

AMENDMENT

2

BY SENATOR
THERIAULT

OFFERED IN THE SENATE

TO: SCS HB 286(RES)

1 Page 1, line 8, following "state;":

2 Insert "**prohibiting municipalities from imposing severance taxes on minerals**"

3
4 Page 1, following line 9:

5 Insert new bill sections to read:

6 *** Section 1.** AS 29.10.200 is amended by adding a new paragraph to read:

7 (64) AS 29.45.820 (severance tax on minerals).

8 *** Sec. 2.** AS 29.45 is amended by adding a new section to read:

9 **Sec. 29.45.820. Taxes on minerals.** A municipality may not impose a
10 severance tax on minerals produced or extracted in the municipality other than a tax
11 imposed before January 1, 2005. If a severance tax on minerals produced or extracted
12 in a municipality was imposed before January 1, 2005, the municipality or its
13 successor may continue to levy the tax, regardless of any subsequent annexation,
14 merger, consolidation, unification, or reclassification of the municipality that imposed
15 the tax before January 1, 2005. This section applies to home rule and general law
16 municipalities. For purposes of this section, "mineral" means ore and mineral
17 products other than sand, gravel, and coal."

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19 Page 1, line 10:

20 Delete "**Section 1**"

21 Insert "**Sec. 3**"

22
23 Renumber the following bill sections accordingly.

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Page 7, line 19:

Delete all material and insert:

"* **Sec. 11.** REPEAL. AS 29.10.200(64) and AS 29.45.820 are repealed.

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

RETROACTIVITY. Sections 1 and 2 of this Act are retroactive to January 1, 2005.

* **Sec. 13.** Section 11 of this Act takes effect ^{June 1, 2006} ~~September 1, 2006~~.

* **Sec. 14.** Except as provided in sec. 13 of this Act, this Act takes effect immediately under AS 01.10.070(c)."