

HOUSE BILL NO. 298

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES SEATON, Kawasaki

Introduced: 1/25/12

Referred: Resources, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act exempting sand and gravel and marketable earth mining operations from the**
2 **mining license tax; and providing for an effective date."**

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

4 * **Section 1.** AS 43.65.010(a) is amended to read:

5 (a) A person prosecuting or attempting to prosecute, or engaging in the
6 business of mining in the state shall obtain a license from the department. All new
7 mining operations are exempt from the tax levied by this chapter for three and one-
8 half years after production begins. [THE TAX EXEMPTION GRANTED TO NEW
9 MINING OPERATIONS DOES NOT EXTEND OR APPLY TO THE MINING OF
10 SAND AND GRAVEL.]

11 * **Sec. 2.** AS 43.65.060(2) is amended to read:

12 (2) "mining" means an operation by which valuable metals, ores,
13 minerals, asbestos, gypsum, coal, [MARKETABLE EARTH,] or stone, or any of them
14 are extracted, mined, or taken from the earth; "mining" includes the ordinary treatment

1 processes normally applied by mine owners or operators to obtain the commercially
2 marketable product, but does not include the extraction or production of oil and gas,
3 **marketable earth, or sand and gravel;**

4 * **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to
5 read:

6 APPLICABILITY. Sections 1 and 2 of this Act apply to taxes levied under AS 43.65
7 on or after the effective date of this Act.

8 * **Sec. 4.** This Act takes effect July 1, 2012.