

27-LS1053\E  
Bullock  
2/17/12

**CS FOR HOUSE BILL NO. 263( )**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**TWENTY-SEVENTH LEGISLATURE - SECOND SESSION**

**BY**

**Offered:  
Referred:**

**Sponsor(s): REPRESENTATIVES GARDNER, GARA, TUCK, AND KAWASAKI, Kerttula**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to information concerning oil and gas taxes, including information**  
2 **about expenditures that must be provided in order to claim an oil and gas production**  
3 **tax credit for those expenditures, and relating to the disclosure and publication of that**  
4 **information; and providing for an effective date."**

5 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

6 **\* Section 1.** AS 43.55.030(a) is amended to read:

7 (a) A producer that produces oil or gas from a lease or property in the state  
8 during a calendar year, whether or not any tax payment is due under AS 43.55.020(a)  
9 for that oil or gas, shall file with the department on March 31 of the following year a  
10 statement, under oath, in a form prescribed by the department, giving, with other  
11 information required by the department under a regulation adopted by the  
12 department, the following:

13 (1) a description of each lease or property from which oil or gas was  
14 produced, by name, legal description, lease number, or accounting codes assigned by

the department;

(2) the names of the producer and, if different, the person paying the tax, if any;

(3) the gross amount of oil and the gross amount of gas produced from each lease or property, and the percentage of the gross amount of oil and gas owned by the producer;

(4) the gross value at the point of production of the oil and of the gas produced from each lease or property owned by the producer and the costs of transportation of the oil and gas;

(5) the name of the first purchaser and the price received for the oil and for the gas, unless relieved from this requirement in whole or in part by the department;

(6) the producer's qualified capital expenditures, as defined in AS 43.55.023, other lease expenditures under AS 43.55.165, and adjustments or other payments or credits under AS 43.55.170;

(7) the production tax values of the oil and gas under AS 43.55.160;

(8) any claims for tax credits to be applied; [AND]

(9) calculations showing the amounts, if any, that were or are due under AS 43.55.020(a) and interest on any underpayment or overpayment; **and**

**(10) for each expenditure that is the basis for a credit claimed under AS 43.55.023 or 43.55.025, a description of the expenditure, a detailed description of the purpose of the expenditure, and a description of the unit, lease, or property for which the expenditure was incurred; notwithstanding AS 40.25.100(a) and AS 43.05.230(a), information submitted under this paragraph shall be published by the department on the Internet and shall be disclosed to the legislature in a report submitted within 10 days after the convening of the next regular legislative session following the date a statement is filed under this section.**

\* **Sec. 2.** AS 43.55.030(e) is amended to read:

(e) An explorer or producer that incurs a lease expenditure under AS 43.55.165 or receives a payment or credit under AS 43.55.170 during a calendar

1 year but does not produce oil or gas from a lease or property in the state during the  
2 calendar year shall file with the department on March 31 of the following year a  
3 statement, under oath, in a form prescribed by the department, giving, with other  
4 information required by the department under a regulation adopted by the  
5 department, the following:

6 (1) the producer's qualified capital expenditures, as defined in  
7 AS 43.55.023, other lease expenditures under AS 43.55.165, and adjustments or other  
8 payments or credits under AS 43.55.170; [AND]

9 (2) if the explorer or producer receives a payment or credit under  
10 AS 43.55.170, calculations showing whether the explorer or producer is liable for a  
11 tax under AS 43.55.160(d) or 43.55.170(b) and, if so, the amount; and

12 (3) for each expenditure that is the basis for a credit claimed under  
13 AS 43.55.023 or 43.55.025, a description of the expenditure, a detailed description  
14 of the purpose of the expenditure, and a description of the unit, lease, or property  
15 for which the expenditure was incurred; notwithstanding AS 40.25.100(a) and  
16 AS 43.05.230(a), information submitted under this paragraph shall be published  
17 by the department on the Internet and shall be disclosed to the legislature in a  
18 report submitted within 10 days after the convening of the next regular legislative  
19 session following the date a statement is filed under this section.

20 \* **Sec. 3.** This Act takes effect July 1, 2012.