

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on **Taxation** recommends **HB 2517** be amended on page 2, in line 20, after "improvement" by inserting "or commercial real property"; in line 29, after "improvement" by inserting "or commercial real property"; in line 32, after "improvement" by inserting "or commercial real property"; in line 35, after "improvement" by inserting "or commercial real property"; in line 37, after "improvement" by inserting "or commercial real property"; in line 39, after "improvement" by inserting "or commercial real property"; in line 43, after "improvement" by inserting "or commercial real property";

On page 3, in line 3, after "improvement" by inserting "or commercial real property"; in line 7, after "(c)" by inserting "(1) As used in this subsection:

(A) "Destroyed or substantially destroyed" means damage sustained by a public grain warehouse as the direct result of an earthquake, flood, tornado, fire, storm or other natural disaster event or occurrence that the governor of the state of Kansas has declared a disaster, whereby the cost of restoring the building or structure to its before-damaged condition would equal or exceed 50% of the market value of the building or structure before the damage occurred. For purposes of this subsection, such earthquake, flood, tornado, fire, storm or other natural disaster event or occurrence must be declared a disaster by the governor of the state of Kansas.

(B) "Public grain warehouse" means any grain bin, head house, storage facility or other structure located at a public grain warehouse location licensed pursuant to K.S.A. 34-228, and amendments thereto, or the United States warehouse act, 7 U.S.C. § 241 et seq. and utilized for

the storage or handling of grain that is classified as real property for ad valorem tax purposes.

(2) The owner of any public grain warehouse that was destroyed or substantially destroyed may make application to the board of county commissioners of the county in which such property is located for the abatement of property taxes levied upon such public grain warehouse or for a credit against property taxes payable by such owner, as permitted by this section.

(A) If such public grain warehouse has been so destroyed or substantially destroyed after January 1 of a particular year but prior to August 15 of such year, the owner of such public grain warehouse may make application to such board of county commissioners for the abatement of property taxes levied upon such public grain warehouse, or if such property taxes have been paid or partially paid, may make application for the granting of a credit against property taxes payable by such owner during any or all of the next succeeding three taxable years.

(B) If such public grain warehouse has been so destroyed or substantially destroyed on or after August 15 of a particular year but prior to January 1 of the next succeeding year, the owner of such public grain warehouse may make application to such board of county commissioners for the granting of a credit against property taxes payable by such owner during any or all of the next succeeding three taxable years.

(d)";

Also on page 3, in line 8, by striking "and" and inserting a comma; also in line 8, after "(b)" by inserting "and (c)"; in line 18, after "is" by inserting "a commercial real property or"; in line 19, after "the" by inserting "commercial real property or"; in line 21, after "(b)" by inserting ", whether the property is a public grain warehouse, as defined in subsection (c), whether the public grain warehouse was destroyed or substantially destroyed, as defined in subsection (c)"; in line 22, by striking "or" and inserting ", commercial real property,"; also in line 22, after "improvement" by inserting "or public grain warehouse"; in line 24, by striking the first "or" and inserting ", commercial real property,"; also

in line 24, after "improvement" by inserting "or public grain warehouse"; in line 26, after the period by inserting "The board of county commissioners, at the option of the board, may provide the abatement of property taxes for any property or class of properties seeking such abatement.";

Also on page 3, following line 26, by inserting:

"(f) For any city, taxing unit located within a city, school district or community junior college district that has 25% or more of the total parcels of property damaged, such entity may object by passage of a resolution and retain its portion of the abated taxes. An entity may object by resolution within 14 days after notification by the county commission that the county has decided to abate such taxes. The entity's portion of property taxes shall be abated if the entity fails to object within 14 days.";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly;

On page 1, in the title, in line 2, after "improvement" by inserting ", public grain warehouse and commercial real property"; and the bill be passed as amended.

Chairperson