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June 26, 2024

**To:** Legislative Coordinating Council and Governor Laura Kelly

From: Kansas Legislative Research Department and Kansas Division of the Budget

Re: Legislative Adjustments to FY 2025 Consensus Revenue Estimates Enacted During

2024 Special Session

The most recent estimates of State General Fund (SGF) receipts for FY 2025 have been further adjusted to reflect legislation enacted during the 2024 Special Session that was held June 18. (*Note:* See attached memorandum regarding adjustments as of May 23 to reflect legislation enacted at the end of the 2024 Regular Session.)

Estimated total receipts to the SGF for FY 2025 have been reduced by \$476.8 million. Receipts from individual income taxes have been reduced by \$411.5 million. Receipts from financial institutions privilege tax have been reduced by \$4.8 million. Receipts from net transfers have been reduced by \$60.5 million.

SB 1, passed during the special session, restructures individual income tax brackets, rates, deductions, and exemptions; exempts Social Security benefits from individual income tax; increases the tax credit amount for child and dependent care expenses; reduces privilege tax rates; increases the residential exemption from the statewide school finance mill levy; and provides for an SGF transfer to the State School District Finance Fund to replace foregone property tax revenue.

Additionally, the bill abolishes transfers from the SGF to the Local Ad Valorem Tax Reduction Fund and the County and City Revenue Sharing Fund. These transfers have been suspended in recent years.

The Consensus Revenue Estimating Group will meet again prior to December 4 to consider revisions to the newly adjusted FY 2025 estimates and to make the initial estimates for FY 2026.

Table 1
State General Fund Receipts
(Dollars in Thousands)

	EX. 2022 ( )	. 1		onsensus Estima	ie ju		. 1
	 FY 2023 (A		 FY 2024 (Re			FY 2025 (R	
	Amount	Percent Change	Amount	Percent Change		Amount	Percent Change
Income Taxes:	 Amount	Change	 Amount	Change		Amount	Change
Individual	\$ 4,507,007	(6.8) %	\$ 4,475,000	(0.7) %	\$	4,186,200	(6.5) %
Corporation	1,504,575	86.7	1,520,000	1.0		1,561,500	2.7
Financial Institutions	56,944	(8.5)	49,000	(14.0)		45,200	(7.8)
Total	\$ 6,068,526	6.4 %	\$ 6,044,000	(0.4) %	\$	5,792,900	(4.2) %
Excise Taxes:							
Retail Sales	\$ 2,776,857	0.6 %	\$ 2,675,000	(3.7) %	\$	2,532,900	(5.3) %
Compensating Use	802,991	3.6	855,000	6.5		885,000	3.5
Total	\$ 3,579,848	1.3 %	\$ 3,530,000	(1.4) %	\$	3,417,900	(5.3) %
Other Excise Taxes:							
Cigarette	\$ 98,453	(10.0) %	\$ 91,000	(7.6) %	\$	85,000	(6.6) %
Tobacco Products	10,358	1.8	10,600	2.3		10,900	2.8
Liquor Gallonage	24,351	(0.8)	24,100	(1.0)		24,000	(0.4)
Liquor Enforcement	83,675	0.8	84,000	0.4		84,500	0.6
Liquor Drink	14,951	8.7	15,400	3.0		16,000	3.9
Gas Severance	20,890	0.3	(1,900)	(109.1)		4,000	(310.5)
Oil Severance	37,234	5.4	26,600	(28.6)		28,400	6.8
Total	\$ 289,914	(2.4) %	\$ 249,800	(13.8) %	\$	252,800	1.2 %
Other Taxes:							
Insurance Premiums	\$ 195,541	(0.4) %	\$ 221,000	13.0 %	\$	231,500	4.8 %
Motor Carrier	11,982	(7.3)	11,900	(0.7)		11,800	(0.8)
Corporate Franchise	9,191	8.7	9,100	(1.0)		9,100	
Miscellaneous	5,226	16.4	5,900	12.9		6,300	6.8
Total	\$ 221,940	(0.1) %	\$ 247,900	11.7 %	\$	258,700	4.4 %
Total Taxes	\$ 10,160,227	4.1 %	\$ 10,071,700	(0.9) %	\$	9,722,300	(3.5) %
Other Revenues & Receipts:							
Interest	\$ 200,484	7,004.3 %	\$ 381,400	90.2 %	\$	351,000	(8.0) %
Transfers & Other Receipts	(1,194,467)	37.6	(372,200)	(68.8)		(385,700)	3.6
Agency Earnings	116,566	66.6	 101,700	(12.8)		104,000	2.3
Total	\$ (877,417)	52.4 %	\$ 110,900	(112.6) %	\$	69,300	(37.5) %
Total Receipts	\$ 9,282,810	17.3 %	\$ 10,182,600	9.7 %	\$	9,791,600	(3.8) %

Table 3
State General Fund Receipts
FY 2025 Revised
Comparison of June 2024 Estimate with May 2024 Estimate

(Dollars in Thousands)

	FY	2025 CRE Est.	FY 2	2025 CRE Est.	Difference					
	Rev	ised 5/23/2024	Revi	sed 6/26/2024		Amount	Pct. Chg.			
Income Taxes:										
Individual	\$	4,597,700	\$	4,186,200	\$	(411,500)	(9.0) %			
Corporation		1,561,500		1,561,500						
Financial Institutions		50,000		45,200		(4,800)	(9.6)			
Total	\$	6,209,200	\$	5,792,900	\$	(416,300)	(6.7) %			
Sales & Use Taxes:										
Retail Sales	\$	2,532,900	\$	2,532,900	\$		%			
Compensating Use		885,000		885,000						
Total	\$	3,417,900	\$	3,417,900	\$		%			
Other Excise Taxes:										
Cigarette	\$	85,000	\$	85,000	\$		%			
Tobacco Products		10,900		10,900						
Liquor Gallonage		24,000		24,000						
Liquor Enforcement		84,500		84,500						
Liquor Drink		16,000		16,000						
Gas Severance		4,000		4,000						
Oil Severance		28,400		28,400						
Total	\$	252,800	\$	252,800	\$		%			
Other Taxes:										
Insurance Premiums	\$	231,500	\$	231,500	\$		%			
Motor Carrier		11,800		11,800						
Corporate Franchise		9,100		9,100						
Miscellaneous		6,300		6,300						
Total	\$	258,700	\$	258,700	\$		%			
Total Taxes	\$	10,138,600	\$	9,722,300	\$	(416,300)	(4.1) %			
Other Revenues & Receipts:										
Interest	\$	351,000	\$	351,000	\$		%			
Transfers & Other Receipts		(325,200)		(385,700)		(60,500)	(18.6)			
Agency Earnings		104,000		104,000						
Total	\$	129,800	\$	69,300	\$	(60,500)	(46.6) %			
Total Receipts	\$	10,268,400	\$	9,791,600	\$	(476,800)	(4.6) %			



## **Kansas Legislative Research Department**

Providing nonpartisan, objective research and fiscal analysis for the Kansas Legislature since 1934

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May 23, 2024

**To:** Legislative Coordinating Council and Governor Laura Kelly

From: Kansas Legislative Research Department and Division of the Budget

Re: Legislative Adjustments to Consensus Estimates for FY 2024 and FY 2025

Pursuant to KSA 75-6701, the most recent estimates of State General Fund (SGF) receipts for FY 2024 and FY 2025 have been adjusted to reflect the fiscal impact of legislation involving receipts to the SGF enacted during the 2024 Legislative Session subsequent to the Consensus Revenue Estimate (CRE) made on April 19, 2024 (see Table 1).

Estimated receipts for the two fiscal years combined were decreased by \$135.7 million relative to the April 19 estimate. Of this amount, a reduction of \$67.9 million is attributable to total taxes, and a decrease of \$67.8 million is attributable to other revenues. FY 2024 receipts were decreased by \$0.6 million and FY 2025 receipts were decreased by \$135.1 million.

Tables 2–3 show changes by source for each fiscal year and incorporate those changes into the overall estimate for that year. Table 2 establishes the newly revised estimate for FY 2024 and Table 3 establishes the new baseline estimate for FY 2025 that will be revised again in the fall.

Tables 4–5 provide more specific information on the legislative adjustments by bill and by source for each fiscal year.

A final section of this report discusses the implications for SGF receipts in FY 2026 and subsequent years relative to certain upcoming changes in law.

The Consensus Revenue Estimating Group will meet again prior to December 4 to consider revisions to the newly adjusted FY 2025 estimate and issue the initial estimate for FY 2026. If action is taken at a Special Session of the Legislature to further impact receipts, a subsequent memorandum adjusting the receipt estimates will be issued.

### FY 2024

The following FY 2024 adjustments were made:

• **SB 28**, the mega appropriations bill, increases net transfers out of the SGF by \$600,000, attributable to transferring that amount from the SGF to the Medicaid Fraud Prosecution Revolving Fund.

#### FY 2025

The following FY 2025 adjustments were made:

- **SB 28**, the mega appropriations bill, increases net transfers out of the SGF by \$42.8 million, primarily attributable to the transfer to the State Water Plan Fund.
- **House Sub. for SB 387**, the school finance bill, increases net transfers into the SGF by \$1.1 million, attributable to the transfers from the State Safety Fund to the SGF.
- **SB 410**, which modifies tax law related to certain net operating losses and expenses associated with federal employment tax credits, reduces individual income tax receipts to the SGF by \$22.1 million, corporation income tax receipts to the SGF by \$16.0 million, and increases net transfers out of the SGF by \$1.3 million. Most of these reductions are one-time reductions in FY 2025 only.
- **HB 2098**, which creates several new sales tax exemptions, reduces retail sales tax receipts to the SGF by \$16.8 million.
- HB 2465, which creates a tax credit for contributions to certain pregnancy centers, a sales tax exemption for such pregnancy centers, and increases the state's adoption tax credit and provides for adoption savings accounts, reduces individual income tax receipts to the SGF by \$10.2 million, reduces corporation income tax receipts to the SGF by \$2.5 million, and reduces sales tax receipts to the SGF by \$300,000.
- **HB 2551**, the omnibus appropriations bill, increases net transfers out of the SGF by \$24.2 million, primarily attributable to the transfer to the State Water Plan Fund and transfers to funds associated with economic development incentives as a part of the Attracting Powerful Economic Expansion (APEX) program.

#### FY 2026 and Thereafter

**Higher Education Deferred Maintenance.** Transfers from the State General Fund in an amount of \$32.7 million per year for higher education deferred maintenance expenditures are scheduled to begin in FY 2026, pursuant to 2024 SB 18.

**Disabled Veterans Sales Tax Exemption.** HB 2098, enacted in 2024, provides for a sales tax exemption for certain disabled veterans, which takes effect in July 2026 and will begin reducing sales tax receipts to the SGF by \$9.1 million per year in FY 2027.

**Food Sales Tax Reductions.** Further reductions in the state sales tax rate on food and food ingredients, provided for by 2022 HB 2106, are expected to reduce sales tax receipts to the SGF by \$526.2 million in FY 2026. [*Note*: The FY 2024 reduction in receipts of \$257.5 million and the FY 2025 reduction in receipts of \$437.1 million attributable to these rate changes were previously incorporated in the estimate.]

**Housing and Historic Structures Tax Credits.** The Kansas Affordable Housing Investor Tax Credit, provided for in 2022 HB 2237, is expected to begin reducing state receipts in either FY 2026 or FY 2027. This reduction in receipts is anticipated to be at least \$25.0 million in the first year and will grow for 10 years based on the utilization of the credits.

**Property tax relief and Revenue sharing.** Current law provides for reinstatement of Local Ad Valorem Tax Reduction Fund transfers from the SGF beginning in FY 2029 at \$54.0 million annually and of County and City Revenue Sharing Fund transfers at 2.823 percent of sales and use taxes otherwise credited to the SGF in FY 2027.

Table 1
State General Fund Receipts
(Dollars in Thousands)

				Consensus Estimate May 23, 2024							
		FY 2023 (	(Actual)		FY 2024 (R	Revised)		FY 2025 (R	evised)		
			Percent			Percent			Percent		
r _		Amount	Change		Amount	Change		Amount	Change		
Income Taxes: Individual	\$	4,507,007	5.4 %	\$	4,475,000	(0.7) %	\$	4,597,700	2.7 %		
Corporation	Ф	1,504,575	23.6	Ф	1,520,000	1.0	Ф	1,561,500	2.7 76		
Financial Institutions		56,944	(17.2)		49,000	(14.0)		50,000	2.7		
Total	\$	6,068,526	7.3 %	\$	6,044,000	(0.4) %	\$	6,209,200	2.7 %		
Total	Ф	0,008,320	7.5 /0	Ф	0,044,000	(0.4) /6	Ф	0,209,200	2.7 /0		
Excise Taxes:											
Retail Sales	\$	2,776,857	9.4 %	\$	2,675,000	(3.7) %	\$	2,532,900	(5.3) %		
Compensating Use		802,991	28.5		855,000	6.5		885,000	3.5		
Total	\$	3,579,848	13.1 %	\$	3,530,000	12.5 %	\$	3,417,900	12.5 %		
Other Excise Taxes:											
Cigarette	\$	98,453	(3.6) %	\$	91,000	(7.6) %	\$	85,000	(6.6) %		
Tobacco Products	•	10,358	2.6	•	10,600	2.3	•	10,900	2.8		
Liquor Gallonage		24,351	(0.7)		24,100	(1.0)		24,000	(0.4)		
Liquor Enforcement		83,675	2.0		84,000	0.4		84,500	0.6		
Liquor Drink		14,951	33.3		15,400	3.0		16,000	3.9		
Gas Severance		20,890	432.3		(1,900)	(109.1)		4,000	(310.5)		
Oil Severance		37,234	173.4		26,600	(28.6)		28,400	6.8		
Total	\$	289,914	15.7 %	\$	249,800	(13.8) %	\$	252,800	1.2 %		
Other Taxes:											
Insurance Premiums	\$	195,541	7.9 %	\$	221,000	13.0 %	\$	231,500	4.8 %		
Motor Carrier	Ψ	11,982	(4.5)	4	11,900	(0.7)	Ψ	11,800	(0.8)		
Corporate Franchise		9,191	(14.2)		9,100	(1.0)		9,100			
Miscellaneous		5,226	31.2		5,900	12.9		6,300	6.8		
Total	\$	221,940	6.5 %	\$	247,900	11.7 %	\$	258,700	4.4 %		
Total Taxes	\$	10,160,227	9.5 %	\$	10,071,700	(0.9) %	\$	10,138,600	0.7 %		
Other Revenues & Receipts:											
Interest	\$	200,484	(63.8) %	\$	381,400	90.2 %	\$	351,000	(8.0) %		
Transfers & Other Receipts	~	(1,194,467)	(1,586.3)	~	(372,200)	(68.8)	~	(325,200)	(12.6)		
Agency Earnings		116,566	10.9		101,700	(12.8)		104,000	2.3		
Total	\$	(877,417)	(4,217.6) %	\$	110,900	(112.6) %	\$	129,800	17.0 %		
Total Receipts	\$	9,282,810	(10.7) %	\$	10,182,600	9.7 %	\$	10,268,400	0.8 %		

Table 2
State General Fund Receipts
FY 2024 Revised

# **Comparison of May 2024 Estimate to April 2024 Estimate**

(Dollars in Thousands)

	FY	2024 CRE Est.	FY	2024 CRE Est.		Differ	ence
	Rev	ised 4/19/2024	Rev	ised 5/23/2024		Amount	Pct. Chg.
Income Taxes:							
Individual	\$	4,475,000	\$	4,475,000	\$		%
	Ф		Ф		Ф		70
Corporation Financial Institutions		1,520,000		1,520,000			
Total	\$	49,000 6,044,000	\$	49,000 6,044,000	\$		%
Total	Ф	0,044,000	Ф	0,044,000	Ф		70
Sales & Use Taxes:							
Retail Sales	\$	2,675,000	\$	2,675,000	\$		%
Compensating Use		855,000		855,000			
Total	\$	3,530,000	\$	3,530,000	\$		%
Other Excise Taxes:							
Cigarette	\$	91,000	\$	91,000	\$		%
Tobacco Products		10,600		10,600			
Liquor Gallonage		24,100		24,100			
Liquor Enforcement		84,000		84,000			
Liquor Drink		15,400		15,400			
Gas Severance		(1,900)		(1,900)			
Oil Severance		26,600		26,600			
Total	\$	249,800	\$	249,800	\$		%
Other Taxes:							
Insurance Premiums	\$	221,000	\$	221,000	\$		%
Motor Carrier		11,900		11,900			
Corporate Franchise		9,100		9,100			
Miscellaneous		5,900		5,900			
Total	\$	247,900	\$	247,900	\$		%
Total Taxes	\$	10,071,700	\$	10,071,700	\$		%
Other Revenues & Receipts:							
Interest	\$	381,400	\$	381,400	\$		%
Transfers & Other Receipts	•	(371,600)	•	(372,200)		(600)	(0.2)
Agency Earnings		101,700		101,700		·	
Total	\$	111,500	\$	110,900	\$	(600)	(0.5) %
Total Receipts	\$	10,183,200	\$	10,182,600	\$	(600)	(0.0) %

Table 3
State General Fund Receipts
FY 2025 Revised

### **Comparison of May 2024 Estimate to April 2024 Estimate**

(Dollars in Thousands)

	FY	2025 CRE Est.	FY	2025 CRE Est.	Diffe	erence	
	Rev	ised 4/19/2024	Rev	ised 5/23/2024	Amount	Pct. Chg.	
Income Taxes:							
Individual	\$	4,630,000	\$	4,597,700	\$ (32,300)	(0.7) %	
Corporation		1,580,000		1,561,500	(18,500)	(1.2)	
Financial Institutions		50,000		50,000			
Total	\$	6,260,000	\$	6,209,200	\$ (50,800)	(0.8) %	
Sales & Use Taxes:							
Retail Sales	\$	2,550,000	\$	2,532,900	\$ (17,100)	(0.7) %	
Compensating Use		885,000		885,000	<u></u>		
Total	\$	3,435,000	\$	3,417,900	\$ (17,100)	(0.5) %	
Other Excise Taxes:							
Cigarette	\$	85,000	\$	85,000	\$ 	%	
Tobacco Products		10,900		10,900			
Liquor Gallonage		24,000		24,000			
Liquor Enforcement		84,500		84,500			
Liquor Drink		16,000		16,000			
Gas Severance		4,000		4,000			
Oil Severance		28,400		28,400			
Total	\$	252,800	\$	252,800	\$ 	%	
Other Taxes:							
Insurance Premiums	\$	231,500	\$	231,500	\$ 	%	
Motor Carrier		11,800		11,800			
Corporate Franchise		9,100		9,100			
Miscellaneous		6,300		6,300			
Total	\$	258,700	\$	258,700	\$ 	%	
Total Taxes	\$	10,206,500	\$	10,138,600	\$ (67,900)	(0.7) %	
Other Revenues & Receipts:							
Interest	\$	351,000	\$	351,000	\$ 	%	
Transfers & Other Receipts		(258,000)		(325,200)	(67,200)	(26.0)	
Agency Earnings		104,000		104,000			
Total	\$	197,000	\$	129,800	\$ (67,200)	(34.1) %	
Total Receipts	\$	10,403,500	\$	10,268,400	\$ (135,100)	(1.3) %	

Table 4 - Legislative Adjustments by Bill by Source to FY 2024 Estimates (\$ in millions)										
		Indi	vidual	Cor	porate	S	Sales	Tr	ansfers	Total
SB 28	Mega Budget Bill	\$		\$		\$		\$	(0.600)	\$ (0.600)
Total		\$		\$		\$		\$	(0.600)	\$ (0.600)

	Table 5 - Legislative Ac	djustments by l (\$ in mil	•	to FY 2025 Esti	mates	
		Individual	Corporate	Sales	Transfers	Total
SB 28	Mega Budget Bill	\$	\$	\$	\$ (42.800)	\$ (42.800)
SB 387	Education Budget Bill				1.100	1.100
SB 410	Employment Tax Disallowances	(22.100)	(16.000)		(1.300)	(39.400)
HB 2098	Sales Tax Exemptions			(16.800)		(16.800)
HB 2465	Adoption and Pregnancy Tax	(10.200)	(2.500)	(0.300)		(13.000)
HB 2551	Omnibus Budget Bill		·	·	(24.200)	\$ (24.200)
Total	-	\$ (32.300)	\$ (18.500)	\$ (17.100)	\$ (67.200)	\$ (135.100)

**Cumulative FY 2024 + FY 2025** 

\$ (135.700)