

HOUSE BILL No. 2442

By Committee on Taxation

1-15

1 AN ACT concerning income taxation; relating to individual tax returns;
2 removing the line for reporting compensating use tax; amending K.S.A.
3 79-3221o and repealing the existing section.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 79-3221o is hereby amended to read as follows: 79-
7 3221o. ~~(a) In order to raise awareness of liabilities of use taxes levied in~~
8 ~~article 37 of chapter 79 of the Kansas Statutes Annotated, and amendments~~
9 ~~thereto, for purchases of tangible personal property made outside this state~~
10 ~~to be consumed within this state, and to increase compliance with such~~
11 ~~provisions of law~~ *As a result of the department of revenue's notice 19-04*
12 *requiring remote sellers doing business in Kansas to collect and remit*
13 *applicable sales or use taxes, the director of taxation is hereby directed to*
14 *not include a line for the remittance of sales tax on out-of-state and*
15 *internet purchases where the tax was not paid on individual tax returns for*
16 *tax years beginning on or after July January 1, 2016 2020.*

17 (b) The director shall include the following information in the income
18 tax form instructions:

19 (1) ~~An explanation of an individual's obligation to pay use tax on~~
20 ~~items purchased from mail order, internet or other sellers that do not~~
21 ~~collect state and local sales and use taxes on the items; and~~

22 (2) ~~a method to help an individual determine the amount of use tax~~
23 ~~the individual owes. The method may include a table that gives the~~
24 ~~average amounts of use tax payable by taxpayers in various income~~
25 ~~ranges.~~

26 (c) ~~No penalties or interest shall be applied with respect to any taxes~~
27 ~~remitted pursuant to the provisions of this section.~~

28 Sec. 2. K.S.A. 79-3221o is hereby repealed.

29 Sec. 3. This act shall take effect and be in force from and after its
30 publication in the statute book.