

CS FOR HOUSE BILL NO. 200(CRA)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY THE HOUSE COMMUNITY AND REGIONAL AFFAIRS COMMITTEE

Offered: 4/22/99
Referred: Finance

Sponsor(s): HOUSE FINANCE COMMITTEE

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the determination of full and true value of taxable property
2 in a municipality; relating to exemptions for municipal property taxes for certain
3 primary residences; relating to property tax equivalency payments for certain
4 residents; and providing for an effective date."

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

6 * **Section 1.** AS 14.17.510(a) is amended to read:

7 (a) To determine the amount of required local contribution under
8 AS 14.17.410(b)(2) and to aid the department and the legislature in planning, the
9 Department of Community and Regional Affairs, in consultation with the assessor for
10 each district in a city or borough, shall determine the full and true value of the taxable
11 real and personal property in each district in a city or borough. If there is no local
12 assessor or current local assessment for a city or borough school district, then the
13 Department of Community and Regional Affairs shall make the determination of full
14 and true value from information available. In making the determination, the

1 Department of Community and Regional Affairs shall be guided by AS 29.45.110.

2 **However, the value of property exempted under AS 29.45.050(i) may not be**
 3 **included in the determination to the extent of the exemption.** The determination
 4 of full and true value shall be made by October 1 and sent by certified mail, return
 5 receipt requested, on or before that date to the president of the school board in each
 6 city or borough school district. Duplicate copies shall be sent to the commissioner.
 7 The governing body of a city or borough that is a school district may obtain judicial
 8 review of the determination. The superior court may modify the determination of the
 9 Department of Community and Regional Affairs only upon a finding of abuse of
 10 discretion or upon a finding that there is no substantial evidence to support the
 11 determination.

12 * **Sec. 2.** AS 29.45.030(h) is amended to read:

13 (h) **Nothing in (j)** [EXCEPT AS PROVIDED IN (g) OF THIS SECTION,
 14 NOTHING IN (e) - (j)] of this section affects similar exemptions from property taxes
 15 granted by a municipality on September 10, 1972 [, OR PREVENTS A
 16 MUNICIPALITY FROM GRANTING SIMILAR EXEMPTIONS BY ORDINANCE
 17 AS PROVIDED IN AS 29.45.050].

18 * **Sec. 3.** AS 29.45.030(k) is amended to read:

19 (k) The department shall adopt regulations to implement the provisions of [(g)
 20 AND] (j) of this section.

21 * **Sec. 4.** AS 29.45.050(i) is amended to read:

22 (i) A municipality may by ordinance approved by the voters **wholly or**
 23 **partially** exempt from taxation the assessed value [THAT EXCEEDS \$150,000] of
 24 real property owned and occupied as a permanent place of abode by a resident who
 25 is (1) 65 years of age or older; (2) a disabled veteran, including a person who was
 26 disabled in the line of duty while serving in the Alaska Territorial Guard; or (3) at
 27 least 60 years old and a widow or widower of a person who qualified for an exemption
 28 under (1) or (2) of this subsection. **An ordinance adopted under this subsection**
 29 **may limit the exemption to only those individuals with financial need as defined**
 30 **in the ordinance.**

31 * **Sec. 5.** AS 29.45.030(a)(6), 29.45.030(e), 29.45.030(f), 29.45.030(g), 29.45.030(i), and

- 1 29.45.040 are repealed.
- 2 * **Sec. 6.** This Act takes effect January 1, 2000.