

*TAX  
EXPENDITURE  
REPORT*

*Calendar Year 2020*

Prepared by  
Kansas Department of Revenue  
Mark A. Burghart, Secretary of Revenue

## **Introduction**

The Kansas Department of Revenue has compiled this report to indicate the fiscal impact of exemptions, credits, deductions, modifications, and exclusions relating to the following taxes and programs:

- Individual, Fiduciary and Corporate Income, Privilege Taxes;
- Retailers' Sales Tax Exemptions;
- Mineral Taxes;
- Motor Fuel Taxes;
- Homestead;
- Food Sales Tax Refund; and
- Kansas IMPACT.

This report shall be a working document. It is our hope and intention that this report will continue to develop and provide information to the Governor, Kansas Legislature and the citizens of the state of Kansas to allow for the making of informative analysis and decisions.

This report covers expenditures for the calendar year of 2020.

## Table of Contents

	Page
<b>Summary of Tax Expenditures</b>	1
<b>Section A</b>	
<b>Individual and Fiduciary Income Tax</b>	
Basic Provisions and Tax Rates	2
Tax Expenditures	4
<b>Corporate Income Tax</b>	
Basic Provisions and Tax Rates	7
Tax Expenditures	8
<b>Privilege Tax</b>	
Basic Provisions and Tax Rates	11
Tax Expenditures	12
<b>Section B</b>	
<b>Retailers' Sales Tax Exemptions</b>	
Basic Provisions and Tax Rates	13
Tax Expenditures	14
<b>Section C</b>	
<b>Mineral Tax</b>	25
<b>Section D</b>	
<b>Motor Fuel Tax</b>	26
<b>Section E</b>	
<b>Homestead and Safe Senior Programs</b>	27
<b>Section F</b>	
<b>Food Sales Tax Refund Program</b>	28
<b>Section G</b>	
<b>IMPACT Program</b>	29

**TAX EXPENDITURE REPORT  
SUMMARY**

<b>PROGRAM</b>	<b>TAX EXPENDITURE</b>
Kansas Addition/Subtraction Modifications (PY 2020-Income & Privilege)	(\$79,452,591)
Kansas Tax Deductions (PY 2020-Income & Privilege)	(\$797,821,578)
Kansas Tax Credits (PY 2020 Income & Privilege)	(\$624,371,841)
Kansas Sales Tax Exemptions (FY 2021)	(\$8,649,260,000)
Mineral Tax (FY 2021)	(\$69,238,569)
Motor Fuel Tax (CY 2020-Diesel, Gas, Gasohol)	(\$498,299,650)
Homestead Refund and Safe Senior Programs (FY 2021)	(\$22,193,094)
Food Sales Tax Credit Program (PY 2020)	(\$9,966,464)
IMPACT (FY 2021)	(\$23,381,911)
	<b>(\$10,773,985,698)</b>

A positive number in the tax expenditure column represents enhanced state tax revenues. A negative number in the tax expenditure column represents foregone revenue.

## INDIVIDUAL INCOME TAX

**Year Enacted:** 1933  
**Statutory Citation:** K.S.A. Chapter 79, Article 32

A Kansas resident is required to file an individual income tax return if:

- They are required to file a federal income tax return, or
- Their Kansas adjusted gross income is more than the total of their Kansas standard deduction and exemption allowance.

The Kansas income tax is imposed on the entire income of every resident individual. Nonresidents of Kansas are taxed on income derived from Kansas sources.

Kansas begins its individual income tax calculation with federal adjusted gross income. This connection to the federal tax code adopts many of the tax expenditures that exist at the federal level. Any special provisions allowed by the federal government that reduce adjusted gross income will flow through to the Kansas tax return, thereby resulting in lower Kansas tax collections. The majority of these special provisions at the federal level are not specifically enumerated in this report. This report will provide the cost of several addition/subtraction modifications to federal adjusted gross income.

Kansas law allows a taxpayer to claim a standard deduction or itemized deductions and allows for a personal exemption deduction.

For process year 2020, tax year 2019, Kansas income tax was imposed as

follows: Schedule I-Married Filing Joint

If Kansas taxable income is:

Over	But Not Over	The Tax is:
\$0	\$30,000	3.1% of Kansas taxable income
\$30,001	\$60,000	\$930 + 5.25% of excess over \$30,000
\$60,001	--	\$2,505.50 + 5.7% of excess over \$60,000

Schedule II-Single, Head of Household, or Married Filing

Separate If Kansas taxable income is:

Over	But Not Over	The Tax is:
\$0	\$15,000	3.1% of Kansas taxable income
\$15,001	\$30,000	\$465 + 5.25% of excess over \$15,000
\$30,001	--	\$1,252.50 + \$5.7% of excess over \$30,000

Modifications and deductions have been separately stated according to resident filers and nonresident filers. Nonresident filers of Kansas in many cases have a small percentage of income from Kansas

sources. As a nonresident, a taxpayer must apply a nonresident percentage to come up with an actual Kansas tax liability. The tax expenditures presented for nonresident filers apply this percentage in order to provide the reader with truer cost of expenditures associated with these filers.

### **FIDUCIARY INCOME TAX**

The fiduciary of a resident estate or trust must file a Kansas fiduciary income tax return if the estate or trust had any taxable income and/or there is withholding tax due for the nonresident beneficiaries. The fiduciary of a nonresident estate must file a Kansas fiduciary income tax return if the estate or trust had taxable income or gain derived from Kansas source.

Kansas begins its fiduciary income tax calculation with federal taxable income and allows for several addition/subtraction modifications.

For process year 2020, tax year 2019, Kansas fiduciary income tax was imposed as

follows: If Kansas taxable income is:

Over	But Not Over	The Tax is:
\$0	\$15,000	3.1% of Kansas taxable income
\$15,001	\$30,000	\$465 + 5.25% of excess over \$15,000
\$30,001	--	\$1,252.50 + 5.7% of excess over \$30,000

**INDIVIDUAL AND FIDUCIARY  
INCOME TAX RESIDENT TAX FILERS  
PROCESS YEAR 2020**

**ADDITION MODIFICATIONS**

<b>Statutory Reference</b>	<b>Description</b>	<b>Number of Filers</b>	<b>*Tax Expenditure</b>
K.S.A. 79-32,117(b)(i)	State and municipal bond interest not specifically exempt from Kansas income tax.	36,612	\$12,524,577
K.S.A. 79-32,117(b)(iv)	Contributions to all Kansas public employee's retirement systems	153,762	\$16,578,492
K.S.A. 79-32,143(a)	Kansas expensing recapture	304	\$8,116
K.S.A. 72-99a07	Low income student scholarship contributions	6,939	\$25,692
Various	Other additions to federal adjusted gross income	10,290	\$3,100,339

**SUBTRACTION MODIFICATIONS**

<b>Statutory Reference</b>	<b>Description</b>	<b>Number of Filers</b>	<b>*Tax Expenditure</b>
K.S.A. 79-32,117(c)(i)	Interest on US Government obligations	51,184	(\$5,808,502)
K.S.A. 79-32,117(c)(v)	State income tax refund	30,577	(\$1,608,693)
PL 108-189, Section 511(d)	Nonresident Military	60	(\$22,562)
K.S.A. 79-32,117(c)(xv)	Learning Quest	28,403	(\$6,975,777)
K.S.A. 79-32,117(c)(xvii)	Armed Forces Recruitment	848	(\$319,452)
K.S.A. 79-32,117(c)(xix)	Taxable Social Security Benefits	124,451	(\$27,081,804)
K.S.A. 74-4923(b)	KPERS Lump Sum Distributions	2,759	(\$1,728,550)
Various	Retirement benefits specifically exempt from Kansas income tax	113,881	(\$112,372,146)
K.S.A. 75-655;656;657	Contributions to ABLE Savings Account	280	(\$40,181)
Various	Other subtractions from federal adjusted gross income	5,924	(\$16,675,452)

**DEDUCTIONS**

<b>Statutory Reference</b>	<b>Description</b>	<b>Number of Filers</b>	<b>*Tax Expenditure</b>
K.S.A. 79-32,119; K.S.A. 79-32,120	Standard deduction or Itemized deductions	1,328,651	(\$448,899,333)
K.S.A. 79-32,121	Exemption allowance	1,236,779	(\$275,146,533)

A positive number in the tax expenditure column represents enhanced state tax revenues. A negative number in the tax expenditure column represents foregone revenue.

**INDIVIDUAL AND FIDUCIARY  
INCOME TAX NONRESIDENT TAX FILERS  
PROCESS YEAR 2020**

**ADDITION MODIFICATIONS**

<b>Statutory Reference</b>	<b>Description</b>	<b>Number of Filers</b>	<b>*Tax Expenditure</b>
K.S.A. 79-32,117(b)(i)	State and municipal bond interest not specifically exempt from Kansas income tax.	13,645	\$938,406
K.S.A. 79-32,117(b)(iv)	Contributions to all Kansas public employee's retirement systems	10,596	\$504,239
K.S.A. 79-32,143(a)	Kansas expensing recapture	73	\$376
K.S.A. 72-99a07	Low income student scholarship contributions	1,784	\$101
Various	Other additions to federal adjusted gross income	4,336	\$278,013

**SUBTRACTION MODIFICATIONS**

<b>Statutory Reference</b>	<b>Description</b>	<b>Number of Filers</b>	<b>*Tax Expenditure</b>
K.S.A. 79-32,117(c)(i)	Interest on US Government obligations	14,899	(\$811,367)
K.S.A. 79-32,117(c)(v)	State income tax refund	12,074	(\$204,591)
PL 108-189, Section 511(d)	Nonresident Military	6,307	(\$4,340,915)
K.S.A. 79-32,117(c)(xv)	Learning Quest	2,672	(\$184,038)
K.S.A. 79-32,117(c)(xvii)	Armed Forces Recruitment	46	(\$8,458)
K.S.A. 79-32,117(c)(xix)	Taxable Social Security Benefits	11,654	(\$980,424)
K.S.A. 74-4923(b)	KPERS Lump Sum Distributions	124	(\$26,128)
Various	Retirement benefits specifically exempt from Kansas income tax	4,939	(\$1,849,471)
K.S.A. 75-655;656;657	Contributions to ABLE Savings Account	40	(\$259)
Various	Other subtractions from federal adjusted gross income	3,198	(\$292,002)

**DEDUCTIONS**

<b>Statutory Reference</b>	<b>Description</b>	<b>Number of Filers</b>	<b>*Tax Expenditure</b>
K.S.A. 79-32,119; K.S.A. 79-32,120	Standard deduction or Itemized deductions	316,551	(\$65,235,720)
K.S.A. 79-32,121	Exemption allowance	303,333	(\$7,419,820)

\*CONFIDENTIAL-This information is confidential as there are less than 5 filers. This information is not included in the total.

A positive number in the tax expenditure column represents enhanced state tax revenues. A negative number in the tax expenditure column represents foregone revenue.



**INDIVIDUAL AND FIDUCIARY  
INCOME TAX RESIDENT AND NONRESIDENT TAX FILERS  
PROCESS YEAR 2020**

**TAX CREDITS**

<b>Statutory Reference</b>	<b>Description</b>	<b>Number of Filers</b>	<b>Expenditure</b>
K.S.A. 79-32,111	Credit for taxes paid to other states	127,720	(\$446,389,915)
K.S.A. 79-32,202	Adoption credit	1,349	(\$2,366,473)
K.S.A. 74-50,173	Agritourism liability insurance credit	0	(\$0)
K.S.A. 79-32,201	Alternative-fuel tax credit	0	(\$0)
K.S.A. 74-8133	Angel Investor credit	295	(\$4,952,444)
K.S.A. 65-7101	Assistive Technology Contribution credit	0	(\$0)
K.S.A. 79-32,233	Biomass-to-Energy credit	0	(\$0)
K.S.A. 79-32,153	Business and job development tax credit	0	(\$0)
K.S.A. 79-32,160a	Business and job development tax credit	0	(\$0)
K.S.A. 79-32,206	Business machinery and equipment tax credit	0	(\$0)
K.S.A. 79-32,190	Child day care assistance credit	0	(\$0)
K.S.A. 74-99c09	Community Entrepreneurship credit	77	(\$699,039)
K.S.A. 79-32,197	Community service contribution credit	513	(\$2,222,504)
K.S.A. 79-32,176	Disabled access credit	*CONF	*CONFIDENTIAL
K.S.A. 79-32,205	Earned income credit	247,358	(\$77,075,186)
K.S.A. 79-32,246	Electric Cogeneration Facility credit	*CONF	*CONFIDENTIAL
K.S.A. 79-32,222	Environmental Compliance credit	0	(\$0)
K.S.A. 79-32,258	Film Production credit	0	(\$0)
K.S.A. 79-32,160a(e); K.S.A. 74-50,132	High performance incentive program credit	119	(\$9,775,743)
K.S.A. 79-32,211	Historic preservation tax credit	139	(\$1,937,717)
K.S.A. 79-32,211a	Historic Site Contribution credit	0	(\$0)
K.S.A. 74-50,208	Individual Development Acct credit	35	(\$303,546)
K.S.A. 79-32,239	Integ Coal Gasification Power Plnt credit	0	(\$0)
K.S.A. 72-4357	Low Income Student Scholarship credit	163	(\$1,271,813)
K.S.A. 79-32,229	Nitrogen Fertilizer Plant credit	0	(\$0)
K.S.A. 79-32,266	Owners Promoting Employment Across Kansas (PEAK) credit	0	(\$0)
K.S.A. 79-32,218	Petroleum Refinery credit	0	(\$0)
K.S.A. 79-32,207	Plugging an abandoned oil or gas well credit	0	(\$0)
K.S.A. 79-32,224	Qualifying Pipeline credit	0	(\$0)
K.S.A. 79-32,182b	Research and development credit	24	(\$20,371)
K.S.A. 79-32,267	Rural Opportunity Zone credit	499	(\$1,954,628)
K.S.A. 79-32,212	Single city port authority credit	0	(\$0)
K.S.A. 40-2246	Small employer health insurance contribution credit	0	(\$0)
K.S.A. 79-32,252	Storage Blending Equipment credit	0	(\$0)
K.S.A. 79-32,204	Swine facility improvement credit	0	(\$0)
K.S.A. 79-32,210	Telecommunications credit	0	(\$0)
K.S.A. 79-32,200	Temporary assistance to families contribution credit	0	(\$0)
K.S.A. 74-8205; 74-8206; 74-8304; 74-8316	Venture and local seed capital credit	0	(\$0)
K.S.A. 79-32,262	Declared Disaster Capital Invest credit	0	(\$0)
K.S.A. 79-32,261	Higher Education Deferred Mntnc credit	0	(\$0)
K.S.A. 79-32,143	Farm Net Operating Loss	0	(\$0)

\*CONFIDENTIAL-This information is confidential as there are less than 5 filers. This information is not included in the total.

A positive number in the tax expenditure column represents enhanced state tax revenues. A negative number in the tax expenditure column represents foregone revenue.

# CORPORATE INCOME TAX

**Year Enacted:** 1933  
**Statutory Citation:** K.S.A. Chapter 79, Article 32

All corporations doing business within or deriving income from sources within Kansas that are required to file a federal income tax return, shall also be required to file a Kansas corporate income tax return

Kansas begins its corporate income tax calculation with federal taxable income. This connection to the federal tax code adopts many of the tax expenditures that exist at the federal level. Any special provisions allowed by the federal government that reduce taxable income will flow through to the Kansas tax return, thereby resulting in lower Kansas tax collections. The majority of these special provisions at the federal level are not specifically enumerated in this report. This report will provide the cost of several addition/subtraction modifications to federal taxable income. Kansas law allows certain deductions in arriving at Kansas taxable income.

Corporations not based in Kansas in many cases have a small percentage of income from Kansas sources and use a three-factor formula of payroll, sales and property to determine the amount of income apportioned to Kansas. The tax expenditures presented for corporations not based in Kansas have had the apportionment percentage applied in order to provide the reader with truer cost of expenditures associated with these filers.

For process year 2020, tax year 2019, the normal tax for Kansas corporate income tax is imposed at the rate of 4% and a surtax at the rate of 3% is imposed on those corporations where the Kansas taxable income is in excess of \$50,000.

**CORPORATE INCOME TAX  
RESIDENT TAX FILERS  
PROCESS YEAR 2020**

**ADDITION MODIFICATIONS**

<b>Statutory Reference</b>	<b>Description</b>	<b>Number of Filers</b>	<b>*Tax Expenditure</b>
K.S.A. 79-32,138(b)(i) K.S.A. 79-32,117(b)(i)	State and municipal bond interest not specifically exempt from Kansas income tax.	138	\$296,491
K.S.A. 79-32,117(b)(iii)	Federal net operating loss deduction	3,113	\$36,713,070
K.S.A. 79-32,117(b)(ii)	Taxes on or measured by income or fees or payments in lieu of income taxes	4,165	\$3,834,303
Various	Other additions to federal adjusted gross income	138	\$1,406,174

**SUBTRACTION MODIFICATIONS**

<b>Statutory Reference</b>	<b>Description</b>	<b>Number of Filers</b>	<b>*Tax Expenditure</b>
K.S.A. 79-32,138(c)(i) K.S.A. 79-32,117(c)(i)	Interest on US Government obligations	174	(\$180,219)
Various	Other subtractions from federal adjusted gross income	717	(\$2,159,733)
K.S.A. 79-32,143	Kansas Net Operating Loss	2,879	(\$21,376,295)

A positive number in the tax expenditure column represents enhanced state tax revenues. A negative number in the tax expenditure column represents foregone revenue.

**CORPORATE INCOME TAX  
NONRESIDENT TAX FILERS  
PROCESS YEAR 2020**

**ADDITION MODIFICATIONS**

<b>Statutory Reference</b>	<b>Description</b>	<b>Number of Filers</b>	<b>*Tax Expenditure</b>
K.S.A. 79-32,138(b)(i) K.S.A. 79-32,117(b)(i)	State and municipal bond interest not specifically exempt from Kansas income tax.	347	\$2,012,119
K.S.A. 79-32,117(b)(iii)	Federal net operating loss deduction	2,640	\$71,610,480
K.S.A. 79-32,117(b)(ii)	Taxes on or measured by income or fees or payments in lieu of income taxes	7,435	\$29,550,831
Various	Other additions to federal adjusted gross income	706	\$19,119,419

\*Tax expenditure is computed using average tax rate of 6.5%.

**SUBTRACTION MODIFICATIONS**

<b>Statutory Reference</b>	<b>Description</b>	<b>Number of Filers</b>	<b>*Tax Expenditure</b>
K.S.A. 79-32,138(c)(i) K.S.A. 79-32,117(c)(i)	Interest on US Government obligations	458	(\$3,109,494)
Various	Other subtractions from federal adjusted gross income	1,632	(\$11,700,911)
K.S.A. 79-32,143	Kansas Net Operating Loss	2,176	(\$65,223,850)

A positive number in the tax expenditure column represents enhanced state tax revenues. A negative number in the tax expenditure column represents foregone revenue.

**CORPORATE INCOME TAX  
RESIDENT AND NONRESIDENT TAX FILERS  
PROCESS YEAR 2020**

**TAX CREDITS**

<b>Statutory Reference</b>	<b>Description</b>	<b>Number of Filers</b>	<b>Tax Expenditure</b>
K.S.A. 79-32,181a	Agricultural loan interest reduction credit	0	(\$0)
K.S.A. 74-50,173	Agritourism liability insurance credit	0	(\$0)
K.S.A. 79-32,201	Alternative-fuel tax credit	*CONF	*CONFIDENTIAL
K.S.A. 65-7101	Assistive Technology Contribution credit	0	(\$0)
K.S.A. 79-32,233	Biomass-to-Energy credit	*CONF	*CONFIDENTIAL
K.S.A. 79-32,153	Business and job development tax credit	6	(\$3,700)
K.S.A. 79-32,160a	Business and job development tax credit-Carryover	*CONF	*CONFIDENTIAL
K.S.A. 79-32,206	Business machinery and equipment tax credit	0	(\$0)
K.S.A. 79-32,190	Child day care assistance credit	*CONF	*CONFIDENTIAL
K.S.A. 74-99c09	Community Entrepreneurship Credit	6	(\$89,291)
K.S.A. 79-32,197	Community service contribution credit	16	(\$430,652)
K.S.A. 79-32,177	Disabled access credit	*CONF	*CONFIDENTIAL
K.S.A. 79-32,246	Electric Cogeneration Facility credit	*CONF	*CONFIDENTIAL
K.S.A. 79-32,222	Environmental Compliance credit	0	(\$0)
K.S.A. 79-32,258	Film Production credit	0	(\$0)
K.S.A. 79-32,160a(e); K.S.A. 74-50,132	High performance incentive program credit	187	(\$67,238,349)
K.S.A. 79-32,211	Historic preservation tax credit	7	(\$121,107)
K.S.A. 79-32,211a	Historic Site Contribution credit	0	(\$0)
K.S.A. 74-50,208	Individual Development Acct credit	*CONF	*CONFIDENTIAL
K.S.A. 79-32,239	Integ Coal Gasification Power Plnt credit	0	(\$0)
K.S.A. 79-32,242	Law Enf Training Center credit	0	(\$0)
K.S.A. 72-4357	Low Income Student Scholarship credit	*CONF	*CONFIDENTIAL
K.S.A. 79-32,244	Natl Guard Reserve Employer credit	0	(\$0)
K.S.A. 79-32,229	Nitrogen Fertilizer Plant credit	0	(\$0)
K.S.A. 79-32,266	Owners Promoting Employment Across Kansas (PEAK) credit	0	(\$0)
K.S.A. 79-32,218	Petroleum Refinery credit	*CONF	*CONFIDENTIAL
K.S.A. 79-32,207	Plugging an abandoned oil or gas well credit	0	(\$0)
K.S.A. 79-32,224	Qualifying Pipeline credit	6	(\$1,243,669)
K.S.A. 74-50,154	Regional foundation credit	0	(\$0)
K.S.A. 79-32,182b	Research and development credit	166	(\$2,886,364)
K.S.A. 79-32,212	Single city port authority credit	0	(\$0)
K.S.A. 40-2246	Small employer health insurance contribution credit	*CONF	*CONFIDENTIAL
K.S.A. 79-32,252	Storage Blending Equipment credit	0	(\$0)
K.S.A. 79-32,204	Swine facility improvement credit	0	(\$0)
K.S.A. 79-32,210	Telecommunications credit	21	(\$909,180)
K.S.A. 79-32,200	Temporary assistance to families contribution credit	0	(\$0)
K.S.A. 74-8205; 74-8206; 74-8304; 74-8316	Venture and local seed capital credit	0	(\$0)
K.S.A. 79-32,262	Declared Disaster Capital Invest credit	*CONF	*CONFIDENTIAL
K.S.A. 79-32,261	Higher Education Deferred Mntnc credit	0	(\$0)
K.S.A. 79-32,143	Farm Net Operating Loss	0	(\$0)

\*CONFIDENTIAL – This information is confidential as there are less than 5 filers. This information is not included in the total.

A positive number in the tax expenditure column represents enhanced state tax revenues. A negative number in the tax expenditure column represents foregone revenue.

## PRIVILEGE TAX

**Year Enacted:** 1963  
**Statutory Citation:** K.S.A. Chapter 79, Article 11

Every national banking association, bank, trust company, federally chartered savings bank, and savings and loan association located or doing business within the state shall be required to file a privilege tax return and pay a tax according to or measured by its net income for the next preceding taxable year.

Kansas begins its privilege tax calculation with federal taxable income. This connection to the federal tax code adopts many of the tax expenditures that exist at the federal level. Any special provisions allowed by the federal government that reduce taxable income will flow through to the Kansas tax return, thereby resulting in lower Kansas tax collections. Most of these special provisions at the federal level are not specifically enumerated in this report. This report will provide the cost of several addition/subtraction modifications to federal taxable income. Kansas law allows certain deductions in arriving at Kansas taxable income.

For process year 2020, tax year 2019, a tax consisting of a normal tax and a surtax shall be imposed for privilege tax filers. The normal tax shall be an amount equal to 2.25% of Kansas taxable income and a surtax in an amount equal to 2.125% of Kansas taxable income that is in excess of \$25,000 for banks and 2.25% of Kansas taxable income that is in excess of \$25,000 for savings & loans and trust companies.

## PRIVILEGE TAX PROCESS YEAR 2020

### ADDITION MODIFICATIONS

Statutory Reference	Description	Number of Filers	*Tax Expenditure
K.S.A. 79-1109	State and municipal bond interest not specifically exempt from Kansas income tax.	209	\$7,071,328
K.S.A. 79-1109 K.S.A. 79-32,138(b) K.S.A. 79-32,117(b)(iii)	Federal net operating loss deduction	16	\$126,954
K.S.A. 79-1109	Savings & Loan Bad Debt Deduction included in federal deductions	8	\$35,518
Various	Other additions to federal taxable income	31	\$216,647

### SUBTRACTION MODIFICATIONS

Statutory Reference	Description	Number of Filers	*Tax Expenditure
Various	Subtractions from federal taxable income	132	(\$323,002)

### DEDUCTIONS

Statutory Reference	Description	Number of Filers	*Tax Expenditure
K.S.A. 79-32,143	Kansas Net Operating Loss	16	(\$778,296)
K.S.A. 79-1109	Savings and Loan Bad Debt Deduction	9	(\$341,876)

### TAX CREDITS

Statutory Reference	Description	Number of Filers	Tax Expenditure
K.S.A. 79-1126a	Agricultural loan interest reduction credit	0	(\$0)
K.S.A. 79-32,153	Business and job development tax credit	* CONF	*CONFIDENTIAL
K.S.A. 79-32,160a	Business and job development tax credit-Carryover	0	(\$0)
K.S.A. 79-32,206	Business machinery and equipment tax credit	0	(\$0)
K.S.A. 79-32,190	Child day care assistance credit	0	(\$0)
K.S.A. 79-32,197	Community service contribution credit	14	(\$299,300)
K.S.A. 79-1117	Disabled access credit	0	(\$0)
K.S.A. 79-32,160a(e); K.S.A. 74-50,132	High performance incentive program credit	* CONF	*CONFIDENTIAL
K.S.A. 79-32,211	Historic preservation tax credit	11	(\$2,180,850)
K.S.A. 79-32,211a	Historic Site Contribution credit	0	(\$0)
K.S.A. 72-4357	Low Income Student Scholarship credit	* CONF	*CONFIDENTIAL
K.S.A. 74-50, 154	Regional foundation credit	0	(\$0)
K.S.A. 74-8205; 74-8206; 74-8304; 74-8316	Venture and local seed capital credit	0	(\$0)
K.S.A. 79-32,262	Declared Disaster Capital Invest credit	0	(\$0)
K.S.A. 79-32,261	Higher Education Deferred Mntnc credit	0	(\$0)

\*CONFIDENTIAL-This information is confidential as there are less than 5 filers. This information is not included in the total.

A positive number in the tax expenditure column represents enhanced state tax revenues. A negative number in the tax expenditure column represents foregone revenue.

## KANSAS RETAILERS' SALES TAX

**Year Enacted:** 1937

**Statutory Citation:** K.S.A. Chapter 79, Article 36

Kansas imposes a state retailers' sales tax of 6.50% (effective July 1, 2015), plus local sales taxes on the following:

- Retail sale, rental or lease of tangible personal property;
- Labor services to install, apply, repair, service, alter, or maintain tangible personal property; and
- Admissions to places providing entertainment, amusement, or recreation in Kansas.

Kansas law allows many exemptions from the imposition of sales tax.



## KANSAS SALES TAX EXEMPTIONS FISCAL YEAR 2021

		Tax Rate	6.50%
		Annual Rate of Increase	0.60%
		<b>Legal Exemptions</b>	
<b>Statute</b>	<b>Description of Exemption or Exclusion</b>	<b>FY2021 (\$ in Millions)</b>	
3606 (e)	Property or services purchases by federal government, its agencies or instrumentalities	\$	13.07
3606 (f)	Property purchased by railroad or public utility for use in the movement of interstate commerce	\$	24.71
3606 (g)	Sales, repair, parts and labor, or modification of aircraft sold for interstate commerce directly through an authorized agent.	\$	35.65
3606 (y)	Sales of materials and services used in repairing, maintaining, etc., of railroad rolling stock used in interstate commerce	\$	1.49
3606 (aa)	Materials and services brought into Kansas for usage outside of Kansas for repair, services, alteration, maintenance, etc. used for the transmission of liquids or national gas by a pipeline in interstate commerce		Minimal
3606 (dd)	Property purchased with food stamps issued by US Department of Agriculture	\$	37.77
3606 (gg)	Property purchased with vouchers issued pursuant to the federal special supplemental food program for women, infants and children		n/a
3606 (ddd)	Property and services purchases by any class II or III railroad (shortline) for track and facilities used directly in interstate commerce. Only for calendar year 1999.	\$	-
		<b>Subtotal</b>	<b>\$ 112.70</b>

<b>Conceptual Exclusions</b>		
<b>Statute/Regulation</b>	<b>Description of Exemption or Exclusion</b>	<b>FY2021 (\$ in Millions)</b>
92-19-2a(7)	Exempting from sales tax wholesale sales and sales for resale. A wholesaler is a company that sells only to other wholesalers or to retailers registered for sales tax. A wholesaler by definition never sells to the final consumer (retail sale). Kansas wholesalers are not required to register with the Kansas Department of Revenue to collect sales tax. An exemption certificate must accompany wholesale sales when a wholesaler sells to a Kansas retailer for resale,	\$ -
3606 (a)	Motor fuels and items already taxed by sales or excise tax and not subject to a refund except cigarettes and electronic cigarettes, alcohol greater than 3.2% beer, tires subject to tire excise tax and dry cleaning and laundry services	\$ 377.73
3606 (k)	Vehicles, trailers or aircraft purchased sold and delivered in this state to a bona fide resident of another state, which is not to be registered or based in this state and which will not remain in this state more than 10 days.	\$ 19.61
3606 (l)	Isolated or occasional sales, except motor vehicles	Minimal
3606 (m)	Property which becomes an ingredient or component part of property or services produced or manufactured for ultimate sale at retail	\$ 5,031.96
3606 (n)	Property consumed in the production, manufacturing, processing, mining, drilling, refining or compounding of property; or irrigation of crops for ultimate sale at retail.	\$ 469.33
3606 (o)	Sales of animals, fowl, aquatic plants, and animals used in agriculture or aquaculture, for production of food for human consumption, the production of animal, dairy, poultry, or aquatic products, fiber or fur or the production of offspring.	\$ 976.00
<b>Subtotal</b>		<b>\$ 6,874.63</b>

<b>Public Policy: Charitable, Religious, Benevolent Exemptions</b>		
<b>Statute</b>	<b>Description of Exemption or Exclusion</b>	<b>FY2021 (\$ in Millions)</b>
3603 (e)	Admission to any cultural and historical event which occurs triennially (occurs every three years)	\$ -
3603 (w)	Sales of charitable raffle tickets in accordance with K.S.A. 2015 Supp 75-5171 et seq.	\$ -

3606 (v)	Sales of food products purchased by contractor for use in preparing meals for delivery to homebound elderly and disabled persons and all personal property purchased by contractor and sales of food products by or on behalf of contractor or organization.	\$ 1.33
3606 (ii)	Property purchased by nonprofit organization for nonsectarian comprehensive multidiscipline youth development programs and activities and sales of property by or on behalf of such organization	\$ 4.18
3606 (oo)	Property purchased by a community action group or agency to repair or weatherize housing occupied by low income individuals.	Minimal
3606 (qq)	All sales of tangible personal property and services purchased by a nonprofit museum or historical society or any combination thereof, including a nonprofit organization which is organized for the purpose of stimulating public interest in the exploration of space by providing educational information, exhibits and experiences, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986;	\$ 5.31
3606 (rr)	Property which will admit purchases to an annual event sponsored by a nonprofit organization organized under the federal income taxation code as a 501 (c)(3)	\$ 0.05
3606 (tt)	Property and services purchased by not-for-profit corporation for the sole purpose of constructing a Kansas Korean War memorial and is organized under the federal income taxation code as a 501 (c)(3)	\$ -
3606 (xx)	Property and services purchases by nonprofit zoo or on behalf of a zoo by an entity that is a 501(c)(3)	\$ 0.33
3606 (yy)	Property and services purchased by a parent-teacher association or organizations and all sales of tangible personal property by or on behalf of such association	\$ 0.90
3606 (aaa)	Property and services purchased by religious organizations and used exclusively for religious purposes	\$ 27.61
3606 (bbb)	Sales of food for human consumption by organizations exempt by 501(c)(3) pursuant to food distribution programs which offers such food at a price below cost in exchange for the performance of community service by the purchaser.	\$ -
3606 (hhh)	Property and services purchased by or on behalf of Domestic Violence Shelters as members of the Kansas Coalition Against Sexual and Domestic Violence	Minimal

3606 (iii)	Property and services purchased by organizations distributing food without charge to other nonprofit food distribution programs.	\$ 0.37
3606 (ppp)	Property and services purchased by non-profit Homeless Shelters, and sales made by or on behalf of these organizations.	\$ 0.17
3606 (ttt)	Property and services purchased by a contractor for the purpose of restoring, constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a home or facility owned by a nonprofit museum which is qualified under the governor hometown heritage act (KSA 75-5071)	\$ 0.17
	<b>Subtotal</b>	<b>\$ 40.42</b>

**Public Policy:  
Exemptions to Charitable Organizations by Name**

Statute	Description of Exemption or Exclusion	FY2021 (\$ in Millions)
3606 (v v)	Property purchased by the following organizations who are organized under the federal income taxation code as a 501 (c)(3): American Heart Association, Kansas Affiliate; Kansas Alliance for the Mentally Ill, Inc.; Kansas Mental Illness Awareness Council; American diabetes association Kansas affiliate, inc, American lung association of Kansas, inc, Kansas chapters of the Alzheimer's disease and related disorders association, inc, Kansas chapters of the Parkinson's disease association, national kidney foundation of Kansas and western Missouri, Heartstrings Community Foundation, Cystic Fibrosis , Spina Bifida Assn, CHWC, Inc., Cross-lines Cooperative Council, Dreams Work, Inc., KSDS, Inc., Lyme Association of Greater Kansas City, Inc, Dream Factory, Ottawa Suzuki Strings, International Assn of Lions Clubs, Johnson County young Matrons, American Cancer Society, Community Services of Shawnee, Angel Babies Assn, Kansas Fairground Foundation.	\$ 1.26
3606 (ww)	Property purchased by the Habitat for Humanity for use within a housing project	\$ 0.96
3606 (ggg)	Property and services purchased by or on behalf of the Kansas Academy of Science.	Minimal
3606 (kkk)	Not Used	\$ -
3606 (lll)	Property and services purchased by Special Olympics Kansas, Inc., and sales made by or on behalf of Special Olympics.	Minimal
3606 (mmm)	Property and services purchased by Marillac Center, Inc. and sales made by or on behalf of the Marillac Center.	Minimal

3606 (nnn)	Property and services purchased by West Sedgwick County - Sunrise Rotary Club for constructing boundless playground.	\$ -
3606 (qqq)	Property and services purchased by TLC for Children and Families, Inc. and sales made by or on behalf of TLC	\$ 0.27
3606 (sss)	Property and services purchased by catholic charities or youthville and sales made by or on behalf of catholic charities or youthville	\$ 1.03
3606 (uuu)	Property and services purchased by Kansas Children's Service League and sales made by or on behalf of the KCSL	\$ 0.24
3606 (vvv)	Property and services purchased by Jazz in the Woods and sales made by or on behalf of such organization	Minimal
3606 (www)	Property purchased by or behalf of Frontenac Education Foundation and sales made by or on behalf of such organization	Minimal
3606 (xxx)	Property and services purchased by the Booth Theatre Foundation, Inc.	\$ 0.05
3606 (yyy)	Property and services purchased by the TLC Charities Foundation, Inc. and sales made by or on behalf of these organizations.	\$ 0.00
3606 (zzz)	Property purchased by Rotary Club of Shawnee Foundation	\$ -
3606 (aaaa)	Property and services purchased by or on behalf of Victory in the Valley and sales made by or on behalf of such organization	Minimal
3606 (bbbb)	Guadalupe Health Foundation, sales of entry or participation fees, charges or tickets for annual fundraising event	\$ -
3606 (cccc)	Property and services purchased by or on behalf of Wayside Waifs for the purpose of providing such organizations annual fundraising event and sales made by or on behalf of such organization	\$ -
3606 (dddd)	Property or services purchased by or on behalf of Goodwill Industries or Easter Seals of Kansas, Inc for the purpose of providing education, training and employment opportunities for people with disabilities and other barriers to employment	Minimal
3606 (eeee)	Property or services purchased by or on behalf of All Beef Battalion, Inc. for the purpose of educating, promoting and participating as a contract group through the beef cattle industry in order to carry out such projects that provide support and morale to members of the United States armed forces and military services.	\$ 0.01

3606 (ffff)	Property and services purchased by Sheltered Living, Inc for the purpose of providing residential and services for people with developmental disabilities or mental retardation, or both; and sales made on behalf of such organization	\$ 0.04
3606 (iiii)	Project Exemption Certificates (PEC) for constructing, maintaining, repairing, enlarging, furnishing or remodeling a facility for Wichita Children's Home	\$ -
3606 (jjjj)	Property and services purchased by or on behalf of Beacon, Inc for the purpose of providing those desiring help with food, shelter, clothing and other necessities of life during times of special need.	\$ 0.03
3606 (kkkk)	Property and services purchased by or on behalf of Reaching Out from Within, Inc for the purpose of sponsoring self-help programs for incarcerated persons to enable them to become role models for non-violence while in correctional facilities and productive family members and citizens upon return to the community	\$ 0.02
<b>Subtotal</b>		<b>\$ 3.91</b>

**Public Policy:  
Consumer Exemptions**

<b>Statute</b>	<b>Description of Exemption or Exclusion</b>	<b>FY2021 (\$ in Millions)</b>
3602 (II)	Modified definition of sales or selling price to not include cash rebates granted by a manufacturer to a purchaser or lessee of a new motor vehicle if paid directly to the retailer as a result of the original sale. The exemption is granted from July 1, 2018 and ending June 30, 2021.	\$ 4.47
3603 (b)	Taxes telephone and telegraph services except any interstate or international 800 or 900 service; (2) any interstate or international private communications service	\$ 1.63
3603 (c)	Residential and agricultural use utilities exempt from sales tax. (Gas & Electricity exempt from state sales tax not local sales tax. Water exempt from state and local sales tax)	\$ 88.49
3603 (o)	Motor vehicles exchanged for corporate stock, corporate transfer to itself and immediate family member sales.	\$ 0.33

3603 (p)	Labor services of installing or applying tangible property in conjunction with the original construction of a building or facility or the construction reconstruction, restoration, replacement or repair of a residence, bridge or highway	\$ 133.33
3603 (v)	Sales of bingo cards, bingo faces and instant bingo tickets.	\$ 4.25
3603 (w)	Sales of charitable raffle tickets in accordance with K.S.A. 2015 Supp 75-5171 et seq.	\$ -
3606 (u)	Leases or rentals of property used as a dwelling for more than 28 consecutive days.	\$ 0.81
3606 (w)	All sales of natural gas, electricity, heat and water delivered through mains, lines or pipes: (1) To residential premises for noncommercial use by the occupant of such premises; (2) for agricultural use and also, for such use, all sales of propane gas; (3) for use in the severing of oil; and (4) to any property which is exempt from property taxation. Provisions (1) and (2) sunset Dec. 31, 2005.	\$ 18.45
3606 (x)	All sales of propane gas, LP-gas, coal, wood and other fuel sources for the production of heat or lighting for noncommercial use of an occupant of residential premises occurring prior to January 1, 2006;	\$ -
3606 (bb)	All sales of used mobile homes or manufactured homes.	\$ 7.05
3606 (ee)	Lottery tickets and shares made as part of a lottery operated by the State of Kansas	\$ 22.44
3606 (ff)	New mobile or manufactured homes to the extent of 40% of the gross receipts	\$ 5.18
3606 (mmmm)	Sales of gold or silver coins, and palladium, platinum, gold or silver bullion	Minimal
	<b>Subtotal</b>	<b>\$ 287.38</b>

**Public Policy:  
Governmental Exemptions**

<b>Statute</b>	<b>Description of Exemption or Exclusion</b>	<b>FY2021 (\$ in Millions)</b>
3603 (g)	Service of renting of rooms by hotels or accommodation brokers to federal government or any federal employee in performance of official government duties.	\$ 0.19
3603 (h)	Service of leasing or renting machinery and equipment owned by city purchased with industrial revenue bonds prior to July 1, 1973	\$ -

3606 (b)	Property or services purchases directly by State of Kansas, political subdivision, nonprofit hospital or nonprofit blood, tissue or organ bank and used exclusively for state, political subdivision, hospital or public hospital authority or nonprofit blood, tissue or organ bank purposes,	\$ 526.49
3606 (d)	Property or services purchased by contractor for building or repair of buildings for nonprofit hospital, elementary or secondary schools or nonprofit educational institutions, and for state correctional institution with use of a project exemption certificate.	\$ 242.76
3606 (s)	Sales of property or services purchased by a groundwater management district, rural water district, or water supply district.	\$ 2.90
3606 (z)	Property and services purchased directly by a port authority or a contractor therefore.	Minimal
3606 (ss)	Property and services purchased by a public broadcasting station licensed by FCC as a noncommercial educational television or radio station except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of such tangible personal property purchased by a nonprofit organization which performs any abortion, as defined in K.S.A. 65-6701, and amendments thereto;	Minimal
3606 (uu)	Property and services purchased by rural fire fighting organization	Minimal
3606 (ooo)	Sales made by or on behalf of a public library	Minimal
3606 (rrr)	Property and services purchased by county law library,	\$ 0.17

<b>Subtotal</b>	<b>\$ 772.51</b>
-----------------	------------------

**Public Policy:  
Educational Exemptions**

<b>Statute</b>	<b>Description of Exemption or Exclusion</b>	<b>FY2021 (\$ in Millions)</b>
3606 (c)	Property or services purchased and leasing by elementary or secondary schools and educational institutions	\$ 239.77
3606 (h)	Rental of nonsectarian textbooks by elementary or secondary schools	\$ 1.73
	<b>Subtotal</b>	<b>\$ 241.50</b>



**Public Policy:  
Health Care Exemptions**

Statute	Description of Exemption or Exclusion	FY2021 (\$ in Millions)
3606 (p)	Sales for prescription drugs	\$ 111.95
3606 (q)	Sales of insulin dispensed by pharmacist for treatment of diabetes	\$ 0.86
3606 (r)	Sales of prosthetic or orthopedic appliances prescribed by a doctor. All hearing aids, parts and batteries by licensed providers. mobility enhancing equipment prescribed in writing by a person licensed to practice the healing arts, dentistry or optometry.	\$ 6.54
3606 (hh)	Medical supplies and equipment purchased by nonprofit skilled nursing home or intermediate nursing care home for providing medical services to residents	\$ 1.66
3606 (jj)	All sales of tangible personal property or services, including the renting and leasing of tangible personal property, purchased directly on behalf of a community-based facility for people with intellectual disability or mental health center.	\$ 3.84
3606 (ll)	Educational materials purchased for distribution to the public at no charge by a nonprofit public health corporation	\$ 0.12
3606 (ccc)	Property and services purchases by health care centers and clinics who are serving the medically underserved.	\$ 0.60
3606 (jjj)	Sales of dietary supplements dispensed by prescription order by a licensed practitioner or mid-level practitioner.	Minimal
3606 (llll)	Property and services purchased by Gove County Healthcare Endowment Foundation, Inc. for the purpose of constructing and equipping an airport in Quinter, Kansas. Exemption sunsets on July 1, 2019.	\$ -
<b>Subtotal</b>		<b>\$ 125.57</b>

<b>Public Policy: Agriculture Exemptions</b>		
<b>Statute</b>	<b>Description of Exemption or Exclusion</b>	<b>FY2021 (\$ in Millions)</b>
3606 (t)	Sales of farm or aquaculture machinery and equipment, parts and services for repair and replacement including precision farm equipment and work-site utility vehicle.	\$ 213.92
3606 (mm)	Seeds, tree seedlings, fertilizers, insecticides, etc., and services purchased and used for producing plants to prevent soil erosion on land devoted to agricultural use.	\$ 0.64
3606 (hhhh)	Project Exemption Certificates (PEC) for specific agricultural industries for construction, reconstruction enlarging or remodeling a facility and the sale and installation of machinery and equipment when project exceed \$50,000	\$ 2.69
3606d (a)	Property and services purchased during calendar years 2017 and 2018 for construction, reconstruction, repair, or replacement of any fence damaged or destroyed by fire occurring during calendar years 2016 and 2017.	\$ -
<b>Subtotal</b>		<b>\$ 217.24</b>

<b>Public Policy: Exemption of Certain Services</b>		
<b>Statute</b>	<b>Description of Exemption or Exclusion</b>	<b>FY2021 (\$ in Millions)</b>
3603 (f)	Sales tax exemption for Coin operated Laundry Services	\$ 2.54
3603 (m)	Fees and charges by any political subdivision, youth recreation organization exclusively providing services to persons 18 or younger organized as a 501(c)(3) for sports, games and other recreational activities and entry fees and charges for participation.	\$ 7.60
3603 (n)	Dues charged by any organization pursuant to paragraph 8 and 9 of 79-201 (veteran & humanitarian organizations) and zoos	\$ 0.53
3606 (nn)	Services rendered by advertising agency or broadcast station	\$ 20.37
<b>Subtotal</b>		<b>\$ 31.04</b>

**Public Policy:  
Exemptions for Businesses**

Statute	Description of Exemption or Exclusion	FY2021 (\$ in Millions)
3603 (s)	Customized computer software and services for modifying software for single end use and billed as a separate invoiced item. In 2004, amended to tax only prewritten software. Custom software is exempt.	\$ 65.70
3606 (i)	Lease or rental of films, records, tapes, etc. by motion picture exhibitors	\$ 3.23
3606 (j)	Meals served without charge to employees if duties include furnishing or sale of such meals or drinks	\$ 15.75
3606 (cc)	Property or services purchased for constructing, reconstructing, enlarging or remodeling a business; sale and installation of machinery and equipment purchased for installation in such business. (Enterprise Zone Exemption)	\$ 113.29
3606 (kk)	Machinery and equipment used directly and primarily in the manufacture, assemblage, processing, finishing, storing, warehousing or distributing of property for resale by the plant or facility. Integrated Production Machinery and Equipment.	\$ 244.72
3606 (pp)	Drill bits and explosives used in the exploration and production of oil or gas	\$ 0.64
3606 (zz)	Machinery and equipment purchased by over-the-air free access radio or television station used directly and primarily for producing signal or the electricity essential for producing the signal.	\$ 1.51
3606 (eee)	Property and services purchases for reconstruction, reconstruction, renovation, repair of grain storage facilities or railroad sidings. Only for calendar year 1999 and 2000.	\$ -
3606 (fff)	Material handling equipment, racking systems & other related machinery & equipment used for the handling, movement or storage of tangible personal property in a warehouse or distribution facility; installation, repair, maintenance services, and replacement parts.	\$ 9.98
3606 (gggg)	Sales of game birds for use in hunting	\$ 0.07
<b>Subtotal</b>		<b>\$ 454.90</b>
<b>Total</b>		<b>\$ 8,649.26</b>

# KANSAS MINERAL TAX

**Year Enacted:** 1983

**Statutory Citation:** K.S.A. Chapter 79, Article 42

Gas and oil are taxed on the gross value at the time of removal from the earth or water. The tax rate is 8% less property tax credits equal to 3.67%, making the tax rate 4.33% after the credit.

Tax exemptions for oil are based on the average price per barrel, average daily productions, depth of the well, new pools and inactive wells.

Tax exemptions for gas wells are for wells with an average daily production valued at \$87 or less, as used for domestic or agricultural purposes on the production unit, and gas from any new pool.

The state general fund receives 93% of the total collection and counties receive the remaining 7%.

## Fiscal Year 2021 Mineral Tax Expenditures

Description	Number of Filers	*Tax Expenditure
Oil	46	(\$26,515,273)
Gas	127	(\$7,166,709)
Special Co. Mineral Production Fund	--	(\$1,913,133)
Mineral Production Education Fund	--	(\$8,576,380)
Property Tax Credit	--	(\$25,067,074)

\*Tax expenditure computed using a rate of 4.33%

## MOTOR FUEL TAXES

**Year Enacted:** 1925 – gasoline tax  
 1941 – special fuels tax  
 1959 – LP gas tax  
 1979 – gasohol tax

**Statutory Citation:** K.S.A. Chapter 79, Article 34

A tax is imposed on the use, sale or delivery of all motor vehicle fuels or special fuels that are used, sold or delivered in this state. Distributors are allowed to deduct a 2.5 percent handling allowance on gasoline and special fuels received. No allowances are made on gasoline and special fuels exported from the state or sold to the federal government or its agencies; nor are allowances made on gasoline or special fuels sold or disposed of to consumers in tank cars, transport, or pipeline lots.

Kansas law provides that, unless specifically exempt from sales tax, sale of motor fuels will be subject to the Kansas sales tax if no Kansas excise tax has been imposed. No motor fuel tax is imposed on gasoline or special fuel for the following transactions in Calendar Year 2020:

- export from the state to any other state or territory;

Fuel Type	Gallons	Tax Rate	Tax Expenditure
Gasoline/Gasohol	988,296,149	\$0.24	(\$237,191,076)
Diesel	486,126,898	\$0.26	(\$126,392,993)

- sale to the federal government or its agencies; (combined below)
- sale to a contractor who performs work for the federal government or its agencies;

Fuel Type	Gallons	Tax Rate	Tax Expenditure
Gasoline/Gasohol	1,852,991	\$0.24	(\$444,718)
Diesel	573,398	\$0.26	(\$149,083)

- sale which is aviation fuel;

Fuel Type	Gallons	Tax Rate	Tax Expenditure
Gasoline/Gasohol	6,087,588	\$0.24	(\$1,461,021)
Diesel	34,126,881	\$0.26	(\$8,872,989)

- first sale or delivery to a duly licensed distributor who resells to another duly licensed distributor, (No numbers available. This exemption merely ensures that double taxation does not occur.);
- sale of indelibly dyed special fuel to be used for nonhighway purposes, and

Fuel Type	Gallons	Tax Rate	Tax Expenditure
Dyed Diesel	437,939,127	\$0.26	(\$113,864,173)

- shrinkage allowance @ 2.5%.

Fuel Type	Gallons	Tax Rate	Tax Expenditure
Gasoline/Gasohol	28,673,330	\$0.24	(\$6,881,599)
Diesel	11,699,991	\$0.26	(\$3,041,998)

## KANSAS HOMESTEAD REFUND PROGRAM

**Year Enacted:** 1970  
**Statutory Citation:** K.S.A. Chapter 79, Article 45

The homestead refund program is a rebate of a portion of the property taxes paid on a Kansas resident's homestead. (Effective January 1, 2013, renters no longer qualify and may not claim a Homestead Property Tax Refund.) If an individual owns their home, the refund is a percentage of the general property tax. In tax years 2019 and 2020, the maximum refund was \$700. As a Kansas resident the entire year, an individual is eligible if the total household income is \$35,700 or less in tax year 2019; \$36,300 or less in tax year 2020, and the individual:

- is 55 years of age or older, OR
- was blind or totally and permanently disabled in calendar year of claim, OR
- had a dependent child under 18 who lived with you all year whom you claim as a personal exemption

A claimant may receive either a Homestead or a SAFE SENIOR refund, but not both. The refund percentage is based on the total household income.

In fiscal year 2021, the Kansas Department of Revenue issued \$22,193,094 in homestead refunds to 68,264 homeowners.

## SELECTIVE ASSISTANCE FOR EFFECTIVE SENIOR RELIEF (SAFE SENIOR)

**Year Enacted:** 2008  
**Statutory Citation:** K.S.A. Chapter 79, Article 45

Safe Senior is a property tax refund program administered under the provisions of the Kansas Homestead Act (property tax refund). For tax year 2011 and all tax years thereafter, the refund is 75% of the general property tax paid or to be paid. As a Kansas resident the entire year, an individual is eligible if the total household income is \$20,300 or less in tax year 2019; \$20,700 in tax year 2020 and the individual:

- is 65 years of age or older for all of calendar year
- owned a home in Kansas during calendar year

A claimant may receive either a Homestead or a SAFE SENIOR refund, but not both.

During the last reported year, the Kansas Department of Revenue issued \$7,479,251 in SAFE SENIOR refunds to 5,951 homeowners. This is reported as a part of the total homestead refunds issued.

# KANSAS FOOD SALES TAX CREDIT PROGRAM

**Year Enacted:** 2013

**Statutory Citation:** K.S.A. Chapter 79, Article 32

The food sales tax credit program offers a nonrefundable income tax credit of the sales tax paid on food. To qualify for the program an individual must have lived in Kansas for the entire year and:

- be 55 years of age or older, OR
- was blind or totally and permanently disabled in calendar year of claim, OR
- had a dependent child under 18 who lived with you all year whom you claim as a personal exemption

The food sales tax refund is computed as follows:

If the qualifying income is:	The refund is:
\$0 to \$30,615	\$125 per number of qualified federal exemptions and must be applied to Kansas tax liability after all other credits.

In process year 2020, the Kansas Department of Revenue issued \$9,966,464 in food sales tax credits to 69,307 eligible filers.

## KANSAS IMPACT PROGRAM

**Year Enacted:** 1991

**Statutory Citation:** K.S.A. Chapter 74, Article 50

The IMPACT act provides for major project investment to provide financial assistance to defray business costs. IMPACT also provides financial assistance for new job training.

Effective July 1, 2012, the 2% of withholding tax receipts under prior law earmarked for the Investments in Major Projects and Comprehensive Training (IMPACT) program was earmarked for the Job Creation Program Fund (JCPF), except transitional language provides current debt services for the IMPACT Program Repayment Fund be met, as well as administrative costs associated with the IMPACT Program Services Fund.

In fiscal year 2021, the Kansas IMPACT program expended \$23,381,911.