

**HOUSE BILL NO. 269**

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

**BY REPRESENTATIVES IVAN, Bunde, Foster, Williams**

**Introduced: 3/20/95**

**Referred: State Affairs, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to credits against certain taxes for contributions to certain public  
2 educational radio and television networks and stations and to endowments for  
3 public educational radio and television networks; and providing for an effective  
4 date."

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

6 \* **Section 1. PURPOSE.** This Act amends and extends the credits authorized by ch. 58,  
7 SLA 1987, ch. 71, SLA 1991, and ch. 21, SLA 1994, against each of the following state taxes  
8 for contributions made to instate public educational radio and television networks and stations  
9 and to endowments established to benefit those public educational radio and television  
10 stations:

- 11 (1) Alaska Net Income Tax (AS 43.20);  
12 (2) Oil and Gas Properties Production Tax (AS 43.55);  
13 (3) Oil and Gas Exploration, Production, and Pipeline Transportation Property  
14 Tax (AS 43.56);

1 (4) Mining License Tax (AS 43.65);

2 (5) Fisheries Taxes (AS 43.75).

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

4 (a) **Subject to (d) of this section, for** [FOR] cash contributions accepted for  
5 direct instruction, research, and educational support purposes, including library and  
6 museum acquisitions, and contributions to endowment, by an Alaska university  
7 foundation or by a nonprofit, public or private, Alaska two-year or four-year college  
8 accredited by a regional accreditation association, **and for contributions accepted by**  
9 **a nonprofit, noncommercial public Alaska educational radio or television network**  
10 **or station and contributions to endowments established to benefit those stations,**  
11 a taxpayer is allowed as a credit against the tax due under this chapter

12 (1) 50 percent of contributions of not more than \$100,000; and

13 (2) 100 percent of the next **\$400,000** [\$100,000] of contributions.

14 \* **Sec. 3.** AS 43.20.014(d) is amended to read:

15 (d) **In each tax year, contributions** [A CONTRIBUTION] claimed as a credit  
16 under this section

17 (1) may not be claimed as a credit under another provision of this title;

18 (2) may not also be allowed as a deduction under 26 U.S.C. 170 against  
19 the tax imposed by this chapter; and

20 (3) may not, when combined with credits taken during the taxpayer's  
21 tax year under AS 21.89.070, AS 43.55.019, AS 43.56.018, AS 43.65.018, or  
22 AS 43.75.018, exceed **\$450,000** [\$150,000].

23 \* **Sec. 4.** AS 43.55.019(a) is amended to read:

24 (a) **Subject to (d) of this section, for** [FOR] cash contributions accepted for  
25 direct instruction, research, and educational support purposes, including library and  
26 museum acquisitions, and contributions to endowment, by an Alaska university  
27 foundation or by a nonprofit, public or private, Alaska two-year or four-year college  
28 accredited by a regional accreditation association, **and for contributions accepted by**  
29 **a nonprofit, noncommercial public Alaska educational radio or television network**  
30 **or station and contributions to endowments established to benefit those stations,**  
31 a producer of oil or gas is allowed as a credit against the tax due under this chapter

- 1 (1) 50 percent of contributions of not more than \$100,000; and  
2 (2) 100 percent of the next \$400,000 [\$100,000] of contributions.

3 \* **Sec. 5.** AS 43.55.019(d) is amended to read:

4 (d) **In each tax year, contributions** [A CONTRIBUTION] claimed as a credit  
5 under this section may not

- 6 (1) be claimed as a credit under another provision of this title; and  
7 (2) when combined with credits taken during the taxpayer's tax year  
8 under AS 21.89.070, AS 43.20.014, AS 43.56.018, AS 43.65.018, or AS 43.75.018,  
9 exceed \$450,000 [\$150,000].

10 \* **Sec. 6.** AS 43.56.018(a) is amended to read:

11 (a) **Subject to (d) of this section, for** [FOR] cash contributions accepted for  
12 direct instruction, research, and educational support purposes, including library and  
13 museum acquisitions, and contributions to endowment, by an Alaska university  
14 foundation or by a nonprofit, public or private, Alaska two-year or four-year college  
15 accredited by a regional accreditation association, **and for contributions accepted by**  
16 **a nonprofit, noncommercial public Alaska educational radio or television network**  
17 **or station and contributions to endowments established to benefit those stations,**  
18 the owner of property taxable under this chapter is allowed as a credit against the tax  
19 due under this chapter

- 20 (1) 50 percent of contributions of not more than \$100,000; and  
21 (2) 100 percent of the next \$400,000 [\$100,000] of contributions.

22 \* **Sec. 7.** AS 43.56.018(d) is amended to read:

23 (d) **In each tax year, contributions** [A CONTRIBUTION] claimed as a credit  
24 under this section may not

- 25 (1) be claimed as a credit under another provision of this title; and  
26 (2) when combined with credits taken during the taxpayer's tax year  
27 under AS 21.89.070, AS 43.20.014, AS 43.55.019, AS 43.65.018, or AS 43.75.018,  
28 exceed \$450,000 [\$150,000].

29 \* **Sec. 8.** AS 43.65.018(a) is amended to read:

30 (a) **Subject to (d) of this section, for** [FOR] cash contributions accepted for  
31 direct instruction, research, and educational support purposes, including library and

1 museum acquisitions, and contributions to endowment, by an Alaska university  
2 foundation or by a nonprofit, public or private, Alaska two-year or four-year college  
3 accredited by a regional accreditation association, **and for contributions accepted by**  
4 **a nonprofit, noncommercial public Alaska educational radio or television network**  
5 **or station and contributions to endowments established to benefit those stations,**  
6 a person engaged in the business of mining in the state is allowed as a credit against  
7 the tax due under this chapter

8 (1) 50 percent of contributions of not more than \$100,000; and

9 (2) 100 percent of the next **\$400,000** [\$100,000] of contributions.

10 \* **Sec. 9.** AS 43.65.018(d) is amended to read:

11 (d) **In each tax year, contributions** [A CONTRIBUTION] claimed as a credit  
12 under this section may not

13 (1) be claimed as a credit under another provision of this title; and

14 (2) when combined with credits taken during the taxpayer's tax year  
15 under AS 21.89.070, AS 43.20.014, AS 43.55.019, AS 43.56.018, or AS 43.75.018,  
16 exceed **\$450,000** [\$150,000].

17 \* **Sec. 10.** AS 43.75.018(a) is amended to read:

18 (a) **Subject to (d) of this section, for** [FOR] cash contributions accepted for  
19 direct instruction, research, and educational support purposes, including library and  
20 museum acquisitions, and contributions to endowment, by an Alaska university  
21 foundation or by a nonprofit, public or private, Alaska two-year or four-year college  
22 accredited by a regional accreditation association, **and for contributions accepted by**  
23 **a nonprofit, noncommercial public Alaska educational radio or television network**  
24 **or station and contributions to endowments established to benefit those stations,**  
25 a person engaged in a fisheries business is allowed as a credit against the tax due  
26 under this chapter

27 (1) 50 percent of contributions of not more than \$100,000; and

28 (2) 100 percent of the next **\$400,000** [\$100,000] of contributions.

29 \* **Sec. 11.** AS 43.75.018(d) is amended to read:

30 (d) **In each tax year, contributions** [A CONTRIBUTION] claimed as a credit  
31 under this section may not

1 (1) be claimed as a credit under another provision of this title; and  
2 (2) when combined with credits taken during the taxpayer's tax year  
3 under AS 21.89.070, AS 43.20.014, AS 43.55.019, AS 43.56.018, or AS 43.65.018,  
4 exceed \$450,000 [\$150,000].

5 \* **Sec. 12.** This Act applies to tax years beginning after the December 31 that precedes the  
6 effective date of this Act.

7 \* **Sec. 13.** This Act takes effect January 1, 1996.