

**SENATE CS FOR CS FOR HOUSE BILL NO. 194(CRA)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY THE SENATE COMMUNITY AND REGIONAL AFFAIRS COMMITTEE

Offered: 5/6/03

Referred: Labor and Commerce, Finance

Sponsor(s): REPRESENTATIVES ANDERSON, Wilson, Harris, Foster, Seaton, Hawker, Holm, Wolf, Morgan, Whitaker, Masek, McGuire, Lynn

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act creating a tax credit under the Alaska Net Income Tax Act for contributions to**  
2 **regional development organizations; and providing for an effective date."**

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

4 **\* Section 1.** AS 21.89.070(c) is amended to read:

5 (c) A contribution claimed as a credit under this section may not

6 (1) be claimed as a credit under more than one provision of this title;

7 and

8 (2) when combined with credits taken during the taxpayer's tax year

9 under AS 21.89.075, AS 43.20.014, 43.20.019, AS 43.55.019, AS 43.56.018,

10 AS 43.65.018, AS 43.75.018, or AS 43.77.045, exceed \$150,000.

11 **\* Sec. 2.** AS 21.89.075(c) is amended to read:

12 (c) A contribution claimed by a taxpayer as a credit under this section may not

13 (1) be claimed as a credit under more than one provision of this title;

14 (2) when combined with credits taken during the taxpayer's tax year

1 under AS 21.89.070, AS 43.20.014, **43.20.019**, AS 43.55.019, AS 43.56.018,  
2 AS 43.65.018, AS 43.75.018, or AS 43.77.045, exceed \$150,000; or

3 (3) be claimed as a credit unless the contribution qualifies for the credit  
4 under (d) of this section.

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

6 (d) A contribution claimed as a credit under this section may not

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

8 (2) also be allowed as a deduction under 26 U.S.C. 170 against the tax  
9 imposed by this chapter; and

10 (3) when combined with credits taken during the taxpayer's tax year  
11 under AS 21.89.070, 21.89.075, **AS 43.20.019**, AS 43.55.019, AS 43.56.018,  
12 AS 43.65.018, AS 43.75.018, or AS 43.77.045, exceed \$150,000.

13 \* **Sec. 4.** AS 43.20 is amended by adding a new section to read:

14 **Sec. 43.20.019. Regional development organization tax credit.** (a) For  
15 cash contributions accepted for direct operation of a regional development  
16 organization a taxpayer is allowed a tax credit equal to the amount of the contribution,  
17 not to exceed \$10,000. For purposes of this subsection, "regional development  
18 organization" means a nonprofit organization or nonprofit corporation that

19 (1) was formed to encourage economic development within a  
20 particular region of the state that includes the entire area of each municipality within  
21 that region;

22 (2) has a board of directors that represents the region's economic,  
23 political and social interests; and

24 (3) has been designated by the Department of Community and  
25 Economic Development as a regional development organization.

26 (b) A contribution claimed as a credit under this section may not

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

28 (2) also be allowed as a deduction under 26 U.S.C. 170 against the tax  
29 imposed by this chapter; and

30 (3) when combined with credits taken during the taxpayer's tax year  
31 under AS 21.89.070, 21.89.075, AS 43.20.014, AS 43.55.019, AS 43.56.018,

1 AS 43.65.018, AS 43.75.018, or AS 43.77.045, exceed \$150,000.

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

3 (d) A contribution claimed as a credit under this section may not

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

5 (2) when combined with credits taken during the taxpayer's tax year  
6 under AS 21.89.070, 21.89.075, AS 43.20.014, **43.20.019**, AS 43.56.018,  
7 AS 43.65.018, AS 43.75.018, or AS 43.77.045, exceed \$150,000.

8 \* **Sec. 6.** AS 43.56.018(d) is amended to read:

9 (d) A contribution claimed as a credit under this section may not

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

11 (2) when combined with credits taken during the taxpayer's tax year  
12 under AS 21.89.070, 21.89.075, AS 43.20.014, **43.20.019**, AS 43.55.019,  
13 AS 43.65.018, AS 43.75.018, or AS 43.77.045, exceed \$150,000.

14 \* **Sec. 7.** AS 43.65.018(d) is amended to read:

15 (d) A contribution claimed as a credit under this section may not

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

17 (2) when combined with credits taken during the taxpayer's tax year  
18 under AS 21.89.070, 21.89.075, AS 43.20.014, **43.20.019**, AS 43.55.019,  
19 AS 43.56.018, AS 43.75.018, or AS 43.77.045, exceed \$150,000.

20 \* **Sec. 8.** AS 43.75.018(d) is amended to read:

21 (d) A contribution claimed as a credit under this section may not

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

23 (2) when combined with credits taken during the taxpayer's tax year  
24 under AS 21.89.070, 21.89.075, AS 43.20.014, **43.20.019**, AS 43.55.019,  
25 AS 43.56.018, AS 43.65.018, or AS 43.77.045, exceed \$150,000.

26 \* **Sec. 9.** AS 43.77.045(c) is amended to read:

27 (c) A contribution claimed as a credit under this section may not

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

29 (2) when combined with credits taken during the taxpayer's tax year  
30 under AS 21.89.070, 21.89.075, AS 43.20.014, **43.20.019**, AS 43.55.019,  
31 AS 43.56.018, AS 43.65.018, or AS 43.75.018, exceed \$150,000.

1     \* **Sec. 10.** The uncodified law of the State of Alaska is amended by adding a new section to  
2 read:

3           REVISOR INSTRUCTION. In the event that sec. 28, ch. 46, SLA 2002, is amended  
4 to extend the sunset date of that Act, the revisor of statutes shall reconcile that Act with this  
5 Act.

6     \* **Sec. 11.** This Act takes effect July 1, 2003.