

HOUSE BILL NO. 217

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

BY REPRESENTATIVE KOHRING

Introduced: 3/27/01

Referred: Community and Regional Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to municipal property assessment and taxation; and providing for an**
2 **effective date."**

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

4 * **Section 1.** AS 29.45.090(a) is amended to read:

5 (a) A municipality may not, during a year, levy an ad valorem tax for any
6 purpose in excess of three percent of the assessed value of property in the
7 municipality. [ALL PROPERTY ON WHICH AN AD VALOREM TAX IS LEVIED
8 SHALL BE TAXED AT THE SAME RATE DURING THE YEAR.]

9 * **Sec. 2.** AS 29.45.110(a) is amended to read:

10 (a) The assessor shall assess property at its full and true value as of January 1
11 of the assessment year, except as provided in this section **and in other provisions of**
12 **state or federal law that require or permit the assessment of property at less than**
13 **its full and true value** [, AS 29.45.060, AND 29.45.230]. The full and true value is
14 the [ESTIMATED] price that the property would bring in an open market **on the date**

1 **of the assessment** [AND UNDER THE THEN PREVAILING MARKET
2 CONDITIONS] in a sale between a willing seller and a willing buyer both conversant
3 with the property and with prevailing general price levels.

4 * **Sec. 3.** AS 29.45.110 is amended by adding a new subsection to read:

5 (e) A municipality may classify, based on use, both real and personal property
6 for the purpose of assessment and taxation and may provide for rates of taxation,
7 assessment standards, or exemptions or partial exemptions from taxation that are
8 different for different classes of property. A municipality may provide limits on
9 assessment and taxation of all or any class of property. The power to classify property
10 and limit assessment and taxation under this subsection may be exercised by ordinance
11 or through initiative or referendum.

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

14 SEVERABILITY. Under AS 01.10.030, the provisions of this Act are independent
15 and severable, and, if any provision of this Act or the applicability of any provision to any
16 person or circumstance is held to be invalid by a court of competent jurisdiction, the
17 remainder of this Act is not affected and shall be given effect to the fullest extent practicable.

18 * **Sec. 5.** This Act takes effect January 1, 2002.