

MINUTES OF THE HOUSE TAXATION COMMITTEE

The meeting was called to order by Chairman Richard Carlson at 3:35 p.m. on January 19, 2011, in Room 783 of the Docking State Office Building.

All members were present except:

Representative Owen Donohoe—excused
Representative Gary Hayzlett—excused
Representative Aaron Jack—excused
Representative Brian Weber—excused

Committee staff present:

Gordon Self, Office of the Revisor of Statutes
Scott Wells, Office of the Revisor of Statutes
Chris Courtwright, Kansas Legislative Research Department
Michael Wales, Kansas Legislative Research Department
Marla Morris, Committee Assistant
Allen Jeffus, Office Assistant

Conferees:

Alan D. Conroy, Director, Kansas Legislative Research Department

Others attending:

See attached list.

Alan D. Conroy, Director, Kansas Legislative Research Department, presented the Committee an overview of the Consensus Revenue Estimates and the Budget Profile for FY 2012 (Attachment 1). The Consensus Revenue Estimating Group consists of representatives from the Governors Division of the Budget, the Kansas Department of Revenue, the Kansas Legislative Research Department, and consulting economists from the University of Kansas, Kansas State University and Wichita State University. The Group meet on November 2, 2010 to revise the revenue estimate for FY 2011 and establish the first estimate for FY 2012. The Consensus Revenue Estimating Group predicts continued recovery of the state's economy during the balance of FY 2011 and slightly accelerating growth throughout FY 2012. He stood for questions.

Discussion was held on the potential cost to the State of unemployment funds borrowed from the Federal Government. Director Conroy will research and provide requested information to the Committee. Chairman Carlson thanked Director Conroy for the presentation.

Chairman Carlson announced that presently the Taxation Committee Agenda is On Call of the Chair through the week of January 24, 2011.

The meeting adjourned at 4:17 p.m.

HOUSE TAXATION COMMITTEE

DATE: January 19, 2011

[illegible]

KANSAS LEGISLATIVE RESEARCH DEPARTMENT

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January 19, 2011

To: House Taxation Committee
From: Alan D. Conroy, Director
Re: State General Fund Consensus Revenue Estimates

STATE OF KANSAS BUDGET OUTLOOK

● State General Fund Revenue and Expenditures - Actual FY 2010:

- Actual FY 2010 receipts were \$98.6 million or 1.9 percent below the April revenue estimates; and
- Actual FY 2010 "taxes only" were \$0.422 billion below actual FY 2009 receipts.
- \$131 million in state aid for local school districts was delayed from FY 2010 to FY 2011.

● Economic forecast for Kansas:

"While the US economy has been growing since the third quarter of 2009, the rate of growth has slowed somewhat in 2010. Concerns of a double-dip recession nevertheless have waned over the summer, and assumptions are that modest growth will continue in the national and state economies in 2011 and 2012. Significant uncertainty remains relative to employment in several of the state's key sectors, including aviation manufacturing, though there is some evidence that rural areas of Kansas may be emerging from the economic downturn faster than the nation as a whole as a result of a weak dollar and strong demand for exports. The estimates, therefore, are premised on a continued recovery of the state's economy during the balance of FY 2011 and slightly accelerating growth throughout FY 2012."

- **Kansas personal income** - Increase by 3.4 percent in 2011 and 5.6 percent in 2012;
- **Employment** - The unemployment rate of 6.7 percent in CY 2010; declining to 6.5 percent in CY 2011;
- **Agriculture** - Considerably brighter as a result of higher commodity prices and relatively strong production; the 2011 outlook may change considerably if significant moisture does not occur;
- **Oil and gas** - \$65 a barrel of oil in FY 2011 and \$75 per barrel in FY 2012; \$3.60 per mcf in FY 2011 and \$3.95 per mcf in FY 2012; and
- **Inflation rate** - 1.6 percent in 2011 and 2.4 percent in 2012.

● November 2010 Consensus Revenue estimates:

- Consensus Revenue Estimating Group;
- The **current year estimate revised upward \$17.9 million, or 0.3 percent**, above the previous estimate;
- Individual income tax receipt estimates were not changed from the previous April estimate;

House Taxation

Date: 1-19-11

Attachment: 1

- Retail sales tax receipt estimates were revised upward \$28.8 million, or 1.5 percent. The estimate includes \$310 million from the rate increase (5.3 percent to 6.3 percent);
- The revised current year estimate of \$5.8 billion is \$594 million, or 11.4 percent, above actual FY 2010 receipts; and
- The **FY 2012 estimate is \$5.811 billion, which is \$25.4 million, or 0.4 percent, above the newly revised FY 2011 amount.**

- Heavily influenced by a net change of \$210 million in transfers from the State General Fund \$149 million from the State Highway Fund; and
- Tax receipts only grow by 4.3 percent (\$241 million).

- **December, 2010 Receipts:**

- \$28.6 million or 1.0 percent below the estimate;
- Shortfall of \$29.2 million or 20.5 percent in corporation income tax receipts;
- Transfer out of the State General Fund of \$15.0 million to the Kansas Biosciences Authority was anticipated to happen later in the fiscal year.

- **Future Budget Issues:**

- State General Fund sales tax rate reduction - 6.3 percent to 5.7 percent on July 1, 2013 (FY 2014). The sales tax rate reduction to the State General Fund in FY 2014 reduces receipts by \$380.2 million.
- KPERS unfunded liability - Actuarially required contributions by FY 2019, the employer contributions are projected to almost double (\$364.5 million (all funds) to \$726.5 million in FY 2019); the employer contributions on an actuarially required basis exceed \$1.0 billion by FY 2024.

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November 9, 2010

To: Governor Mark Parkinson, Governor-Elect Sam Brownback, and Legislative Budget Committee

From: Kansas Legislative Research Department
Kansas Division of the Budget

Re: State General Fund Receipts Estimates for FY 2011 and FY 2012

Estimates for the State General Fund (SGF) are developed using a consensus process that involves the Legislative Research Department, Division of the Budget, Department of Revenue, and three consulting economists from state universities. This estimate is the base from which the Governor and the Legislature build the annual budget. The Consensus Group met on November 2, 2010, and slightly increased the estimate for FY 2011 and developed the first estimate for FY 2012.

For FY 2011, the estimate was increased by \$17.9 million, or 0.3 percent, above the previous estimate (made in April and subsequently adjusted for legislation enacted during the veto session). Those legislative adjustments to the April estimates included the impact of the sales and use tax increase that was effective July 1. The revised estimate of \$5.785 billion represents 11.4 percent growth above final FY 2010 receipts.

The initial estimate for FY 2012 is \$5.811 billion, which is \$25.4 million, or 0.4 percent, above the newly revised FY 2011 figure. Various factors influencing this growth rate in addition to the state of the economy include a net change of \$210.0 million in transfers out of the SGF (in compliance with current statutory requirements for FY 2012); the fully annualized impact of the sales and use tax increase; and several pieces of legislation enacted in 2005-2007 that are continuing to reduce relative to prior law the amount of estate, corporation franchise, and severance tax receipts deposited into the SGF.

Table 1 compares the new FY 2011 and FY 2012 estimates with actual receipts from FY 2010. Table 2 shows the changes in the FY 2011 estimates.

Economic Forecast for Kansas

While the US economy has been growing since the third quarter of 2009, the rate of growth has slowed somewhat in 2010. Concerns of a double-dip recession nevertheless have waned over the summer, and assumptions are that modest growth will continue in the national and state economies in 2011 and 2012. Current forecasts call for nominal Gross Domestic Product to grow by 3.6 percent in 2011 and 5.8 percent in 2012 (coming off a 3.4 percent increase in 2010); and nominal Kansas Gross State Product to grow by 4.1 percent in 2011 and 5.8 percent in 2012 (after a 4.3 percent increase in 2010). Significant uncertainty remains

relative to employment in several of the state's key sectors, including aviation manufacturing, though there is some evidence that rural areas of Kansas may be emerging from the economic downturn faster than the nation as a whole as a result of a weak dollar and strong demand for exports. The estimates contained in this memo are therefore premised on a continued recovery of the state's economy during the balance of FY 2011 and slightly accelerating growth throughout FY 2012.

Kansas Personal Income

Kansas Personal Income (KPI) in 2010 is expected to increase by 3.0 percent above the 2009 level (after having fallen by 1.4 percent in 2009). The forecast calls for KPI to grow by 3.4 percent in 2011 and 5.6 percent in 2012. Overall US Personal Income growth is not expected to differ significantly from the pattern in Kansas, with national estimates currently at 2.5 percent, 3.7 percent, and 5.9 percent for the same three years, respectively.

Employment

Data obtained from the Kansas Department of Labor verify that employment has stabilized relative to the fall of 2009. The most recent monthly data show that total Kansas non-farm employment from September 2009 to September 2010 increased by about 1,000 jobs. From its peak in April of 2008 to its low point in February of 2010, the state lost 75,800 jobs. Sectors with the heaviest job losses included professional and business services; financial activities; and leisure and hospitality. The current average estimates used by the Department indicate that the overall Kansas unemployment rate, which was 4.4 percent in CY 2008 and 6.7 percent in CY 2009, is expected again to be 6.7 percent in CY 2010 before declining to 6.5 percent in CY 2011. One positive sign relates to initial unemployment claims data, which throughout most of 2010 have been well below the same time periods studied for 2009. The national unemployment rate is expected to remain well above the Kansas rate, with the US rate now expected to be 9.5 percent in 2010 and 9.0 percent in 2011.

Agriculture

Although net farm income declined in 2009, the outlook for both 2010 and 2011 is considerably brighter as a result of higher commodity prices and relatively strong production. The All Farm Products Index of Prices received by Kansas farmers was 155 in September, up from 117 a year earlier. Wheat, corn, sorghum and soybean prices are significantly higher this fall than they were a year ago. Moreover, improved weather conditions in 2010 have contributed to a more efficient harvest. Livestock prices also remain higher thus far in 2010 than they were in 2009. High input prices, especially energy and fertilizer costs, and topsoil moisture deficiencies in certain areas of the state do remain as areas of concern for the agricultural sector.

Oil and Gas

Driven by foreign demand, the price of oil thus far in FY 2011 has remained higher than the price forecasted last April. The average price per taxable barrel of Kansas crude in FY 2011 is now estimated to be \$73, higher than the previous forecast of \$65 (and higher than the \$66.49 final average price for FY 2010). The FY 2012 price is expected to be \$75 per barrel. As always, significant political tensions in the Middle East and elsewhere provide a great deal of uncertainty about forecasting the price of this commodity. Gross oil production in Kansas, which

had been declining steadily for more than a decade until FY 2000, reversed that trend about five years ago and began increasing slightly. The current forecast of 39.0 million barrels for FY 2011 compares favorably to the 33.5 million barrels produced in FY 2005. Approximately half of all Kansas oil produced is not subject to severance taxation because of various exemptions in that law.

The price of natural gas is expected to average \$3.60 per mcf for FY 2011 before increasing to \$3.95 per mcf for FY 2012, based on an industry source's analysis of futures markets. Only about 10 percent of natural gas production is exempt from the severance tax. Factors considered for these estimates included the relationship between crude oil and gas prices, the current relatively high storage levels for gas, the overall economic outlook, and the impact of enhanced production from shale formations elsewhere in the United States. Kansas natural gas production in FY 2010 of 348 million cubic feet represented a significant decrease from the modern era peak of 730 million cubic feet in FY 1996 (largely as a result of depletion of reserves in the Hugoton Field). Production is expected to continue to decrease to 320 million cubic feet for FY 2011; and 300 million cubic feet for FY 2012.

Inflation Rate

The Consumer Price Index for all Urban consumers (CPI-U) is expected to increase by 1.6 percent in 2010 (after having fallen by 0.4 percent in 2009). Despite the continuation of aggressive monetary policy by the Federal Reserve, the latest forecast calls for inflation to remain at very moderate levels of 1.6 percent in 2011 and 2.4 percent in 2012.

Interest Rates

The Pooled Money Investment Board (PMIB) is authorized to make investments in US Treasury and Agency securities, highly rated commercial paper and corporate bonds, repurchase agreements and certificates of deposit in Kansas banks. Extremely low idle-fund balances in recent years have required the PMIB to maintain a highly liquid portfolio, which reduces the amount of return available to the pool. In FY 2010, the state earned only 0.96 percent on its SGF portfolio (compared with a 4.26 percent rate in FY 2008 and 2.20 percent in FY 2009). The average rates of return forecasted for FY 2011 and FY 2012 are 0.53 percent and 0.24 percent, respectively, and reflect the expected continuation of historically low interest rates and idle-fund balances.

	Economic Forecasts		
	CY 10	CY 11*	CY 12*
KPI Growth	3.0%	3.4%	5.6%
Inflation (CPI-U)	1.6%	1.6%	2.4%
	FY 10	FY 11*	FY 12*
SGF Interest	0.96%	0.53%	0.24%
Oil and Gas			
Oil Price per bbl	\$66.49	\$73.00	\$75.00
Gross Prod. (000)	39,310	39,000	39,000
Gas Price per mcf	\$3.74	\$3.60	\$3.95
Gas Taxable Value	1,162,951	1,036,800	1,066,500
*Estimated			

State General Fund Receipts Estimates

FY 2011. The revised estimate of SGF receipts for FY 2011 is \$5.785 billion, an increase of \$17.9 million above the previous estimate. Receipts through October from tax sources collected had been running \$55.6 million above that forecast. The overall revised estimate is approximately \$592.7 million, or 11.4 percent, above actual FY 2010 receipts.

Each individual SGF source was reevaluated independently and consideration was given to revised and updated economic forecasts, collection information from the Departments of Revenue and Insurance, and year-to-date receipts.

The estimate of total taxes was increased by \$40.9 million, while the estimate of other revenue was decreased by \$23.0 million. Total taxes in FY 2011 (which include the impact of the sales and use tax increase and other tax law changes) are now expected to be \$609.3 million above FY 2010 collections, which were \$422.4 million below the FY 2009 figure.

On the positive side, the combined forecast for sales and compensating use taxes was increased by \$37.7 million. Receipts through the end of October indicated that the fiscal estimates associated with the rate increase may have been understated.

The corporation income tax estimate was increased by \$5.0 million as a result of an improved outlook for corporate profits and the assumption that refunds will be slightly below the record levels of the last two fiscal years. Receipts from this source through October were \$1.2 million above the previous estimate.

The estimate for individual income taxes remains unchanged from June. Final FY 2010 receipts from this source were \$91.8 million below the final estimate for that year.

The overall severance tax estimate was reduced by \$5.6 million. (The estimate for natural gas was decreased by \$12.2 million, while the oil estimate was increased by \$6.6 million.)

Other reductions of note based on new information included \$23.0 million in non-tax sources (\$15.4 million in net transfers; and \$7.6 million in interest).

Details of the current year's revised estimate are reflected in Table 2.

FY 2012. SGF receipts are estimated to be \$5.810 billion in FY 2012, a figure that is 0.4 percent above the new FY 2011 forecast. This result is heavily influenced by an increase of \$210.0 million in net transfers from the SGF which will occur absent any change in current law. Total tax receipts are expected to grow by \$240.6 million, or 4.3 percent, to reflect the modest but accelerating economic recovery. Other factors taken into account for FY 2012 include the continued phasing out of the estate and corporation franchise taxes.

Accuracy of Consensus Revenue Estimates

For 36 years, SGF revenue estimates for Kansas have been developed using the consensus revenue estimating process. Besides the three state agencies identified on the first page, the economists currently involved in the process are Joe Sicilian from the University of Kansas, Tracy Turner from Kansas State University, and Nancy McCarthy Snyder from Wichita State University. Each of the agencies and individuals involved in the process prepared

independent estimates and met on November 2, 2010, to discuss estimates and come to a consensus for each fiscal year.

STATE GENERAL FUND ESTIMATES

Fiscal Year	Adjusted Original Estimate*	Adjusted Final Estimate**	Actual Receipts	Difference from Original Estimate*		Difference from Final Estimate**	
				Amount	Percent	Amount	Percent
1975	--	\$614.9	\$627.6	--	--	\$12.7	2.1%
1976	\$676.3	699.7	701.2	\$24.9	3.7%	1.4	0.2
1977	760.2	760.7	776.5	16.3	2.1	15.8	2.1
1978	830.1	861.2	854.6	24.5	3.0	(6.5)	(0.8)
1979	945.2	1,019.3	1,006.8	61.6	6.5	(12.5)	(1.2)
1980	1,019.3	1,095.9	1,097.8	78.5	7.7	1.9	0.2
1981	1,197.1	1,226.4	1,226.5	29.4	2.5	0.1	0.0
1982	1,351.3	1,320.0	1,273.0	(78.3)	(5.8)	(47.0)	(3.6)
1983	1,599.2	1,366.9	1,363.6	(235.6)	(14.7)	(3.2)	(0.2)
1984	1,596.7	1,539.0	1,546.9	(49.8)	(3.1)	7.9	0.5
1985	1,697.7	1,679.7	1,658.5	(39.2)	(2.3)	(21.3)	(1.3)
1986	1,731.2	1,666.4	1,641.4	(89.8)	(5.2)	(25.0)	(1.5)
1987	1,903.1	1,764.7	1,778.5	(124.6)	(6.5)	13.8	0.8
1988	1,960.0	2,031.5	2,113.1	153.1	7.8	81.6	4.0
1989	2,007.8	2,206.9	2,228.3	220.5	11.0	21.4	1.0
1990	2,241.2	2,283.3	2,300.5	59.3	2.6	17.2	0.8
1991	2,338.8	2,360.6	2,382.3	43.5	1.9	21.7	0.9
1992	2,478.7	2,454.5	2,465.8	(12.9)	(0.5)	11.3	0.5
1993	2,913.4	2,929.6	2,932.0	18.6	0.6	2.4	0.1
1994	3,040.1	3,126.8	3,175.7	135.6	4.5	48.9	1.6
1995	3,174.4	3,243.9	3,218.8	44.4	1.4	(25.1)	(0.8)
1996	3,428.0	3,409.2	3,448.3	20.3	0.6	39.0	1.1
1997	3,524.8	3,642.4	3,683.8	159.0	4.5	41.4	1.1
1998	3,714.4	3,971.0	4,023.7	309.3	8.3	52.7	1.3
1999	3,844.7	4,051.9	3,978.4	133.7	3.5	(73.4)	(1.8)
2000	4,204.1	4,161.0	4,203.1	(1.0)	0.0	42.1	1.0
2001	4,420.7	4,408.7	4,415.0	(5.7)	(0.1)	6.4	0.1
2002	4,674.5	4,320.6	4,108.9	(565.6)	(12.1)	(211.7)	(4.9)
2003	4,641.0	4,235.6	4,245.6	(395.4)	(9.3)	9.9	0.2
2004	4,605.5	4,450.5	4,518.7	(86.8)	(1.9)	68.2	1.5
2005	4,490.5	4,793.8	4,841.3	350.8	7.8	47.5	1.0
2006	4,834.0	5,308.7	5,394.4	560.4	11.6	85.7	1.6
2007	5,144.0	5,721.3	5,809.0	665.0	12.9	87.8	1.5
2008	5,700.4	5,736.3	5,694.9	(5.5)	-0.1	(41.4)	(0.7)
2009	6,185.7	5,709.7	5,589.0	(596.7)	(9.6)	(120.7)	(2.1)
2010	5,974.2	5,291.0	5,192.4	(781.8)	(13.1)	(98.6)	(1.9)

* The adjusted original estimate is the estimate made in November or December prior to the start of the next fiscal year in July and adjusted to account for legislation enacted, if any, which affected receipts to the SGF.

** The final estimate made in March, April, or June is the adjusted original estimate plus or minus changes subsequently made by the Consensus Estimating Group. It also includes the estimated impact of legislation on receipts.

The table (above) presents estimates compared to actual receipts since FY 1975, the fiscal year for which the current process was initiated. First, the adjusted original estimate is compared to actual collections and then the final estimate is compared to actual receipts.

Concluding Comments

Consensus revenue estimates are based on current federal and state laws and their current interpretation. These estimates will be further adjusted in mid-April prior to the conclusion of the 2011 Legislative Session.

Table 1
State General Fund Receipts
(Dollars in Thousands)

	FY 2010 (Actual)		Consensus Estimate November 2, 2010			
			FY 2011 (Revised)		FY 2012	
	Amount	Percent Change	Amount	Percent Change	Amount	Percent Change
Property Tax:						
Motor Carrier	\$ 24,993	(14.6) %	\$ 26,000	4.0 %	\$ 27,000	3.8 %
Income Taxes:						
Individual	\$ 2,418,208	(9.8) %	\$ 2,577,175	6.6 %	\$ 2,705,000	5.0 %
Corporation	224,940	(6.4)	260,000	15.6	275,000	5.8
Financial Inst.	16,515	(36.9)	20,770	25.8	21,000	1.1
Total	\$ 2,659,663	(9.8) %	\$ 2,857,945	7.5 %	\$ 3,001,000	5.0 %
Estate Tax	\$ 8,396	(62.7) %	\$ 3,000	(64.3) %	\$ --	(100.0) %
Excise Taxes:						
Retail Sales	\$ 1,652,037	(2.2) %	\$ 2,000,000	21.1 %	\$ 2,090,000	4.5 %
Compensating Use	205,540	(12.5)	280,000	36.2	295,000	5.4
Cigarette	99,829	(6.9)	97,000	(2.8)	97,000	--
Tobacco Products	6,352	10.9	6,600	3.9	6,800	3.0
Cereal Malt Bev.	1,989	(4.8)	1,900	(4.5)	1,900	--
Liquor Gallonage	17,953	(1.4)	18,800	4.7	19,200	2.1
Liquor Enforcement	54,827	1.9	58,000	5.8	59,000	1.7
Liquor Drink	8,930	(2.3)	9,300	4.1	9,500	2.2
Corp. Franchise	41,462	(0.6)	18,000	(56.6)	8,000	(55.6)
Severance	81,870	(34.1)	92,800	13.4	94,300	1.6
Gas	39,988	(45.8)	38,700	(3.2)	39,400	1.8
Oil	41,882	(17.0)	54,100	29.2	54,900	1.5
Total	\$ 2,170,788	(5.1) %	\$ 2,582,400	19.0 %	\$ 2,680,700	3.8 %
Other Taxes:						
Insurance Prem.	120,375	0.7 %	\$ 124,000	3.0 %	\$ 125,000	0.8 %
Miscellaneous	1,655	(7.7)	1,800	8.8	2,000	11.1
Total	\$ 122,030	0.5 %	\$ 125,800	3.1 %	\$ 127,000	1.0 %
Total Taxes	\$ 4,985,870	(7.8) %	\$ 5,595,145	12.2 %	\$ 5,835,700	4.3 %
Other Revenues:						
Interest	\$ 24,629	(61.6) %	\$ 17,400	(29.4) %	\$ 11,800	(32.2) %
Net Transfers	127,410	274.1	116,300	(8.7)	(93,700)	(180.6)
Agency Earnings	53,365	(34.0)	56,320	5.5	56,800	0.9
Total	\$ 205,403	14.7 %	\$ 190,020	(7.5) %	\$ (25,100)	(113.2) %
Total Receipts	\$ 5,191,273	(7.1) %	\$ 5,785,165	11.4 %	\$ 5,810,600	0.4 %

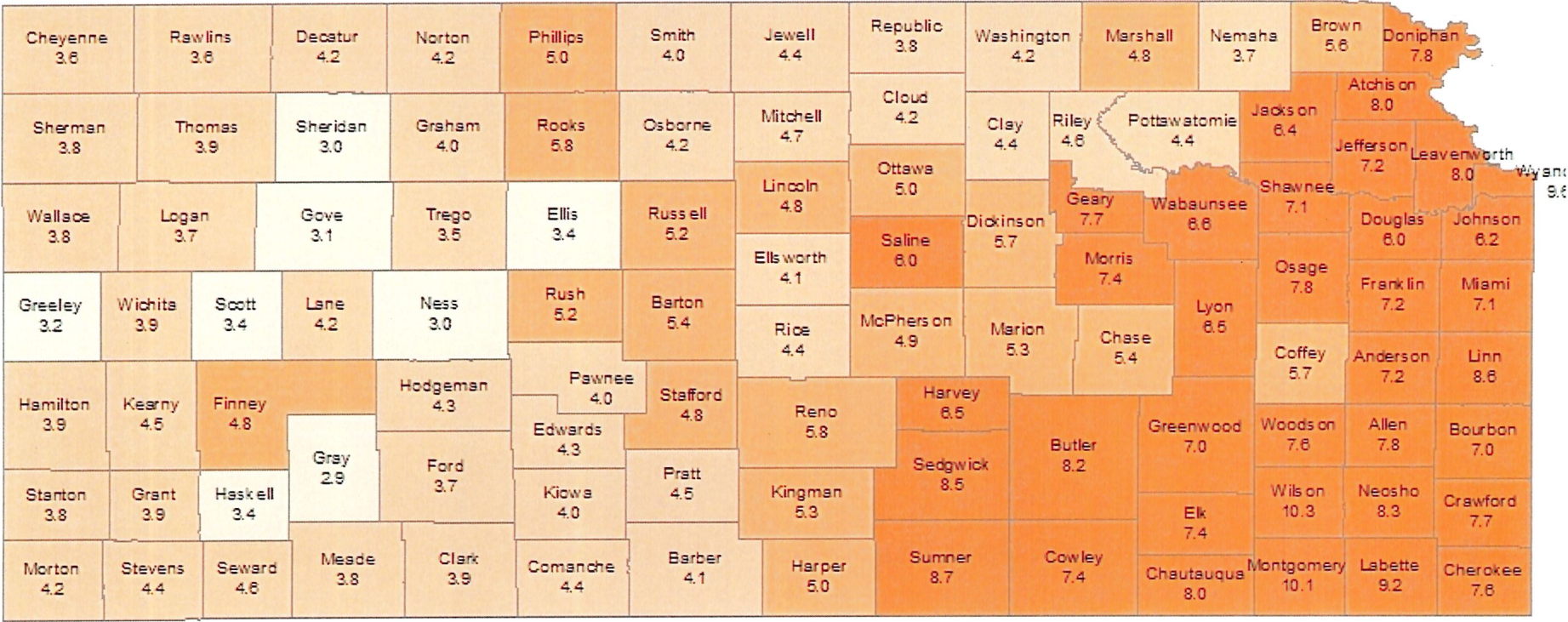
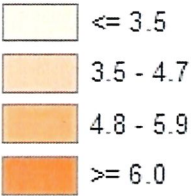
Table 2
State General Fund Receipts
FY 2011 Revised
Comparison of November 2010 Estimate to June 2010 Estimate
(Dollars in Thousands)

	FY 2011 CRE Est. as Adj. for Legis.	FY 2011 CRE Estimate	Difference	
			Amount	Pct. Chg.
Property Tax:				
Motor Carrier	\$ 24,000	\$ 26,000	\$ 2,000	8.3 %
Income Taxes:				
Individual	\$ 2,577,175	\$ 2,577,175	\$ --	-- %
Corporation	255,000	260,000	5,000	2.0
Financial Inst.	20,770	20,770	--	--
Total	\$ 2,852,945	\$ 2,857,945	\$ 5,000	0.2 %
Estate Tax	\$ 5,000	\$ 3,000	\$ (2,000)	(40.0) %
Excise Taxes:				
Retail Sales	\$ 1,971,211	\$ 2,000,000	\$ 28,789	1.5 %
Compensating Use	271,068	280,000	8,932	3.3
Cigarette	95,000	97,000	2,000	2.1
Tobacco Product	6,600	6,600	--	--
Cereal Malt Beverage	2,100	1,900	(200)	(9.5)
Liquor Gallonage	18,800	18,800	--	--
Liquor Enforcement	58,000	58,000	--	--
Liquor Drink	9,300	9,300	--	--
Corporate Franchise	17,000	18,000	1,000	5.9
Severance	98,400	92,800	(5,600)	(5.7)
Gas	50,900	38,700	(12,200)	(24.0)
Oil	47,500	54,100	6,600	13.9
Total	\$ 2,547,479	\$ 2,582,400	\$ 34,921	1.4 %
Other Taxes:				
Insurance Premium	\$ 123,000	\$ 124,000	\$ 1,000	0.8 %
Miscellaneous	1,800	1,800	--	--
Total	\$ 124,800	\$ 125,800	\$ 1,000	0.8 %
Total Taxes	\$ 5,554,224	\$ 5,595,145	\$ 40,921	0.7 %
Other Revenues:				
Interest	\$ 25,000	\$ 17,400	\$ (7,600)	(30.4) %
Net Transfers	131,694	116,300	(15,394)	(11.7)
Agency Earnings	56,320	56,320	--	--
Total Other Revenue	\$ 213,014	\$ 190,020	\$ (22,994)	(10.8) %
Total Receipts	\$ 5,767,238	\$ 5,785,165	\$ 17,927	0.3 %

UNEMPLOYMENT RATES FOR NOVEMBER 2010

State Rate = 6.7%

Rate



KANSAS LEGISLATIVE RESEARCH DEPARTMENT

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January 6, 2011

To: Legislative Budget Committee

STATE GENERAL FUND (SGF) RECEIPTS July through December, FY 2011

This is the second monthly report based on the revised estimate of SGF receipts in FY 2011 made by the Consensus Estimating Group on November 2, 2010. The figures in both the "estimate" and "Actual" columns under FY 2011 on the following table include actual amounts received in July-October. Thus, the report essentially deals with the difference between the estimated and actual receipts in November and December.

Total receipts through December of FY 2011 were \$28.6 million or 1.0 percent below the estimate. The component of SGF receipts from taxes only was \$18.7 million 0.7 percent below the estimate. Total receipts through November of FY 2011 were \$8.6 million or 0.4 percent above the estimate and taxes only were \$390,000 or less than 0.1 percent above the estimate.

Generally, a comparison of only two months is of little value in identifying a trend for the remainder of the year, as the timing and processing of receipts substantially can affect comparisons of the estimate with actual receipts over such a short period of time. In addition, receipts through the end of January will include sales tax receipts on Christmas business and individual income tax estimated payments due in January. Both of these factors will make the January report more helpful in ascertaining a picture of SGF receipts

There were only three tax sources that **exceeded** the estimate by more than \$1.0 million, those being individual income (\$15.1 million or 1.2 percent), corporation franchise (\$1.3 million or 23.0 percent), and insurance premiums (\$4.4 million or 8.7 percent).

Taxes that fell **below** the estimate by more than \$1.0 million were: corporation income (\$29.2 million or 20.5 percent); compensating use (\$3.7 million or 2.7 percent); financial institutions privilege (\$2.1 million or 23.0 percent); liquor enforcement (\$1.5 million or 5.1 percent); motor carriers property (\$1.2 million or 7.5 percent); and severance (\$1.1 million or 2.5 percent).

Of particular note is the shortfall in corporation income of \$29.2 million. December is a estimated quarterly payment for corporations. The latest quarter payments were 13.0 percent below the actual amount for the same period last year. It appears that in the two previous quarters, both of which exceeded the estimate, there was significantly higher than anticipated corporation estimated payments. Corporations may have adjusted their final tax year 2010 payment to more closely bring the estimated payments in line with the actual tax liability.

Interest earnings exceeded the estimate by \$1.1 million. Agency transfers and net transfers both fell below the estimated amount by \$1.2 million and \$9.7 million, respectively. A transfer out of the State General Fund of \$15.0 million was made to the Kansas Biosciences Authority in December. The transfer had been anticipated to be made later in the fiscal year.

Total SGF receipts through December of FY 2011 were \$272.1 million or 11.0 percent above FY 2010 for the same period. Tax receipts only for the same period were above FY 2010 by \$248.8 million or 10.2 percent. Remember that the FY 2011 receipts include the retail sales tax rate increase authorized by the 2010 Legislature.

This report excludes the two deposits to the SGF which total of \$700 million pursuant to issuance of certificates of indebtedness. This certificate will be discharged prior to the end of the fiscal year.

STATE GENERAL FUND RECEIPTS

July - December, FY 2011

(dollar amounts in thousands)

	Actual FY 2010	Estimate*	FY 2011 Actual	Difference	Percent increase relative to: FY 2010	Estimate
Property Tax:						
Motor Carriers	\$ 15,193	\$ 15,550	\$ 14,385	\$ (1,165)	(5.3)%	(7.5)%
Income Taxes:						
Individual	\$ 1,158,875	\$ 1,234,000	\$ 1,249,060	\$ 15,060	7.8%	1.2%
Corporation	140,158	142,500	113,347	(29,153)	(19.1)	(20.5)
Financial Inst.	6,164	9,100	7,012	(2,088)	13.7	(23.0)
Total	\$ 1,305,197	\$ 1,385,600	\$ 1,369,418	\$ (16,182)	4.9%	(1.2)%
Estate Tax	\$ 4,032	\$ 1,100	\$ 705	\$ (395)	(82.5)%	(35.9)%
Excise Taxes:						
Retail Sales	\$ 843,796	\$ 980,350	\$ 980,141	\$ (209)	16.2%	(0.0)%
Comp. Use	102,318	140,000	136,277	(3,723)	33.2	(2.7)
Cigarette	51,785	50,000	49,807	(193)	(3.8)	(0.4)
Tobacco Prod.	3,243	3,350	3,383	33	4.3	1.0
Cereal Malt Bev.	1,043	990	991	1	(5.0)	0.1
Liquor Gallonage	9,226	9,400	9,564	164	3.7	1.7
Liquor Enforce.	27,675	28,800	27,323	(1,477)	(1.3)	(5.1)
Liquor Drink	4,369	4,600	4,402	(198)	0.7	(4.3)
Corp. Franchise	9,467	5,450	6,702	1,252	(29.2)	23.0
Severance	30,358	42,300	41,227	(1,073)	35.8	(2.5)
Gas	13,979	18,200	17,817	(383)	27.5	(2.1)
Oil	16,379	24,100	23,411	(689)	42.9	(2.9)
Total	\$ 1,083,279	\$ 1,265,240	\$ 1,259,817	\$ (5,423)	16.3%	(0.4)%
Other Taxes:						
Insurance Prem.	\$ 42,664	\$ 50,100	\$ 54,471	\$ 4,371	27.7%	8.7%
Miscellaneous	555	800	907	107	63.5	13.4
Total	\$ 43,219	\$ 50,900	\$ 55,378	\$ 4,478	28.1%	8.8%
Total Taxes	\$ 2,450,920	\$ 2,718,390	\$ 2,699,704	\$ (18,686)	10.2%	(0.7)%
Other Revenue:						
Interest	\$ 11,932	\$ 9,895	\$ 10,919	\$ 1,024	(8.5)%	10.3%
Transfers (net)	\$ (26,257)	\$ 8,450	\$ (1,273)	\$ (9,723)	(95.2)	(115.1)
Agency Earnings and Misc.	\$ 31,997	\$ 32,500	\$ 31,305	\$ (1,195)	(2.2)	(3.7)
Total	\$ 17,672	\$ 50,845	\$ 40,952	\$ (9,893)	131.7%	(19.5)%
TOTAL RECEIPTS	\$ 2,468,591	\$ 2,769,235	\$ 2,740,656	\$ (28,579)	11.0%	(1.0)%

* Consensus estimate as of November 2, 2010.

NOTES:

- (1) Details may not add to totals due to rounding.
- (2) Excludes \$700 million to State General Fund due to issuance of a Certificate of Indebtedness.