe the answer lies in putting caps on the amount of property taxes which can be assessed against real estate and looking for alternative means for funding local government budgets.

While some have said that our solution is extreme, the total elimination of property tax is even more extreme. At any rate, we firmly believe that the limitation or elimination (if that is even possible) of property taxes must be done by means of a constitutional amendment, not by statute. Without a constitutional cap on property taxes, when budgets get lean in later years, it would be very easy to come in and strike the provisions of New Section 1, much the same way as the provisions of K.S.A. 79-3603 and 79-3606 have been stricken in this bill. Then, the local units will be tempted to go back to property taxes and start the vicious cycle again.

To address the issue of eliminating exemptions to the sales taxes and placing the sales tax on services we would like to provide you with some

information. If you pass this law, thinking you are helping homeowners, by eliminating taxes, we want to point out a dilimma which faces you. As we understand the bill, the sales tax would be collected even on the sale price of a home. This would have very serious impacts for the first time homebuyers of our state.

Consider a \$50,000 home under the FHA loan program, which would be considered a typical first time homebuyer in Kansas. Just a 5% sales tax would mean an additional \$2,500 in closing costs. This would be a little over 1½ times the 3% downpayment requirement of \$1,500. This is \$2,500 on top of the other typical closing costs for this kind of loan, which would be around \$800.

This means these typically young couples would have to save an additional \$2,500 in order to be ready to get that first house. This couple is going to have at least, a \$22,000 income in order to qualify for the loan. On that amount of income, it would probably add a couple of years of additional saving time in order to have the money in hand. These first time homebuyers do not get the benefit of having property taxes eliminated, because the chance of ever getting to buy a home has just been reduced.

One of the major problems we have in the housing market in Kansas and in the United States is getting people into that first home. If we have made it even more difficult, than it is now, to get these young people into their first home, then we have to ask ourselves, is it worth it to totally eliminate property tax?

We feel it is not worth it. We believe a more moderate approach is to constitutionally cap property taxes, rather than eliminate them.





800 Jackson, Suite 808 • Topeka, Kansas 66612 • (913) 233-6456 • (800) 825-0169 (KS only) • FAX (913) 233-1462

STATEMENT BEFORE the SENATE COMMITTEE ON ASSESSMENT AND TAXATION by the KANSAS MOTOR CAR DEALERS ASSOCIATION

Thank you Mr. Chairman and members of the Committee. I am Kevin Allen, Executive Vice President of the Kansas Motor Car Dealers Association. I appear before you today not really in support or opposition to the SB 656. KMCDA supports additional sales tax revenue as a means of addressing the property tax problem. However, we are concerned about one section which would repeal the current exemption for the purchase of motor vehicles in Kansas by out of state residents.

Kansas currently has reciprocating agreements with many states including the four contiguous states of Oklahoma, Nebraska, Missouri and Colorado. These agreements allow individuals who purchase vehicles out-of-state to pay a sales or use tax in their home state instead of in the state where purchased.

In checking with our contiguous states, I have found that Nebraska and Missouri will automatically repeal their agreement and charge sales tax to Kansas residents purchasing a car in their states.

I am waiting on Colorado and Oklahoma responses. My counterpart in Oklahoma believes that Oklahoma residents purchasing a car in Kansas would pay Kansas sales tax **and** a use tax when registering the vehicle in Oklahoma.

Our fear is that vehicle sales, especially fleet purchases, will be made in states with a lower sales tax. Thank you for the opportunity to appear I will be happy to answer any question you might have.

KANSAS MANUFACTURED HOUSING ASSOCIATION

TESTIMONY BEFORE THE

SENATE ASSESSMENT AND TAXATION

COMMITTEE

TO:

Senator Dan Thiessen and Members of the Committee

FROM:

Terry Humphrey, Executive Director

DATE:

February 27, 1990

RE:

Senate Bill 656

Mr. Chairman and members of the Committee, I am Terry Humphrey, Executive Director of the Kansas Manufactured Housing Association and I appreciate the opportunity to comment on Senate Bill 656.

KMHA opposes the provisions of Senate Bill 656 that repeal the sales tax exemptions that apply to manufactured housing. In 1985 the Kansas Legislature passed Senate Bill 152 which granted a sales tax exemption for people who purchased a pre-owned manufactured home. The rational for exempting pre-owned homes was based on the fact that when an individual buys a pre-owned site built home sales tax is not paid. For many years manufactured home buyers were treated unfairly when compared to other home buyers and Senate Bill 152 corrected that problem.

Also, Senate Bill 656 repeals Section HH which provides a partial sales tax exemption for new manufactured housing. Specifically, 40% of the retail cost of a new manufactured home is exempt from sales tax. This partial sales tax exemption was passed in 1987, because site built housing only paid sales tax on materials used to construct the home and not on labor. Therefore, the 40% sales tax exemption for manufactured housing represents the labor in the home.

While the major thrust behind the passage of these two sales tax exemptions was based on equity between all housing products the Legislature also recognized that manufactured housing serves the low to moderate income.

Recently, at all levels of government the focus has been on the need for affordable housing. Currently the United States Congress is considering a new National Affordable Housing Act that is expected to provide some funding for affordable housing. However, state and local governments will be asked to submit an affordable housing plan that reviews tax and land use policies that affect affordable housing.

In 1988 the average multi section home sold for \$33,600.00. In Shawnee County where sales tax is 5.25% the tax bill under SB 656 would be \$1,764. In addition, the home owner would need to come up with \$3,360 for the down payment, and closing costs. For many low income families it is hard enough to come up with the down payment, not to mention a large tax bill.

In conclusion, before you reinstate a sales tax on housing it is very important that you consider what affect this would have on low and moderate income people who already have difficulty in attaining home ownership. It is KMHA's position that this type of tax would further an already serious affordable housing problem. Thank you for your attention to this matter.



TEN 'CANNOTS' by Abraham Lincoln

- "You cannot bring about prosperity by discouraging thrift."
- "You cannot help small men by tearing down big men."
- "You cannot strengthen the weak by weakening the strong."
- "You cannot lift the wage earner by pulling down the wage payer."
- "You cannot help the poor man by destroying the rich."
- "You cannot keep out of trouble by spending more than your income."
- "You cannot further the brotherhood of man by inciting class hatred."
- "You cannot establish security on borrowed money."
- "You cannot build character and courage by taking away man's initiative and independence."
- "You cannot help men permanently by doing for them what they could and should do for themselves."

FOLLOWING INFORMATION IS PRESENTED IN OUTLINE FORM. DOCUMENTATION IN PROVIDED BY PAGE FOLLOWED BY A NUMBER REPRESENTING THE REFERENCE. WE REALIZE THE TIME FACTOR INVOLVED IN INFORMING ONESELF ABOUT MANY AND DIVERSE TOPICS. KANSANS FOR FAIR TAXATION, INC. HOPES THIS PRESENTATION WILL AID YOU IN BECOMING MORE AWARE OF PROGRESSIVE PROPERTY TAX SCENARIOS ON A TIME-BENEFIT BASIS.

REFERENCES:

- THE UNFINISHED AGENDA OF STATE TAX REFORM", EDITED BY STEVEN D. GOLD, NATIONAL CONFERENCE OF STATE LEGISLATORS, NOVEMBER 1988.
- (2) "REFORMING STATE TAX SYSTEMS", EDITED BY STEVEN D. GOLD, NATIONAL CONFERENCE OF STATE LEGISLATORS, DECEMBER 1986.
- (3) "I'M MAD AS HELL", HOWARD JARVIS, TIMES BOOKS, 1979.
- (4) "ORIGIN OF CLASSIFICATION AND REAPPRAISAL IN KANSAS, PART 1",
 STATE OF KANSAS. JANUARY 10. 1990.

- I. STATE AND LOCAL TAX POLICY MAKERS MUST CHOOSE BETWEEN TWO COMPETING VISIONS OF WHAT IS CONSTRUCTIVE TAX POLICY. THEY MUST REALIZE IT CANNOT BE BOTH WAYS.
 - A. STATIC AND REDISTRIBUTIONIST
 - (1) "THIS VIEW OF DESIRABLE TAX POLICY IS CLOAKED IN THE RHETORIC OF FAIRNESS AND EQUITY AND CONCENTRATES ON THE IMPACT THAT ANY PARTICULAR TAX PROVISION WOULD HAVE ON INCOME DISTRIBUTION".P 219 (1)
 - (2) SEEKS TO TAX BUSINESS AND AFFLUENT
 - (3) DESTROYS JOBS
 - B. DYNAMIC AND PROGRESSIVE
 - (1) "LEAST IMPEDES ECONOMIC PROGRESS AND HAS THE LEAST HARMFUL IMPACT ON ORDINARY PEOPLE'S STANDARD OF LIVING". P. 219 (1)
- II. "THERE IS A STRONG INVERSE RELATIONSHIP BETWEEN TAX BURDEN AND ECONOMIC PERFORMANCE". P. 221 (1)
 - A. COUNTRIES THAT HAD LOW TAXES, SUCH AS THE PACIFIC RIM COUNTRIES, HAVE PROSPERED. COUNTRIES THAT PURSUED HIGH-TAX POLICIES USUALLY HAVE REMAINED POOR." P. 220 (1)

III. PROPERTY TAX

- A. DISCUSSION
 - 1. PROPERTY TAX IS THE MOST UNPOPULAR OF TAXES
 - a. IT IS LOOKED UPON AS UNFAIR AND REGRESSIVE

 (1) "IN MOST STATES, THE HEAVIEST TAX BURDENS
 BORNE BY LOW INCOME HOUSEHOLDS ARE THOSE THAT
 RESULT FROM PROPERTY TAXES". P. 171 (1)

 (2) THEY ARE "INHERENTLY UNFAIR BECAUSE THEY HAVE
 LITTLE OR NO RELATION TO THE PROPERTY OWNER'S
 ABILITY TO PAY". P. 283 (3)

 (3) DISCOURAGES IMPROVEMENTS ON PROPERTY. P. 42
 - (3) DISCOURAGES IMPROVEMENTS ON PROPERTY. P. 42
 - (4) ENCOURAGES FLIGHT FROM CENTRAL CITIES. P. 42

- B. FACTORS CAUSIN REND TOWARD DECLINE IN U. OF PROPERTY TAXE P. 42 (2)
 - 1. SELF IMPOSED DISCIPLINE BY LOCAL OFFICIALS CONCERNED THAT INDIVIDUALS AND BUSINESSES WERE BEING DRIVEN AWAY BY HIGH PROPERTY TAX.
 - 2. VOTER-IMPOSED RESTRAINTS SUCH AS PROPOSITION 13 IN CALIFORNIA AND PROPOSITION 2 1\2 IN MASSACHUSETTS.
 3. GREATER ELASTICITY OF OTHER REVENUE RESOURCES SUCH AS
 - SALES AND INCOME.
 - 4. INCREASED STATE AID FOR EDUCATION (CENTRALIZATION).
- C. APPRAISAL OF PROPERTY IS SUBJECTIVE AND INACCURATE
 - 1. "NO ASSESSMENT IN THE PREVIOUS 100 YEARS HAD ATTAINED EVEN APPROXIMATE EQUALITY OF ASSESSMENT BETWEEN STATE OR LOCAL ASSESSED PROPERTIES, AMONG CLASSES OF PROPERTIES OR AMONG INDIVIDUAL PROPERTIES. THE NORMAL SITUATION,..., HAD BEEN INEQUALITY AND REGRESSIVITY." P. 14 (4)
- IV. JUSTIFICATION OF SB 656--(FISCAL IMPACT \$3.4 BILLION--NEW MONEY)
 A. BROAD LANGUAGE
 - 1. BY REMOVING ALL EXEMPTIONS AND EXCLUSIONS TO SALES TAX, THE BROAD IMPOSITION LANGUAGE FOLLOWED BY ALLOWING SPECIFIC EXEMPTIONS LATER, PUTS THE LEGISLATURE IN THE ADVANTAGEOUS ROLE OF PRIMARILY GIVING RATHER THAN TAKING AWAY. P. 132 (1)
 - a. CAN ALLOW RE-APPLICATION FOR EXEMPT STATUS THROUGH LEGISLATIVE PROCESS FOR EXEMPT STATUS.
 - b. DO NOT ALLOW TOTAL OF EXEMPTIONS TO FALL BELOW ARBITRARY LEVEL.
 - a. EXAMPLE: IF PROPERTY TAXES COULD BE ELIMINATED, DO NOT ALLOW TOTAL OF EXEMPTIONS TO EXCEED THE AMOUNT NECESSARY TO MAINTAIN PROPERTY TAX ELIMINATION: OR 90%, OR 80% ETC.
 - c. APPLY "SUNDOWN FEATURE" WHEREBY EXEMPTIONS MUST BE REJUSTIFIED EVERY 5 YEARS.
 - d. HOWEVER, MUST REMEMBER THAT EXEMPTIONS ARE NOT COST EFFECTIVE. P. 213 (2)
 - B. SALES TAX IS A "CONSUMPTIVE TAX"
 - 1. WORKHORSE (HORIZONTAL EQUITY--EVERYONE PAYS THE SAME)
 - a. LEAST UNPOPULAR
 - b. RELATIVELY STABLE
 - c. EXPORTABLE TO NON RESIDENTS
 - d. PRODUCTIVE
 - 2. TAXATION OF SALES IS BASED UPON "CONSUMPTION" AND IS AS FAIR AS ANY TAX CAN BE.
 - a. FOLLOWS MORE CLOSELY THE "DESIGN OF IDEAL STATE-LOCAL GOVERNMENT REVENUE" (DEVELOPMENTAL CONCEPTS) P. 95 ②
 - (1). RELY HEAVILY ON CONSUMPTION TAXES
 PARTICULARLY SALES AND SELECTIVE EXCISE TAXES.
 (2) "STATE TAX SYSTEMS ARE EVOLVING IN THE
 DIRECTION OF THESE TAX POLICIES." P. 95)--WHY NOT
 - C. PROPERTY TAXES ARE ALREADY BEING PAID BY THE CONSUMER IN BUSINESS COSTS--THESE CONSUMPTION-TYPE CONSUMER PAYMENTS ARE NOT DEDUCTIBLE ON FEDERAL INCOME TAX
 - D. SALES TAXES ARE DEDUCTIBLE ON FEDERAL INCOME TAX.

- E. DOES NOT RAISE AX RATE--ONLY BROADENS THE AX BASE.
 - 1. ACCORDING TO MR. ED ROLFS, SECRETARY OF REVENUE, THERE ARE 53 SPECIFIC EXEMPTIONS TO SALES TAX AND AMOUNT TO \$3.4 BILLION.
 - a. PROPERTY TAX IN KANSAS AMOUNTS TO \$1.5 BILLION.
- F. DOES NOT INITIALLY REQUIRE A CONSTITUTIONAL AMENDMENT.
 - 2. STATUTORY CHANGE -- COULD BE DONE NOW.
 - 3. ALLOWS TIME FOR RATIONAL STUDY ON KANSAS' PROBLEM WITHOUT UNDUE PRESSURE.
- G. ALLOWS PROPERTY TO BE USED AS A "CAPITALISTIC TOOL" TO DEVELOP WEALTH.
 - 1. CAPITALISM DEFINED (WEBSTER DICTIONARY)
 - a. "AN ECONOMIC SYSTEM CHARACTERIZED BY PRIVATE OR CORPORATE OWNERSHIP OF CAPITAL GOODS, BY INVESTMENTS THAT ARE DETERMINED BY PRIVATE DECISION RATHER THAN BY STATE CONTROL, AND BY PRICES, PRODUCTION AND THE DISTRIBUTION OF GOODS THAT ARE DETERMINED MAINLY BY COMPETITION IN A FREE MARKET."
 - 2. HEAVY AND ARBITRARY TAX BURDENS STOPS CAPITALISM JUST AS EFFECTIVELY AS DO POLITICAL SYSTEMS. REF: EASTERN BLOCK COMMUNIST COUNTRIES THAT HAVE NOT BEEN ABLE TO OWN PROPERTY FOR THE LAST 40+ YEARS.
 - 3. ECONOMIC DEVELOPMENT IN KANSAS WOULD OCCUR.
- H. ELIMINATES EROSION OF SALES TAX BASE
 - 1. "MUCH OF THE SALES TAX BASE EROSION HAS BEEN THROUGH THE EXEMPTION OF CONSUMPTION PURCHASES IN AN EFFORT TO REDUCE REGRESSIVITY OF SALES TAX...VIRTUALLY ALL ARE COSTLY AND INVOLVE GREATER REVENUE LOSS THAN OTHER ALTERNATIVES FOR RELIEVING REGRESSIVITY". P. 212 (2)
 - 2. "LEGISLATORS AND GOVERNORS CAN FIND AN ALMOST ENDLESS SET OF NOBLE OR PRAGMATIC CONSUMER PURCHASE EXEMPTIONS; TAKEN TOGETHER, NIBBLE BY NIBBLE FROM THE (TAX) BASE, THEY CREATE A TAPESTRY OF DISCRIMINATION, EXAGGERATED BY HIGH STATUTORY RATES AND COMPLICATED COLLECTION. THE CASE FOR ANY EXEMPTION MUST HAVE MORE THAN POLITICAL EXPEDIENCY IN ITS SUPPORT. UNFORTUNATELY, STATE SALES TAXATION IN RECENT YEARS HAS FOLLOWED A POLICY OF A NARROWER BASE AND A HIGHER STATUTORY RATE". P. 215-16 (2)5
 - 3. EACH EXEMPTION INCREASES COLLECTION COSTS AND THEREFORE REDUCES TAX COLLECTION EFFICIENCY. P. 213 (2)
- I. "USE TAX" OR "FORMULARY APPORTIONMENT" AS ADJUNCT TO SALES TAX

 1. TO AVOID TAX-INDUCED COMPETITIVE DISADVANTAGE FOR LOCAL
 BUSINESS, A USE TAX OR SINGLE BUSINESS TAX SHOULD
 COMPLEMENT THE SALES TAX FOR PURCHASES MADE OUT OF STATE.
 THIS DOES NOT DISCOURAGE IN-STATE PURCHASES AND KEEPS THE
 CONCEPT OF "LEVEL PLAYING FIELD" P. 136-7 (1)
 - 2. THE CONCEPT OF "FORMULARY APPORTIONMENT" COULD ALSO BE USED TO SUPPLEMENT SALES TAX. P. 138 (1) THIS FACTOR HAS BEEN FOUND TO REASONABLY REPRESENT MAJOR BUSINESS ACTIVITIES THAT GENERATE PROFITS
 - a. THE FORMULA IS AN AVERAGE OF 3 RATIOS:
 - (1) IN STATE SALES TO TOTAL SALES
 - (2) IN STATE PROPERTY TO TOTAL PROPERTY
 - (3) IN STATE PAYROLL TO TOTAL PAYROLL

- J. "WIDESPREAD ST/ USE OF BOTH SALES AND IN ME TAXES
 STANDS OUT AS A POWERFUL BARRIER AGAINST THE CENTRALIZATION
 OF FISCAL POWER IN WASHINGTON". P. 33 (2)

 1. RECOMMENDED BY A.C.I.R. (ADVISORY COMMISSION ON
 INTERGOVERNMENTAL RELATIONS.)
- K. STATE AND LOCAL GOVERNMENT EXPENDITURES WOULD MORE CLOSELY FOLLOW THE ECONOMY. BUILT-IN FISCAL RESTRAINT.
- L. REDUCES DISCRIMINATORY TAX-INCENTIVE PROGRAMS FOR BUSINESSES.

 1. CONCEPT OF "LEVEL PLAYING FIELD".
 - a. TAXES SHOULD PROVIDE A "LEVEL PLAYING FIELD WITH SIMILAR TREATMENT FOR ALL INDUSTRIES AND ALL FIRMS WITHIN EACH INDUSTRY. THIS IMPLIES AVOIDANCE OF INDUSTRY-SPECIFIC TAX INCENTIVES OR SPECIAL TAXES ON SELECTED INDUSTRIES". P. 55
 - b. "SUBSIDIZATION OF BUSINESS ENTERPRISE LIES BEYOND THE CONVENTIONAL SCOPE OF RESPONSIBILITIES OF LOCAL GOVERNMENT..." P. 115 (2)
 - c. "TAX CONCESSIONS ARE NOT COST EFFECTIVE". P. 112 (2)
 (1) "IN EVERY CASE, EVEN WHERE TAX CONCESSION
 RATIOS APPROACHED UNITY, THERE IS ALWAYS SOME
 MORE COST-EFFECTIVE INSTRUMENT FOR PURSUING THE
 PUBLIC PURPOSE"
 - (2) "COST EFFECTIVE INDUSTRIAL INCENTIVES ARE THOSE THAT LEVERAGE INVESTMENT FROM COMMERCIAL LENDING AND INVESTING INSTITUTIONS. AMONG THESE ARE LOAN GUARANTEES, DIRECT INTEREST SUBSIDIES, AND INCENTIVES TARGETED TO NONDEPRECIABLE ASSETS". P. 114 (2)
 - d. PROPERTY TAX CONCESSIONS CAN SHIFT TAX BURDENS TO THOSE WITH LESS ABILITY TO PAY WITHIN THE TAX DISTRICT. THIS IS MANIFEST IN KANSAS WHERE INVENTORY EXEMPTIONS SHIFTED EXCESS TAX TO SMALL SERVICE-ORIENTED BUSINESSES.
 - e. "THE BUSINESS FACILITY LOCATION DECISION-MAKING PROCESS IS COMPLEX AND DRIVEN PRIMARILY BY ECONOMIC CONSIDERATIONS BEYOND THE CAPACITY OF STATE AND-OR LOCAL GOVERNMENT TO AFFECT". P. 110 (2)
 - 2. WITHOUT A HEAVY PROPERTY TAX-BASED LOCAL GOVERNMENT REVENUE SYSTEM, THESE INCENTIVES BECOME MEANINGLESS AND SUPPLIES A MORE FAVORABLE TAX STRUCTURE AND IN ITSELF BECOMES AN INCENTIVE FOR ALL BUSINESS.
- M. TAXATION OF SERVICES

THE WEALTH THAT WAS ONCE CONCENTRATED IN PROPERTY AND GOODS HAS SHIFTED IN RECENT HISTORY TO SERVICES. THEREFORE, SERVICES MUST BE TAXED.

- 1. "THERE IS NO REASON WHY PRIVATE PURCHASES OF SERVICES SHOULD BE TREATED DIFFERENTLY FROM PURCHASES OF TANGIBLE PERSONAL PROPERTY". P. 226 (2)
- 2. THERE IS "INHERENT UNFAIRNESS OF A TAX SYSTEM THAT DISCOURAGES THE CONSUMPTION OF MANUFACTURED GOODS AND ENCOURAGES CONSUMPTION OF SERVICES". P. 133 (1)
 - a. IF ONE PERSON WANTS TO IMPROVE HIS APPEARANCE BY PURCHASING A SHIRT AND ANOTHER WANTS TO IMPROVE HER APPEARANCE BY GETTING A HAIRCUT, BOTH SHOULD BE TAXED OR BOTH SHOULD BE EXEMPT. IN MOST STATES, THE SHIRT IS TAXED AND THE HAIRCUT, A SERVICE, IS EXEMPT.

- M. TAXATION OF SE ICE (CONT'D)
 - 3. TAXATION OF SERVICES CAN INCREASE SALES TAX BASE BY 12-15%. P. 226 (2)
 - 4. SOME STATES ALREADY TAX SOME SERVICES
 - (a) HAWAII, N. MEXICO, S. DAKOTA, IOWA, WASHINGTON, W. VIRGINIA. P. 217 2
 - (b) TAXATION OF ALL SERVICES FAILED IN FLORIDA, NOT BECAUSE THE LAW WAS BAD, BUT BECAUSE OF 3 POLITICAL "FUBAR'S". (DISCUSSION IN REF (1))
- N. REGRESSIVITY OF SALES TAX CAN BE DEALT WITH EASIER AND MORE COST EFFECTIVELY THAN THE BURDEN OF PROPERTY TAX ON THE POOR.
 - 1. EARNED INCOME TAX CREDIT FOR LOW INCOME ON FOOD AND PRESCRIPTION MEDICINE. THIS REDUCES REGRESSIVITY OF SALES TAX ON THE POOR AND IS MORE COST-EFFECTIVE THAN REDUCTIONS OF TAXES ON THESE ITEMS. P. 165 $(\hat{1})$
- O. REDISTRIBUTION OF COLLECTED FUNDS CAN BE EFFECTIVELY ACCOMPLISHED THROUGH AVENUES ALREADY IN PLACE.
 - 1. LOCAL AD VALOREM TAX REDISTRIBUTION FUND
 - 2. SCHOOL EQUALIZATION ACT
- P. APPLIES A SPENDING LID FOR GOVERNMENT
- V. MUST APPLY MONEY THUS GENERATED "DOLLAR-FOR-DOLLAR" FOR PROPERTY TAX REDUCTION-ELIMINATION. OUR POLLS SHOW THAT THIS TYPE PLAN IS VERY POPULAR.
- VI. IF PROPERTY TAXES REMAIN
 - A. MUST ELIMINATE "MILL LEVY" SYSTEM AND APPRAISE ON 100 $\ensuremath{\text{\%}}$ VALUE.
 - 1. "IT IS A TRUISM OF PROPERTY TAXATION THAT FRACTIONAL ASSESSMENT SERVES AS A CONVENIENT GRAVEYARD IN WHICH ASSESSORS CAN BURY THEIR MISTAKES AND ACTS OF FAVORITISM". P. 35 (2)
 - B. PLACE "TAX LID" ON PROPERTY AT 1%.
 - C. MAKE SURE SPENDING LID FOR GOVERNMENT SPENDING IS IN PLACE

The Power of an Open Mind

Condensed from "MINDFULNESS" ELLEN LANGER

things like locking ourselves out of the car or throwing our dirty socks into the garbage.

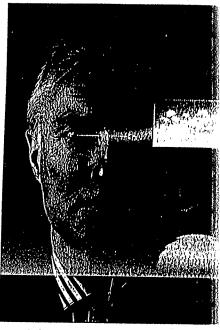
A friend tells this story of three generations of mindlessness. One day a young woman was about to cook a roast. Before putting it in the pot, she cut off a small slice. When asked why, she said it was because her mother had always done that when she cooked a roast. Her own curiosity aroused,

mother to ask the reason.

The mother's answer was the same: "Because that's the way my mother did it."

the young woman phoned her

Finally the young woman asked her grandmother why she always cut off a slice before cooking a roast. "Because that's the only way it would fit in my pot," said the grandmother.



The consequences of operating on automatic pilot range from the trivial to the catastrophic. The examples that follow demonstrate how we cut off our common sense when we treat information as though it were true regardless of the circumstances. By keeping our wits about us and being mindful, we can stay in control while remaining open to life's many possibilities.

Thinking in absolutes. I once experimented to see how people respond to problems. A fellow investigator stood on a busy sidewalk

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likes or problems. Take so Jone who says he hates New England winters. If he lets his thoughts become more particular, he may discover he dislikes feeling restricted by heavy clothing. A down parka or a better heater in his car might change his outlook.

Or consider a couple arguing over whether to get an air conditioner. She can't stand the heat, but he objects because he gets "airconditioner colds" in the office. Perhaps the best approach is for him to wear a sweater in the office and for them to get an exhaust fan for their attic. By forcing yourself to look more carefully for the specific source of your dissatisfaction, you will increase your potential for

solving the problem.

Sticking in one context. Too often people think automatically of what they can't do rather than what they can do. A young musician recently told me of his longstanding inability to finish the songs he composed. He felt like a failure until he "reframed" his problem. Rather than seeing himself as incapable of finishing a song, he realized what a wonderful gift he had for composing new themes. He then teamed up with someone who was great with musical detail, and together they are prolific.

This technique, placing a problem in another context, can have even more dramatic benefits. For example, most people believe that pain is inevitable if they are hospitalized, and that it c. be controlled without medication.

In an experiment, some colleagues and I taught patients facing major surgery to put their pain in a different context. We asked them to imagine themselves either playing football or preparing for a dinner party. During a rough skirmish on the football field, bruises are hardly noticed. Similarly, cutting oneself while rushing to prepare dinner for ten people might also be hardly noticed. By contrast, getting a paper cut while reading a dull business memorandum really hurts. Using examples like these, we told the patients that pain may not be inevitable; it could be influenced by how they viewed the situation.

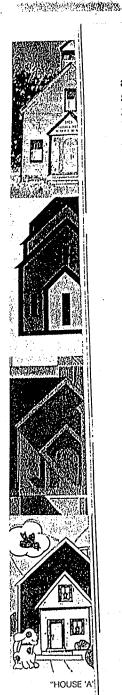
The hospital staff (unaware of our hypothesis) monitored the use of medication and length of stay for patients in this experimental group and in control groups that had received no counseling. Patients trained to reinterpret pain in nonthreatening ways took fewer pain relievers and left the hospital sooner. By placing their hospital experience in a different context, and viewing it more imaginatively, the participants gained more control

over their convalescence.

We all NEED TO LIVE as creatively and mindfully as possible, to stay open to new information and perspectives, if we're to be successful in "getting where we're going" with our aspirations and our lives.

Reprints of this article are available. See page 234.

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and told a passerby that she had sprained her knee and needed help. She asked him to get her an Ace bandage from the nearby drugstore. The pharmacist had agreed earlier to say he was out of Ace bandages. After being told this, not one subject out of the 25 I observed thought to ask if the pharmacist could recommend some other bandage. Unfortunately, once people set their minds on a single solution, they often fail to look for others.

Whatever problem you face, you'll find more options if you realize there are no absolute answers, but rather a range of possible solutions.

Getting trapped in a category. When I was still in school, my grand-mother complained to doctors about a snake crawling around in her skull, giving her headaches. The doctors thought her odd descriptions were nonsense and diagnosed senility.

An autopsy following her death a year later revealed a brain tumor. I shared my mother's agony and guilt. But who were we to question the doctors? For years afterward I kept thinking how all of us had allowed ourselves to be trapped by categories. Faced with an old woman making fantastic statements, the doctors assumed she must be senile. My mother and I, meanwhile, automatically thought of doctors as experts and assumed they knew best.

Whenever you face a new problem, question all your assumptions before mapping a course of action.

Knowing the script by heart. The rhythm of the familiar often lulls us

into mindlessness. Once, in a store, I gave a cashier a new credit card. Noticing I hadn't signed it, she gave it back to me to sign. Then she took my card, passed it through her machine, handed me the resulting form and asked me to sign it. I did. The cashier then held the form next to the newly signed card to see if the signatures matched.

In this case, the clerk's mistake resulted in nothing more than an amusing story. But the consequences of becoming so used to one way of doing things that we block out the present world can be dire.

In January 1982, an Air Florida plane crashed in Washington, D.C., killing 78 people. It was a regular flight from Washington to Florida, with an experienced crew. What went wrong? Examination pointed to the crew's pre-takeoff checklist. The pilot and co-pilot had conducted their checklist routine as always, but while they appeared to be thinking, subsequent evidence suggests they were not. One of the items they checked off, but did not consider activating, was the engine anti-ice system. This time, however, the pilots were not flying in warm southern weather. Snow was falling, and some of it was accumulating on the wings. The plant crashed on takeoff, largely because the pilots failed to deal with the snow problem by activating their anti-ice system.

Making sweeping generalizations. As adults, we are prone to use very general statements to explain dis-