

As Amended by House Committee

Session of 2011

HOUSE BILL No. 2347

By Committee on Taxation

2-17

1 AN ACT concerning income taxation; relating to the earned income tax
2 credit; amending K.S.A. 2010 Supp. 79-32,205 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. 79-32,205 is hereby amended to read as
7 follows: 79-32,205. (a) There shall be allowed as a credit against the tax
8 liability of a resident individual imposed under the Kansas income tax act
9 an amount equal to ~~18% for tax years 2010 through 2012, and an amount~~
10 ~~equal to 17% 12.5% for tax year 2011, 8.75% for tax year 2012, and 5%~~
11 **18% for tax years 2010 through 2012, and an amount equal to 17%** for
12 tax year 2013, and all tax years thereafter, of the amount of the earned
13 income credit allowed against such taxpayer's federal income tax liability
14 pursuant to section 32 of the federal internal revenue code for the taxable
15 year in which such credit was claimed against the taxpayer's federal
16 income tax liability.

17 (b) ~~If Commencing in tax year 2011, and all tax years thereafter, the~~
18 ~~amount of the credit allowed by subsection (a) exceeds shall not exceed~~
19 ~~the taxpayer's income tax liability imposed under the Kansas income tax~~
20 ~~act, such excess amount shall be refunded to the taxpayer reduced by the~~
21 ~~sum of any other credits allowable pursuant to law if the amount of the~~
22 **tax credit allowed by section (a) exceeds the taxpayer's income tax**
23 **liability imposed under the Kansas income tax act for the taxable year,**
24 **the amount which exceeds the tax liability may be carried over for**
25 **deduction from the taxpayer's income tax liability in the next**
26 **succeeding taxable year or years until the total amount of the tax**
27 **credit has been deducted from tax liability, except that no such tax**
28 **credit shall be carried over for deduction after the fifth taxable year**
29 **succeeding the taxable year in which the credit was claimed.**

30 Sec. 2. K.S.A. 2010 Supp. 79-32,205 is hereby repealed.

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

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