79-32,221.   Same; accelerated depreciation, deduction. (a) In addition to the income tax credit allowable pursuant to K.S.A. 2016 Supp. 79-32,217 through 79-32,220, and amendments thereto, a taxpayer shall be entitled to a deduction from Kansas adjusted gross income with respect to the amortization of the amortizable costs of a new refinery, an expansion of an existing refinery or restoration of production of a refinery which has been out of production for five or more years based upon a period of 10 years. Such amortization deduction shall be an amount equal to 55% of the amortizable costs of such new refinery, such expansion of an existing refinery or such restoration of production of a refinery for the first taxable year in which such refinery, such expansion of an existing refinery or such restoration of production of a refinery is in production and 5% of the amortizable costs of such new refinery, such expansion of an existing refinery or such restoration of production of a refinery for each of the next nine taxable years.

(b)   The election of the taxpayer to claim the deduction allowed by subsection (a) shall be made by filing a statement of such election with the secretary of revenue in the manner and form and within the time prescribed by rules and regulations adopted by the secretary.

(c)   The provisions of this section shall apply to all taxable years commencing after December 31, 2005.

(d)   The secretary of revenue shall adopt such rules and regulations as deemed necessary to carry out the provisions of this section.

(e)   As used in this section, terms have the meanings provided by K.S.A. 2016 Supp. 79-32,217, and amendments thereto.

History: L. 2006, ch. 209, § 5; July 1.