

# K-33

(Rev. 9/06)

# KANSAS AGRITOURISM LIABILITY INSURANCE CREDIT

For the taxable year beginning \_\_\_\_\_, 20\_\_\_\_, ending \_\_\_\_\_, 20\_\_\_\_.

Name of taxpayer (as shown on return)	Social Security Number or Employer ID Number (EIN)
If partner, shareholder or member, enter name of partnership, S corporation, LLC or LLP	Employer ID Number (EIN)

**IMPORTANT:** Do not send any enclosures with this schedule. A copy of the certificate issued by the Kansas Department of Commerce must be kept with your records. The Kansas Department of Revenue reserves the right to request additional information as necessary.

## PART A – COMPUTATION OF CREDIT AVAILABLE FOR THIS YEAR’S EXPENDITURES

1. Cost of liability insurance paid during this taxable year. 1. \_\_\_\_\_

Insurance Agent’s Name _____	Phone Number _____
Insurance Company Name _____	Policy Number _____
I hereby certify that the amount of liability insurance entered on line 1 above is the total amount paid during this _____ tax year for the property that is actually utilized in the Taxpayer’s Registered Agritourism Operation and meets the eligibility requirement for claiming this credit as set out in Kansas Administrative Regulation 110-12-1 <i>et seq.</i>	
_____ Signature of Insurance Agent	_____ Date

2. Credit percentage allowed. 2. 20%

3. Credit for this year’s liability insurance. Multiply line 1 by line 2. 3. \_\_\_\_\_

4. Enter the amount of available carry forward from the prior year’s Schedule K-33. 4. \_\_\_\_\_

5. Total credit available for this tax year. Add line 3 and line 4. 5. \_\_\_\_\_

6. Maximum credit allowable per tax year. 6. \$2,000

7. Credit for this tax year. Enter the lesser of line 5 or line 6. 7. \_\_\_\_\_

## PART B – COMPUTATION OF THIS YEAR’S CREDIT

8. Enter your ownership percentage. See instructions. 8. \_\_\_\_\_

9. Your share of the credit for this tax year. Multiply line 7 by line 8. 9. \_\_\_\_\_

10. Enter your total tax liability for this tax year after all credits other than this credit. 10. \_\_\_\_\_

11. Agritourism liability insurance credit for this tax year. Enter the lesser of line 9 or line 10. Enter this amount here and on the appropriate line of Form K-40, K-41 or K-120. 11. \_\_\_\_\_

**If line 10 is less than line 9, complete Part C.**

## PART C – COMPUTATION OF EXCESS CREDIT CARRY FORWARD

12. Subtract line 11 from line 9. This is the amount of carry forward available to next year’s Schedule K-33. Enter this amount on line 4 of next year’s Schedule K-33. 12. \_\_\_\_\_

# INSTRUCTIONS FOR SCHEDULE K-33

## GENERAL INFORMATION

K.S.A. 74-50,173 provides for an income tax credit equal to twenty percent (20%) of the cost of liability insurance paid by a registered agritourism operator who operates an agritourism activity. The maximum credit allowed is \$2,000 per tax year. An agritourism business **MUST** register with the Kansas Department of Commerce and receive a certificate of eligibility in order to claim this income tax credit.

For registered agritourism businesses who begin operating on or after July 1, 2004, this credit may be claimed for the first five taxable years the agritourism business is open.

If the credit exceeds the taxpayer's income tax liability for the tax year, the excess credit may be carried forward to the next succeeding year or years until the total amount of tax credit has been used, except that no credit may be carried over for deduction after the third taxable year succeeding the taxable year in which the credit is earned.

## SPECIFIC LINE INSTRUCTIONS

The information at the top of this schedule must be completed.



**IMPORTANT: An agritourism business must be registered with the Department of Commerce to be eligible for this income tax credit.**

## **PART A – COMPUTATION OF CREDIT AVAILABLE FOR THIS YEAR'S EXPENDITURES**

**LINE 1** – Enter the total amount paid for liability insurance during this tax year as a direct expense of operating an agritourism operation registered with the Department of Commerce. Your insurance agent must certify that the liability insurance meets the eligibility criteria for claiming this credit as set out in Kansas Administrative Regulation 110-12-1 *et seq.*, specifically that the amount entered on line 1:

- 1) was paid during this tax year,
- 2) is limited to only the parcel(s) of real property employed in the agritourism operation,
- 3) is the cost of specific liability insurance for the agritourism operation that is in addition to existing liability insurance coverage.

**LINE 2** – The credit amount is 20% of the cost of liability insurance paid by a registered agritourism operator during the tax year.

**LINE 3** – Multiply line 1 by line 2, and enter the result. This is the credit available for this year's expenditures.

**LINE 4** – Enter the amount of any credit carry forward from a prior year's Schedule K-33. (There will not be an entry on this line in the first year.)

**LINE 5** – Add line 3 and line 4. This is the total credit available for this tax year.

**LINE 6** – The maximum credit allowable for any tax year is \$2,000.

**LINE 7** – Enter the lesser of line 5 or line 6. This is the credit for this tax year.

## **PART B – COMPUTATION OF THIS YEAR'S CREDIT**

**LINE 8** – Ownership percentage. **Partners, shareholders or members:** Enter the percentage that represents your ownership in the partnership, S corporation, LLC or LLP. All other taxpayers: Enter 100%.

**LINE 9** – Multiply line 7 by line 8. This is your share of the credit for this tax year.

**LINE 10** – Enter your total Kansas tax liability for this tax year **AFTER** all credits other than this credit.

**LINE 11** – Enter the lesser of line 9 or line 10. Enter this amount here and on the appropriate line of Form K-40, K-41 or K-120 (**K-120 filers** will enter this amount in Part I of Form K-120).

**If line 10 is LESS than line 9, complete Part C.**

## **PART C – COMPUTATION OF EXCESS CREDIT CARRY FORWARD**

**LINE 12** – Subtract line 11 from line 9. Do not enter an amount less than zero. This is the amount of carry forward credit available to enter on line 4 of the next year's Schedule K-33.

**IMPORTANT:** Do not send any enclosures with this credit schedule. A copy of the certificate issued by the Kansas Department of Commerce must be kept with your records. The Kansas Department of Revenue reserves the right to request additional information as necessary.

## **TAXPAYER ASSISTANCE**

For information and assistance regarding the establishment or operation of an agritourism activity contact:

Kansas Department of Commerce  
1000 SW Jackson, Suite 100  
Topeka, KS 66612-1354  
Phone: (785) 368-7260  
e-mail: [agritourism@kansascommerce.com](mailto:agritourism@kansascommerce.com)  
[www.kansascommerce.com](http://www.kansascommerce.com)

For assistance in completing this schedule contact the Kansas Department of Revenue.

Taxpayer Assistance Center  
Docking State Office Building, 1<sup>st</sup> Floor  
915 SW Harrison St., Topeka, KS 66625-2007  
Phone: (785) 368-8222  
Hearing Impaired TTY: (785) 296-6461  
Fax: (785) 291-3614

Additional copies of this credit schedule and other tax forms are available from our office or web site: [www.ksrevenue.org](http://www.ksrevenue.org)