

SENATE BILL No. 169

By Committee on Assessment and Taxation

2-7

AN ACT concerning income taxation; relating to rates; providing a 4.75% tax rate for individuals; amending K.S.A. 2022 Supp. 79-32,110 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 2022 Supp. 79-32,110 is hereby amended to read as follows: 79-32,110. (a) *Resident Individuals*. Except as otherwise provided by K.S.A. 79-3220(a), and amendments thereto, a tax is hereby imposed upon the Kansas taxable income of every resident individual, which tax shall be computed in accordance with the following tax schedules:

(1) *Married individuals filing joint returns*.

(A) For tax year 2012:

If the taxable income is:	The tax is:
Not over \$30,000.....	3.5% of Kansas taxable income
Over \$30,000 but not over \$60,000.....	\$1,050 plus 6.25% of excess over \$30,000
Over \$60,000.....	\$2,925 plus 6.45% of excess over \$60,000

(B) For tax year 2013:

If the taxable income is:	The tax is:
Not over \$30,000.....	3.0% of Kansas taxable income
Over \$30,000.....	\$900 plus 4.9% of excess over \$30,000

(C) For tax year 2014:

If the taxable income is:	The tax is:
Not over \$30,000.....	2.7% of Kansas taxable income
Over \$30,000.....	\$810 plus 4.8% of excess over \$30,000

(D) For tax years 2015 and 2016:

If the taxable income is:	The tax is:
Not over \$30,000.....	2.7% of Kansas taxable income
Over \$30,000.....	\$810 plus 4.6% of excess over \$30,000

(E) For tax year 2017:

If the taxable income is:	The tax is:
Not over \$30,000.....	2.9% of Kansas taxable income

1	Over \$30,000 but not over \$60,000.....	\$870 plus 4.9% of excess over
2		\$30,000
3	Over \$60,000.....	\$2,340 plus 5.2% of excess over
4		\$60,000
5	(F) For tax year years 2018, and all tax years thereafter through 2023:	
6	If the taxable income is:	The tax is:
7	Not over \$30,000.....	3.1% of Kansas taxable income
8	Over \$30,000 but not over \$60,000.....	\$930 plus 5.25% of excess
9		over \$30,000
10	Over \$60,000.....	\$2,505 plus 5.7% of excess
11		over \$60,000
12	(2) <i>All other individuals.</i>	
13	(A) For tax year 2012:	
14	If the taxable income is:	The tax is:
15	Not over \$15,000.....	3.5% of Kansas taxable income
16	Over \$15,000 but not over \$30,000.....	\$525 plus 6.25% of excess
17		over \$15,000
18	Over \$30,000.....	\$1,462.50 plus 6.45% of excess
19		over \$30,000
20	(B) For tax year 2013:	
21	If the taxable income is:	The tax is:
22	Not over \$15,000.....	3.0% of Kansas taxable income
23	Over \$15,000.....	\$450 plus 4.9% of excess over
24		\$15,000
25	(C) For tax year 2014:	
26	If the taxable income is:	The tax is:
27	Not over \$15,000.....	2.7% of Kansas taxable income
28	Over \$15,000.....	\$405 plus 4.8% of excess over
29		\$15,000
30	(D) For tax years 2015 and 2016:	
31	If the taxable income is:	The tax is:
32	Not over \$15,000.....	2.7% of Kansas taxable income
33	Over \$15,000.....	\$405 plus 4.6% of excess over
34		\$15,000
35	(E) For tax year 2017:	
36	If the taxable income is:	The tax is:
37	Not over \$15,000.....	2.9% of Kansas taxable income
38	Over \$15,000 but not over \$30,000.....	\$435 plus 4.9% of excess over
39		\$15,000
40	Over \$30,000.....	\$1,170 plus 5.2% of excess over
41		\$30,000
42	(F) For tax year years 2018, and all tax years thereafter through 2023:	
43	If the taxable income is:	The tax is:

1	Not over \$15,000.....	3.1% of Kansas taxable income
2	Over \$15,000 but not over \$30,000.....	\$465 plus 5.25% of excess
3		over \$15,000
4	Over \$30,000.....	\$1,252.50 plus 5.7% of excess
5		over \$30,000

6 (3) *All resident individuals. For tax year 2024, and all tax years*
7 *thereafter, for all individuals regardless of filing status, the tax shall be in*
8 *an amount equal to 4.75% of the Kansas taxable income that is in excess*
9 *of:*

10 (A) *\$10,450 for married individuals filing joint returns; and*

11 (B) *\$5,225 for all other individuals.*

12 (b) *Nonresident Individuals.* A tax is hereby imposed upon the Kansas
13 taxable income of every nonresident individual, which tax shall be an
14 amount equal to the tax computed under subsection (a) as if the
15 nonresident were a resident multiplied by the ratio of modified Kansas
16 source income to Kansas adjusted gross income.

17 (c) *Corporations.* A tax is hereby imposed upon the Kansas taxable
18 income of every corporation doing business within this state or deriving
19 income from sources within this state. Such tax shall consist of a normal
20 tax and a surtax and shall be computed as follows unless otherwise
21 modified pursuant to K.S.A. 2022 Supp. 74-50,321, and amendments
22 thereto:

23 (1) The normal tax shall be in an amount equal to 4% of the Kansas
24 taxable income of such corporation; and

25 (2) The surtax shall be in an amount equal to 3% of the Kansas
26 taxable income of such corporation in excess of \$50,000.

27 (d) *Fiduciaries.* A tax is hereby imposed upon the Kansas taxable
28 income of estates and trusts at the rates provided in subsection (a)(2)
29 ~~hereof for tax years 2012 through 2023 and at the rate provided in~~
30 ~~subsection (a)(3) for tax year 2024, and all tax years thereafter.~~

31 (e) Notwithstanding the provisions of subsections (a) and (b): (1) For
32 tax years 2016 and 2017, married individuals filing joint returns with
33 taxable income of \$12,500 or less, and all other individuals with taxable
34 income of \$5,000 or less, shall have a tax liability of zero; and (2) for tax
35 ~~year years 2018, and all tax years thereafter through 2023,~~ married
36 individuals filing joint returns with taxable income of \$5,000 or less, and
37 all other individuals with taxable income of \$2,500 or less, shall have a tax
38 liability of zero.

39 (f) No taxpayer shall be assessed penalties and interest arising from
40 the underpayment of taxes due to changes to the rates in subsection (a) that
41 became law on July 1, 2017, so long as such underpayment is rectified on
42 or before April 17, 2018.

43 Sec. 2. K.S.A. 2022 Supp. 79-32,110 is hereby repealed.

1 Sec. 3. This act shall take effect and be in force from and after its
2 publication in the statute book.