

HOUSE BILL NO. 121

IN THE LEGISLATURE OF THE STATE OF ALASKA
THIRTY-SECOND LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES FIELDS, Spohnholz

Introduced: 3/3/21

Referred: Labor and Commerce, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to education tax credits for certain payments and contributions for**
2 **child care and child care facilities; and providing for an effective date."**

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

4 *** Section 1.** AS 21.96.070(a) is amended to read:

5 (a) A taxpayer is allowed a credit against the tax due under AS 21.09.210 or
6 AS 21.66.110 for [CONTRIBUTIONS OF CASH OR EQUIPMENT ACCEPTED]

7 (1) **contributions of cash or equipment accepted** for direct
8 instruction, research, and educational support purposes, including library and museum
9 acquisitions, and contributions to endowment, by an Alaska university foundation or
10 by a nonprofit, public or private, Alaska two-year or four-year college accredited by a
11 national or regional accreditation association;

12 (2) **contributions of cash or equipment accepted** for secondary
13 school level vocational education courses, programs, and facilities by a school district
14 in the state;

1 (3) **contributions of cash or equipment accepted** for vocational
2 education courses, programs, and facilities by a state-operated vocational technical
3 education and training school;

4 (4) **contributions of cash or equipment accepted** for a facility by a
5 nonprofit, public or private, Alaska two-year or four-year college accredited by a
6 national or regional accreditation association;

7 (5) **contributions of cash or equipment accepted** for Alaska Native
8 cultural or heritage programs and educational support, including mentoring and
9 tutoring, provided by a nonprofit agency for public school staff and for students who
10 are in grades kindergarten through 12 in the state; [AND]

11 (6) **contributions of cash or equipment accepted** for education,
12 research, rehabilitation, and facilities by an institution that is located in the state and
13 that qualifies as a coastal ecosystem learning center under the Coastal America
14 Partnership established by the federal government;

15 (7) **expenditures made to operate a child care facility for the**
16 **children of the taxpayer's employees;**

17 (8) **contributions of cash or equipment accepted by a child care**
18 **facility operated by a nonprofit corporation and attended by one or more**
19 **children of the taxpayer's employees; and**

20 (9) **a payment to an employee of the taxpayer made by the**
21 **taxpayer for the purpose of offsetting the employee's child care costs.**

22 * **Sec. 2.** AS 43.20.014(a) is amended to read:

23 (a) A taxpayer is allowed a credit against the tax due under this chapter for
24 [CONTRIBUTIONS OF CASH OR EQUIPMENT ACCEPTED FOR]

25 (1) **contributions of cash or equipment accepted for** direct
26 instruction, research, and educational support purposes, including library and museum
27 acquisitions, and contributions to endowment, by an Alaska university foundation, by
28 a nonprofit, public or private, Alaska two-year or four-year college accredited by a
29 national or regional accreditation association, or by a public or private nonprofit
30 elementary or secondary school in the state;

31 (2) **contributions of cash or equipment accepted for** secondary

1 school level vocational education courses, programs, and facilities by a school district
2 in the state;

3 (3) **contributions of cash or equipment accepted for** vocational
4 education courses, programs, equipment, and facilities by a state-operated vocational
5 technical education and training school, a nonprofit regional training center recognized
6 by the Department of Labor and Workforce Development, and an apprenticeship
7 program in the state that is registered with the United States Department of Labor
8 under 29 U.S.C. 50 - 50b (National Apprenticeship Act);

9 (4) **contributions of cash or equipment accepted for** a facility by a
10 nonprofit, public or private, Alaska two-year or four-year college accredited by a
11 national or regional accreditation association or by a public or private nonprofit
12 elementary or secondary school in the state;

13 (5) **contributions of cash or equipment accepted for** Alaska Native
14 cultural or heritage programs and educational support, including mentoring and
15 tutoring, provided by a nonprofit agency for public school staff and for students who
16 are in grades kindergarten through 12 in the state;

17 (6) **contributions of cash or equipment accepted for** education,
18 research, rehabilitation, and facilities by an institution that is located in the state and
19 that qualifies as a coastal ecosystem learning center under the Coastal America
20 Partnership established by the federal government;

21 (7) **contributions of cash or equipment accepted for** the Alaska
22 higher education investment fund under AS 37.14.750;

23 (8) **contributions of cash or equipment accepted for** funding a
24 scholarship awarded by a nonprofit organization to a dual-credit student to defray the
25 cost of a dual-credit course, including the cost of

26 (A) tuition and textbooks;

27 (B) registration, course, and programmatic student fees;

28 (C) on-campus room and board at the postsecondary institution
29 in the state that provides the dual-credit course;

30 (D) transportation costs to and from a residential school
31 approved by the Department of Education and Early Development under

1 AS 14.16.200 or the postsecondary school in the state that provides the dual-
2 credit course; and

3 (E) other related educational and programmatic costs;

4 (9) **contributions of cash or equipment accepted for** constructing,
5 operating, or maintaining a residential housing facility by a residential school in the
6 state approved by the Department of Education and Early Development under
7 AS 14.16.200;

8 (10) **contributions of cash or equipment accepted for** childhood
9 early learning and development programs and educational support to childhood early
10 learning and development programs provided by a nonprofit corporation organized
11 under AS 10.20, a tribal entity, or a school district in the state, by the Department of
12 Education and Early Development, or through a state grant;

13 (11) **contributions of cash or equipment accepted for** science,
14 technology, engineering, and math programs provided by a nonprofit agency or a
15 school district for school staff and for students in grades kindergarten through 12 in
16 the state; [AND]

17 (12) **contributions of cash or equipment accepted for** the operation
18 of a nonprofit organization dedicated to providing educational opportunities that
19 promote the legacy of public service contributions to the state and perpetuate ongoing
20 educational programs that foster public service leadership for future generations of
21 residents of the state;

22 **(13) expenditures made to operate a child care facility for the**
23 **children of the taxpayer's employees;**

24 **(14) contributions of cash or equipment accepted by a child care**
25 **facility operated by a nonprofit corporation and attended by one or more**
26 **children of the taxpayer's employees; and**

27 **(15) a payment to an employee of the taxpayer made by the**
28 **taxpayer for the purpose of offsetting the employee's child care costs.**

29 * **Sec. 3.** AS 43.55.019(a) is amended to read:

30 (a) A producer of oil or gas is allowed a credit against the tax levied by
31 AS 43.55.011(e) for [CONTRIBUTIONS OF CASH OR EQUIPMENT ACCEPTED

1 FOR]

2 (1) **contributions of cash or equipment accepted for** direct
3 instruction, research, and educational support purposes, including library and museum
4 acquisitions, and contributions to endowment, by an Alaska university foundation or
5 by a nonprofit, public or private, Alaska two-year or four-year college accredited by a
6 national or regional accreditation association;

7 (2) **contributions of cash or equipment accepted for** secondary
8 school level vocational education courses, programs, and facilities by a school district
9 in the state;

10 (3) **contributions of cash or equipment accepted for** vocational
11 education courses, programs, equipment, and facilities by a state-operated vocational
12 technical education and training school, a nonprofit regional training center recognized
13 by the Department of Labor and Workforce Development, and an apprenticeship
14 program in the state that is registered with the United States Department of Labor
15 under 29 U.S.C. 50 - 50b (National Apprenticeship Act);

16 (4) **contributions of cash or equipment accepted for** a facility by a
17 nonprofit, public or private, Alaska two-year or four-year college accredited by a
18 national or regional accreditation association;

19 (5) **contributions of cash or equipment accepted for** Alaska Native
20 cultural or heritage programs and educational support, including mentoring and
21 tutoring, provided by a nonprofit agency for public school staff and for students who
22 are in grades kindergarten through 12 in the state;

23 (6) **contributions of cash or equipment accepted for** education,
24 research, rehabilitation, and facilities by an institution that is located in the state and
25 that qualifies as a coastal ecosystem learning center under the Coastal America
26 Partnership established by the federal government; [AND]

27 (7) **contributions of cash or equipment accepted for** the Alaska
28 higher education investment fund under AS 37.14.750;

29 **(8) expenditures made to operate a child care facility for the**
30 **children of the producer's employees;**

31 **(9) contributions of cash or equipment accepted by a child care**

1 facility operated by a nonprofit corporation and attended by one or more
 2 children of the producer's employees; and

3 (10) a payment to an employee of the producer made by the
 4 producer for the purpose of offsetting the employee's child care costs.

5 * Sec. 4. AS 43.56.018(a) is amended to read:

6 (a) The owner of property taxable under this chapter is allowed a credit
 7 against the tax due under this chapter for [CONTRIBUTIONS OF CASH OR
 8 EQUIPMENT ACCEPTED FOR]

9 (1) contributions of cash or equipment accepted for direct
 10 instruction, research, and educational support purposes, including library and museum
 11 acquisitions, and contributions to endowment, by an Alaska university foundation or
 12 by a nonprofit, public or private, Alaska two-year or four-year college accredited by a
 13 national or regional accreditation association;

14 (2) contributions of cash or equipment accepted for secondary
 15 school level vocational education courses, programs, and facilities by a school district
 16 in the state;

17 (3) contributions of cash or equipment accepted for vocational
 18 education courses, programs, and facilities by a state-operated vocational technical
 19 education and training school;

20 (4) contributions of cash or equipment accepted for a facility by a
 21 nonprofit, public or private, Alaska two-year or four-year college accredited by a
 22 national or regional accreditation association;

23 (5) contributions of cash or equipment accepted for Alaska Native
 24 cultural or heritage programs and educational support, including mentoring and
 25 tutoring, provided by a nonprofit agency for public school staff and for students who
 26 are in grades kindergarten through 12 in the state;

27 (6) contributions of cash or equipment accepted for education,
 28 research, rehabilitation, and facilities by an institution that is located in the state and
 29 that qualifies as a coastal ecosystem learning center under the Coastal America
 30 Partnership established by the federal government; [AND]

31 (7) contributions of cash or equipment accepted for the Alaska

1 higher education investment fund under AS 37.14.750;

2 **(8) expenditures made to operate a child care facility for the**
 3 **children of the property owner's employees;**

4 **(9) contributions of cash or equipment accepted by a child care**
 5 **facility operated by a nonprofit corporation and attended by one or more**
 6 **children of the property owner's employees; and**

7 **(10) a payment to an employee of the property owner made by the**
 8 **owner for the purpose of offsetting the employee's child care costs.**

9 * **Sec. 5.** AS 43.65.018(a) is amended to read:

10 (a) A person engaged in the business of mining in the state is allowed a credit
 11 against the tax due under this chapter for [CONTRIBUTIONS OF CASH OR
 12 EQUIPMENT ACCEPTED FOR]

13 (1) **contributions of cash or equipment accepted for** direct
 14 instruction, research, and educational support purposes, including library and museum
 15 acquisitions, and contributions to endowment, by an Alaska university foundation, by
 16 a nonprofit, public or private, Alaska two-year or four-year college accredited by a
 17 national or regional accreditation association, or by a public or private nonprofit
 18 elementary or secondary school in the state;

19 (2) **contributions of cash or equipment accepted for** secondary
 20 school level vocational education courses, programs, and facilities by a school district
 21 in the state;

22 (3) **contributions of cash or equipment accepted for** vocational
 23 education courses, programs, and facilities by a state- operated vocational technical
 24 education and training school;

25 (4) **contributions of cash or equipment accepted for** a facility by a
 26 nonprofit, public or private, Alaska two-year or four-year college accredited by a
 27 national or regional accreditation association or by a public or private nonprofit
 28 elementary or secondary school in the state;

29 (5) **contributions of cash or equipment accepted for** Alaska Native
 30 cultural or heritage programs and educational support, including mentoring and
 31 tutoring, provided by a nonprofit agency for public school staff and for students who

1 are in grades kindergarten through 12 in the state;

2 (6) **contributions of cash or equipment accepted for** education,
3 research, rehabilitation, and facilities by an institution that is located in the state and
4 that qualifies as a coastal ecosystem learning center under the Coastal America
5 Partnership established by the federal government;

6 (7) **contributions of cash or equipment accepted for** the Alaska
7 higher education investment fund under AS 37.14.750;

8 (8) **contributions of cash or equipment accepted for** funding a
9 scholarship awarded by a nonprofit organization to a dual-credit student to defray the
10 cost of a dual-credit course, including the cost of

11 (A) tuition and textbooks;

12 (B) registration, course, and programmatic student fees;

13 (C) on-campus room and board at the postsecondary institution
14 in the state that provides the dual-credit course;

15 (D) transportation costs to and from a residential school
16 approved by the Department of Education and Early Development under
17 AS 14.16.200 or the postsecondary school in the state that provides the dual-
18 credit course; and

19 (E) other related educational and programmatic costs;

20 (9) **contributions of cash or equipment accepted for** constructing,
21 operating, or maintaining a residential housing facility by a residential school
22 approved by the Department of Education and Early Development under
23 AS 14.16.200;

24 (10) **contributions of cash or equipment accepted for** childhood
25 early learning and development programs and educational support to childhood early
26 learning and development programs provided by a nonprofit corporation organized
27 under AS 10.20, a tribal entity, or a school district in the state, by the Department of
28 Education and Early Development, or through a state grant;

29 (11) **contributions of cash or equipment accepted for** science,
30 technology, engineering, and math programs provided by a nonprofit agency or a
31 school district for school staff and for students in grades kindergarten through 12 in

1 the state; [AND]

2 (12) contributions of cash or equipment accepted for the operation
3 of a nonprofit organization dedicated to providing educational opportunities that
4 promote the legacy of public service contributions to the state and perpetuate ongoing
5 educational programs that foster public service leadership for future generations of
6 residents of the state;

7 (13) expenditures made to operate a child care facility for the
8 children of the person's employees;

9 (14) contributions of cash or equipment accepted by a child care
10 facility operated by a nonprofit corporation and attended by one or more
11 children of the person's employees; and

12 (15) a payment to an employee of the person's business made by
13 the person for the purpose of offsetting the employee's child care costs.

14 * Sec. 6. AS 43.75.018(a) is amended to read:

15 (a) A person engaged in a fisheries business is allowed a credit against the tax
16 due under this chapter for [CONTRIBUTIONS OF CASH OR EQUIPMENT
17 ACCEPTED FOR]

18 (1) contributions of cash or equipment accepted for direct
19 instruction, research, and educational support purposes, including library and museum
20 acquisitions, and contributions to endowment, by an Alaska university foundation, by
21 a nonprofit, public or private, Alaska two-year or four-year college accredited by a
22 national or regional accreditation association, or by a public or private nonprofit
23 elementary or secondary school in the state;

24 (2) contributions of cash or equipment accepted for secondary
25 school level vocational education courses, programs, and facilities by a school district
26 in the state;

27 (3) contributions of cash or equipment accepted for vocational
28 education courses, programs, and facilities by a state-operated vocational technical
29 education and training school;

30 (4) contributions of cash or equipment accepted for a facility by a
31 nonprofit, public or private, Alaska two-year or four-year college accredited by a

1 national or regional accreditation association or by a public or private nonprofit
2 elementary or secondary school in the state;

3 (5) **contributions of cash or equipment accepted for** Alaska Native
4 cultural or heritage programs and educational support, including mentoring and
5 tutoring, provided by a nonprofit agency for public school staff and for students who
6 are in grades kindergarten through 12 in the state;

7 (6) **contributions of cash or equipment accepted for** education,
8 research, rehabilitation, and facilities by an institution that is located in the state and
9 that qualifies as a coastal ecosystem learning center under the Coastal America
10 Partnership established by the federal government;

11 (7) **contributions of cash or equipment accepted for** the Alaska
12 higher education investment fund under AS 37.14.750;

13 (8) **contributions of cash or equipment accepted for** funding a
14 scholarship awarded by a nonprofit organization to a dual-credit student to defray the
15 cost of a dual-credit course, including the cost of

16 (A) tuition and textbooks;

17 (B) registration, course, and programmatic student fees;

18 (C) on-campus room and board at the postsecondary institution
19 in the state that provides the dual-credit course;

20 (D) transportation costs to and from a residential school
21 approved by the Department of Education and Early Development under
22 AS 14.16.200 or the postsecondary school in the state that provides the dual-
23 credit course; and

24 (E) other related educational and programmatic costs;

25 (9) **contributions of cash or equipment accepted for** constructing,
26 operating, or maintaining a residential housing facility by a residential school
27 approved by the Department of Education and Early Development under
28 AS 14.16.200;

29 (10) **contributions of cash or equipment accepted for** childhood
30 early learning and development programs and educational support to childhood early
31 learning and development programs provided by a nonprofit corporation organized

1 under AS 10.20, a tribal entity, or a school district in the state, by the Department of
2 Education and Early Development, or through a state grant;

3 (11) **contributions of cash or equipment accepted for** science,
4 technology, engineering, and math programs provided by a nonprofit agency or a
5 school district for school staff and for students in grades kindergarten through 12 in
6 the state; [AND]

7 (12) **contributions of cash or equipment accepted for** the operation
8 of a nonprofit organization dedicated to providing educational opportunities that
9 promote the legacy of public service contributions to the state and perpetuate ongoing
10 educational programs that foster public service leadership for future generations of
11 residents of the state;

12 (13) **expenditures made to operate a child care facility for the**
13 **children of the person's employees;**

14 (14) **contributions of cash or equipment accepted by a child care**
15 **facility operated by a nonprofit corporation and attended by one or more**
16 **children of the person's employees; and**

17 (15) **a payment to an employee of the person's business made by**
18 **the person for the purpose of offsetting the employee's child care costs.**

19 * Sec. 7. AS 43.77.045(a) is amended to read:

20 (a) In addition to the credit allowed under AS 43.77.040, a person engaged in
21 a floating fisheries business is allowed a credit against the tax due under this chapter
22 for [CONTRIBUTIONS OF CASH OR EQUIPMENT ACCEPTED FOR]

23 (1) **contributions of cash or equipment accepted for** direct
24 instruction, research, and educational support purposes, including library and museum
25 acquisitions, and contributions to endowment, by an Alaska university foundation, by
26 a nonprofit, public or private, Alaska two-year or four-year college accredited by a
27 national or regional accreditation association, or by a public or private nonprofit
28 elementary or secondary school in the state;

29 (2) **contributions of cash or equipment accepted for** secondary
30 school level vocational education courses, programs, and facilities by a school district
31 in the state;

1 (3) **contributions of cash or equipment accepted for** vocational
2 education courses, programs, and facilities by a state-operated vocational technical
3 education and training school;

4 (4) **contributions of cash or equipment accepted for** a facility by a
5 nonprofit, public or private, Alaska two-year or four-year college accredited by a
6 national or regional accreditation association or by a public or private nonprofit
7 elementary or secondary school in the state;

8 (5) **contributions of cash or equipment accepted for** Alaska Native
9 cultural or heritage programs and educational support, including mentoring and
10 tutoring, provided by a nonprofit agency for public school staff and for students who
11 are in grades kindergarten through 12 in the state;

12 (6) **contributions of cash or equipment accepted for** education,
13 research, rehabilitation, and facilities by an institution that is located in the state and
14 that qualifies as a coastal ecosystem learning center under the Coastal America
15 Partnership established by the federal government;

16 (7) **contributions of cash or equipment accepted for** the Alaska
17 higher education investment fund under AS 37.14.750;

18 (8) **contributions of cash or equipment accepted for** funding a
19 scholarship awarded by a nonprofit organization to a dual-credit student to defray the
20 cost of a dual-credit course, including the cost of

21 (A) tuition and textbooks;

22 (B) registration, course, and programmatic student fees;

23 (C) on-campus room and board at the postsecondary institution
24 in the state that provides the dual-credit course;

25 (D) transportation costs to and from a residential school
26 approved by the Department of Education and Early Development under
27 AS 14.16.200 or the postsecondary school in the state that provides the dual-
28 credit course; and

29 (E) other related educational and programmatic costs;

30 (9) **contributions of cash or equipment accepted for** constructing,
31 operating, or maintaining a residential housing facility by a residential school

1 approved by the Department of Education and Early Development under
2 AS 14.16.200;

3 (10) **contributions of cash or equipment accepted for** childhood
4 early learning and development programs and educational support to childhood early
5 learning and development programs provided by a nonprofit corporation organized
6 under AS 10.20, a tribal entity, or a school district in the state, by the Department of
7 Education and Early Development, or through a state grant;

8 (11) **contributions of cash or equipment accepted for** science,
9 technology, engineering, and math programs provided by a nonprofit agency or a
10 school district for school staff and for students in grades kindergarten through 12 in
11 the state; [AND]

12 (12) **contributions of cash or equipment accepted for** the operation
13 of a nonprofit organization dedicated to providing educational opportunities that
14 promote the legacy of public service contributions to the state and perpetuate ongoing
15 educational programs that foster public service leadership for future generations of
16 residents of the state;

17 (13) **expenditures made to operate a child care facility for the**
18 **children of the person's employees;**

19 (14) **contributions of cash or equipment accepted by a child care**
20 **facility operated by a nonprofit corporation and attended by one or more**
21 **children of the person's employees; and**

22 (15) **a payment to an employee of the person's business made by**
23 **the person for the purpose of offsetting the employee's child care costs.**

24 * Sec. 8. This Act takes effect January 1, 2022.