

SENATE BILL No. 95

By Committee on Assessment and Taxation

1 AN ACT concerning income taxation; relating to corporations; rate of
2 taxation; amending K.S.A. 2010 Supp. 79-32,110 and repealing the
3 existing section.
4

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

6 Section 1. K.S.A. 2010 Supp. 79-32,110 is hereby amended to read
7 as follows: 79-32,110. (a) *Resident Individuals*. Except as otherwise
8 provided by subsection (a) of K.S.A. 79-3220, and amendments thereto, a
9 tax is hereby imposed upon the Kansas taxable income of every resident
10 individual, which tax shall be computed in accordance with the following
11 tax schedules:

12 (1) *Married individuals filing joint returns*.

13 If the taxable income is: The tax is:
14 Not over \$30,0003.5% of Kansas taxable income
15 Over \$30,000 but not over \$60,000\$1,050 plus 6.25% of excess over \$30,000
16 Over \$60,000\$2,925 plus 6.45% of excess over \$60,000

17 (2) *All other individuals*.

18 (A) For tax year 1997:

19 If the taxable income is: The tax is:
20 Not over \$20,0004.1% of Kansas taxable income
21 Over \$20,000 but not over \$30,000.....\$820 plus 7.5% of excess over \$20,000
22 Over \$30,000\$1,570 plus 7.75% of excess over \$30,000

23 (B) For tax year 1998, and all tax years thereafter:

24 If the taxable income is: The tax is:
25 Not over \$15,000.....3.5% of Kansas taxable income
26 Over \$15,000 but not over \$30,000.....\$525 plus 6.25% of excess over \$15,000
27 Over \$30,000.....\$1,462.50 plus 6.45% of excess over \$30,000

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

33 (c) *Corporations*. A tax is hereby imposed upon the Kansas taxable
34 income of every corporation doing business within this state or deriving
35 income from sources within this state. Such tax shall consist of a normal
36 tax and a surtax and shall be computed as follows:

37 (1) (A) For tax year 2010, the normal tax shall be in an amount

1 equal to 4% of the Kansas taxable income of such corporation; ~~and~~

2 (B) for tax year 2011, the normal tax shall be in an amount equal to
3 3.2% of the Kansas taxable income of such corporation;

4 (C) for tax year 2012, the normal tax shall be in an amount equal to
5 2.4% of the Kansas taxable income of such corporation;

6 (D) for tax year 2013, the normal tax shall be in an amount equal to
7 1.6% of the Kansas taxable income of such corporation;

8 (E) for tax year 2014, the normal tax shall be in an amount equal
9 to .8% of the Kansas taxable income of such corporation; and

10 (F) for tax year 2015, and all tax years thereafter, there is no normal
11 tax imposed upon the Kansas taxable income of any corporation
12 pursuant to this subsection;

13 (2) (A) ~~for tax year 2008, the surtax shall be in an amount equal to~~
14 ~~3.1% of the Kansas taxable income of such corporation in excess of~~
15 ~~\$50,000;~~

16 ~~(B) for tax years 2009 and year 2010, the surtax shall be in an~~
17 ~~amount equal to 3.05% of the Kansas taxable income of such corporation~~
18 ~~in excess of \$50,000; and~~

19 ~~(C) (B) for tax year 2011, and all tax years thereafter, the surtax shall~~
20 ~~be in an amount equal to 3% 2.44% of the Kansas taxable income of such~~
21 ~~corporation in excess of \$50,000;~~

22 (C) for tax year 2012, the surtax shall be in an amount equal to
23 1.83% of the Kansas taxable income of such corporation in excess of
24 \$50,000;

25 (D) for tax year 2013, the surtax shall be in an amount equal to
26 1.22% of the Kansas taxable income of such corporation in excess of
27 \$50,000;

28 (E) for tax year 2014, the surtax shall be in an amount equal to .
29 61% of the Kansas taxable income of such corporation in excess of
30 \$50,000; and

31 (F) for tax year 2015, and all tax years thereafter, there is no surtax
32 imposed upon the Kansas taxable income of any corporation in excess of
33 \$50,000 pursuant to this subsection.

34 (d) *Fiduciaries.* A tax is hereby imposed upon the Kansas taxable
35 income of estates and trusts at the rates provided in paragraph (2) of
36 subsection (a) hereof.

37 Sec. 2. K.S.A. 2010 Supp. 79-32,110 is hereby repealed.

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