28-GS2806\I.A.70 Bullock 4/4/14

## <u>A M E N D M E N T</u>

## OFFERED IN THE HOUSE

## BY REPRESENTATIVE FEIGE

## TO: CSSB 138(FIN) am

1	Page 26, following line 24:
2	Insert a new bill section to read:
3	"* Sec. 33. AS 43.20.144(d) is amended to read:
4	(d) The sales factor of a taxpayer subject to this section is a fraction,
5	(1) the numerator of which is the sum of the following for the tax
6	period:
7	(A) the tariffs allowed and received by or for the taxpayer for
8	transporting oil or gas by pipeline in this state, regardless of whether the tariffs
9	are paid by third parties or by entities within the taxpayer's consolidated
10	business; and
11	(B) the total sales of the taxpayer in this state, determined in
12	accordance with AS 43.19 (Multistate Tax Compact), but excluding
13	(i) those sales already included in the tariffs described
14	in (A) of this paragraph;
15	(ii) constructive sales or sales considered to be sales
16	of natural gas delivered to the state as payment of tax under an
17	election made by the taxpayer under AS 43.55.014;
18	(iii) fees, allowed and received, that are paid
19	between entities within the consolidated business of the taxpayer
20	for transporting the taxpayer's natural gas; and
21	(2) the denominator of which is the sum of the following for the tax
22	period:
23	(A) the tariffs allowed and received by or for the taxpayer's

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1	consolidated business for transporting oil or gas by pipeline everywhere,
2	regardless of whether the tariffs are paid by third parties or by entities within
3	the taxpayer's consolidated business; and
4	(B) the total sales of the taxpayer's consolidated business
5	everywhere, determined in accordance with AS 43.19 (Multistate Tax
6	Compact), but excluding
7	(i) those sales already included in the tariffs described
8	in (A) of this paragraph <u>:</u>
9	(ii) constructive sales or sales considered to be sales
10	of natural gas delivered to the state as payment of tax under an
11	election made by the taxpayer under AS 43.55.014 or delivered in
12	another tax jurisdiction under a low comparable to AS 43.55.014;
13	(iii) fees, allowed and received, that are paid
14	between entities within the consolidated business of the taxpayer
15	for transporting the taxpayer's natural gas."
16	
17	Renumber the following bill sections accordingly.
18	
19	Page 31, line 18:
20	Delete "sec. 37"
21	Insert "sec. 38"
22	
23	Page 56, line 6:
24	Delete "37, 39, and 55 - 61"
25	Insert "38, 40, and 56 - 62"
26	
27	Page 56, line 8:
28	Delete "Section 38"
29	Insert "Section 39"
30	
31	Page 56, line 9:

- 1 Delete "secs. 62 and 63"
- 2 Insert "secs. 63 and 64"