

## HOUSE BILL No. 2726

By Committee on Government Efficiency

2-10

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1 AN ACT concerning credit cards; relating to fees and surcharges charged  
2 by the state; amending K.S.A. 79-2973 and K.S.A. 2011 Supp. 75-  
3 30,100 and repealing the existing sections.  
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2011 Supp. 75-30,100 is hereby amended to read as  
7 follows: 75-30,100. (a) Any state agency which imposes or collects fees,  
8 tuition or other charges shall accept payment thereof in the form of a  
9 personal, certified or cashier's check or money order. A state agency may  
10 accept payment by credit card, debit card or other method designated by  
11 the agency. ~~A state agency may impose an additional fee to recover the~~  
12 ~~actual amount of any cost incurred by reason of the method of payment~~  
13 ~~used by the payee.~~

14 (b) In addition to the methods specified in subsection (a), after June  
15 30, 2001, a state agency shall accept payment of fees, tuition or other  
16 charges in the form of a credit card or debit card.

17 (c) Any transactions involving payment by credit card or debit card  
18 pursuant to this section shall ~~not~~ be subject to the provisions of K.S.A.  
19 16a-2-403, and amendments thereto.

20 (d) The provisions of this section shall not apply to any fees, fines or  
21 charges imposed by the secretary of corrections or the commissioner of  
22 juvenile justice on offenders under the jurisdiction of the secretary of  
23 corrections or juvenile offenders placed in juvenile correctional facilities  
24 under the jurisdiction of the commissioner of juvenile justice.

25 (e) Any municipal university, community college, technical college,  
26 or vocational educational school, having the meanings respectively  
27 ascribed thereto by K.S.A. 74-3201b, and amendments thereto, accepting  
28 payment of fees, tuition or other charges in the form of a credit card or  
29 debit card shall ~~not~~ be subject to the provisions of K.S.A. 16a-2-403, and  
30 amendments thereto.

31 Sec. 2. K.S.A. 79-2973 is hereby amended to read as follows: 79-  
32 2973. (a) The director of taxation, any county treasurer and any authorized  
33 employee or agent of the director or treasurer may accept credit cards in  
34 payment of any of the taxes or fees administered by the director or  
35 collected by the county treasurer. The type of credit cards accepted shall  
36 be at the discretion of the director or the county treasurer.

1       (b) ~~The director and the county treasurer may set a fee to be added to~~  
2 ~~each credit card transaction equal to the charge paid by the state, county~~  
3 ~~treasurer or the taxpayer for the use of the credit card by the taxpayer.~~  
4 ~~Except for the fees imposed under this section, no other fees may be~~  
5 ~~imposed by the director or county treasurer.~~

6       (e) In no event shall the director or county treasurer discount or  
7 otherwise reduce the tax liability of a taxpayer who has elected to use a  
8 credit card for payment of the tax liability.

9       (c) *Any transactions involving payment by credit card pursuant to*  
10 *this section shall be subject to the provisions of K.S.A. 16a-2-403, and*  
11 *amendments thereto.*

12       Sec. 3. K.S.A. 79-2973 and K.S.A. 2011 Supp. 75-30,100 are hereby  
13 repealed.

14       Sec. 4. This act shall take effect and be in force from and after its  
15 publication in the statute book.

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