

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

The Committee on **Assessment and Taxation** recommends **SB 402** be amended on page 1, in line 29, by striking all after "who"; in line 30, by striking all before "and" and inserting "was born before January 1, 1961,"; in line 33, after the period by inserting "In the case of all tax years commencing after December 31, 2026, the upper limit household income threshold amount prescribed in this section shall be increased by an amount equal to such threshold amount multiplied by the cost-of-living adjustment determined under section 1(f)(3) of the federal internal revenue code for the calendar year in which the taxable year commences.";

On page 7, following line 16, by inserting:

"Sec. 5. K.S.A. 2025 Supp. 79-4508a is hereby amended to read as follows: 79-4508a.
(a) For tax year 2022 and all tax years thereafter, the amount of any claim pursuant to this section shall be computed by deducting the claimant's base year ad valorem tax amount for the homestead from the claimant's homestead ad valorem tax amount for the tax year for which the refund is sought.

(b) As used in this section:

(1) "Base year" means the year in which an individual becomes an eligible claimant and who is also eligible for a claim for refund pursuant to this section. For any individual who would otherwise be an eligible claimant prior to 2021, such base year shall be deemed to be 2021 for the purposes of this act.

(2) "Claimant" means a person who has filed a claim under the provisions of this act and was, during the entire calendar year preceding the year in which such claim was filed for

refund under this act, except as provided in K.S.A. 79-4503, and amendments thereto, both domiciled in this state and was: (A) A person who is 65 years of age or older; or (B) a disabled veteran. The surviving spouse of a person 65 years of age or older or a disabled veteran who was receiving benefits pursuant to this section at the time of the claimant's death shall be eligible to continue to receive benefits until such time the surviving spouse remarries.

(3) For tax year 2025 and all tax years thereafter, "household income" means the total Kansas adjusted gross income of all persons of a household in a calendar year while members of such household.

(c) A claimant shall only be eligible for a claim for refund under this section if:

(1) The claimant's household income for the year in which the claim is filed is \$50,000 or less; and

(2)(A) For base years 2021 through 2024, the appraised value of the claimant's homestead for the base year is \$350,000 or less; and

(B) for base year 2025 and all base years thereafter, the appraised value of the claimant's homestead for the base year is \$375,000 or less.

The provisions of K.S.A. 79-4522, and amendments thereto, shall not apply to a claim pursuant to this section. In the case of all tax years commencing after December 31, 2022, the upper limit household income threshold amount prescribed in this subsection shall be increased by an amount equal to such threshold amount multiplied by the cost-of-living adjustment determined under section 1(f)(3) of the federal internal revenue code for the calendar year in which the taxable year commences.

(d) A taxpayer shall not be eligible for a homestead property tax refund claim pursuant to this section if such taxpayer has received for such property for such tax year either: (1) A

homestead property tax refund pursuant to K.S.A. 79-4508, and amendments thereto; or (2) the selective assistance for effective senior relief (SAFESR) credit pursuant to K.S.A. 79-32,263, and amendments thereto.

(e) The amount of any claim shall be computed to the nearest \$1.

(f) The provisions of this section shall be a part of and supplemental to the homestead property tax refund act.";

Also on page 7, in line 18, after "(a)" by inserting "(1)"; in line 22, after the period by inserting "The provisions of this paragraph shall apply to:

(A) Claims under K.S.A. 79-4508, and amendments thereto, for tax years prior to tax year 2026; and

(B) all claims under K.S.A. 79-32,263, and amendments thereto.

(2) For tax year 2026 and all tax years thereafter, except as provided in subsection (b), a person owning or occupying a homestead for which the appraised valuation for property tax purposes exceeds \$375,000 in any year shall not be entitled to claim a refund of property taxes under the homestead property tax refund act for any such year. The provisions of this paragraph shall apply to claims under K.S.A. 79-4508, and amendments thereto.";

Also on page 7, in line 26, by striking "\$350,000" and inserting "the applicable amount provided in subsection (a)"; in line 28, by striking "\$350,000" and inserting "the applicable amount provided in subsection (a)"; in line 31, by striking all after "section"; in line 32, by striking all before "shall"; in line 38, after "79-4502" by inserting "and 79-4508a";

And by renumbering sections accordingly;

On page 1, in the title, in line 5, after the semicolon by inserting "increasing the homestead appraised value thresholds for two homestead refund claim provisions;"; in line 11, by striking

"establishing a constant" and inserting "modifying the"; also in line 11, after "threshold" by inserting "and providing a cost-of-living adjustment"; also in line 11, after the second semicolon by inserting "limiting eligibility to taxpayers born before 1961;"; in line 13, after "79-4502" by inserting "and 79-4508a"; and the bill be passed as amended.

_____Chairperson