

SESSION OF 2009

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2026

As Amended by House Committee of the Whole

Brief*

HB 2026, as amended, would retroactively validate the results of local sales tax elections held in Lyon and Rawlins counties in August, 2008. Voters had approved both ballot questions.

An additional 1.0 percent sales tax would be authorized in Lyon County for purposes of property tax relief and capital outlay, bringing the total rate imposed by the county to 1.5 percent. The new tax would be required to sunset not later than five years after imposition.

An additional 0.75 percent sales tax would be authorized in Rawlins County for financing the costs of a swimming pool, bringing the total rate imposed by the county to 1.75 percent. The new tax would be required to sunset not later than 15 years after imposition.

Background

The original bill dealt with the Lyon County issue. The House Committee amended the bill to include the provisions of HB 2071 relating to Rawlins County; and to remove language requiring that retailers be given 60 days notice prior to imposition. Officials and voters in those counties did not realize that current local sales tax authorization statutes generally limit the maximum rate to 1.0 percent.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

The Department of Revenue testified that if the bill were to be approved by the Legislature by February 6, the new taxes could be implemented on April 1. Otherwise, the law would not allow the taxes to be implemented until at least the start of the next calendar quarter (July 1).

Proponents for both bills included Representatives Hill, Mast, and Faber.

The House Committee of the Whole amendments are technical.