

*As Amended by Senate Committee*

*Session of 2021*

**SENATE BILL No. 13**

By Senators Tyson, Alley, Baumgardner, Erickson, Fagg, Hilderbrand, Kerschen,  
Longbine, Peck, Steffen, Thompson and Warren

1-8

Payment of Notices

1 AN ACT concerning property taxation; relating to tax levy rates,  
2 establishing notice and public hearing requirements prior to approval  
3 by a governing body to exceed its revenue neutral rate and  
4 discontinuing the city and county tax lid; prohibiting valuation increase  
5 of real property solely as the result of normal repair, replacement or  
6 maintenance; establishment of a payment plan for the payment of  
7 delinquent or nondelinquent taxes; amending K.S.A. 79-1460, 79-1801,  
8 79-2024 and 79-2925c and repealing the existing sections.  
9

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

11 New Section 1. (a) On or before June 15 each year, the county clerk  
12 shall calculate the revenue neutral rate for each taxing subdivision and  
13 include such revenue neutral rate on the notice of the estimated assessed  
14 valuation provided to each taxing subdivision for budget purposes. The  
15 director of accounts and reports shall modify the prescribed budget  
16 information form to show the revenue neutral rate.

17 (b) No tax rate in excess of the revenue neutral rate shall be levied by  
18 the governing body of any taxing subdivision unless a resolution or  
19 ordinance has been approved by the governing body according to the  
20 following procedure:

21 (1) The governing body shall publish notice of its proposed intent to  
22 exceed the revenue neutral rate on the website of the governing body, if the  
23 governing body maintains a website, at least 10 days in advance of the  
24 public hearing. The notice shall include, but not be limited to, its proposed  
25 tax rate, its revenue neutral rate and the date, time and location of the  
26 public hearing.

27 (2) On or before July 15, the governing body shall notify the county  
28 clerk of its proposed intent to exceed the revenue neutral rate and provide  
29 the date, time and location of the public hearing and its proposed tax rate.  
30 The county clerk shall notify each taxpayer with property in the taxing  
31 subdivision, by mail directed to the taxpayer's last known address, of the  
32 proposed intent to exceed the revenue neutral rate at least 10 days in  
33 advance of the public hearing. Alternatively, the county clerk may transmit  
34 the notice to the taxpayer by electronic means at least 10 days in advance  
35 of the public hearing, if such taxpayer and county clerk have consented in

1 writing to service by electronic means. Costs ~~associated with~~ **of printing**  
 2 **and postage for** the notice shall be borne by the taxing subdivisions  
 3 proposing intent to exceed the revenue neutral rate with payment due to  
 4 the county clerk by December 31. The cost borne by a taxing subdivision  
 5 proposing intent to exceed its revenue neutral rate shall be based on the  
 6 costs ~~associated with~~ **of printing and postage** for the notices for property  
 7 in such taxing subdivision, which shall be shared ~~equally~~ by all taxing  
 8 subdivisions ~~proposing intent to exceed the revenue neutral rate included~~  
 9 on the same notices for such property, unless otherwise agreed. The county  
 10 clerk shall consolidate the required information for all taxing subdivisions  
 11 relevant to the taxpayer's property on one notice. The notice shall be in a  
 12 format prescribed by the director of accounts and reports. The notice shall  
 13 include, but not be limited to:

- 14 (A) The revenue neutral rate of each taxing subdivision relevant to  
 15 the taxpayer's property;
- 16 (B) the proposed property tax revenue needed to fund the proposed  
 17 budget of the taxing subdivision, if the taxing subdivision notified the  
 18 county clerk of its proposed intent to exceed its revenue neutral rate;
- 19 (C) the proposed tax rate based upon the proposed budget and the  
 20 current year's total assessed valuation of the taxing subdivision, if the  
 21 taxing subdivision notified the county clerk of its proposed intent to  
 22 exceed its revenue neutral rate;
- 23 (D) the tax rate and property tax of each taxing subdivision on the  
 24 taxpayer's property from the previous year's tax statement;
- 25 (E) the appraised value and assessed value of the taxpayer's property  
 26 for the current year;
- 27 (F) the estimates of the tax for the current tax year on the taxpayer's  
 28 property based on the revenue neutral rate of each taxing subdivision and  
 29 any proposed tax rates that exceed the revenue neutral rates;
- 30 (G) the difference between the estimates of tax based on the proposed  
 31 tax rate and the revenue neutral rate on the taxpayer's property described in  
 32 subparagraph (F) for any taxing subdivision that has a proposed tax rate  
 33 that exceeds its revenue neutral rate; and
- 34 (H) the date, time and location of the public hearing of the taxing  
 35 subdivision, if the taxing subdivision notified the county clerk of its  
 36 proposed intent to exceed its revenue neutral rate.

37 Although the state of Kansas is not a taxing subdivision for purposes of  
 38 this section, the notice shall include a statement of the statutory mill levies  
 39 imposed by the state and the estimate of the tax for the current year on the  
 40 taxpayer's property based on such levies.

41 (3) The public hearing to consider exceeding the revenue neutral rate  
 42 shall be held on or before September 10. The governing body shall provide  
 43 interested taxpayers desiring to be heard an opportunity to present oral

of printing and mailing needed

proportionally

based on the total property tax levied by each jurisdiction