

AMENDMENT #17

OFFERED IN THE HOUSE

BY REPRESENTATIVE RAMRAS

TO: HCS CSSB 305(FIN)

*Thomas
Anderson*

1 Page 2, line 13:

2 Delete "sec. 11"

3 Insert "sec. 18"

4

5 Page 2, line 22:

6 Delete "secs. 26 and 28"

7 Insert "secs. 33 and 35"

8

9 Page 2, following line 25:

10 Insert new bill sections to read:

11 **** Sec. 2.** AS 21.89.070(c) is amended to read:

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

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

14 and

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

16 under AS 21.89.075, AS 43.20.014, AS 43.55.019(a) [AS 43.55.019], AS 43.56.018,

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

18 *** Sec. 3.** AS 21.89.075(c) is amended to read:

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

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

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

22 under AS 21.89.070, AS 43.20.014, AS 43.55.019(a) [AS 43.55.019], AS 43.56.018,

23 AS 43.65.018, AS 43.75.018, or AS 43.77.045, exceed \$150,000; or

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

3
4 Renumber the following bill sections accordingly.

5
6 Page 3, following line 1:

7 Insert a new bill section to read:

8 **** Sec. 5.** AS 43.20.014(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;

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

13 (3) when combined with credits taken during the taxpayer's tax year
14 under AS 21.89.070, 21.89.075, **AS 43.55.019(a)** [AS 43.55.019], AS 43.56.018,
15 AS 43.65.018, AS 43.75.018, or AS 43.77.045, exceed \$150,000."

16
17 Renumber the following bill sections accordingly.

18
19 Page 6, following line 4:

20 Insert new bill sections to read:

21 **** Sec. 10.** AS 43.55.019(a) is amended to read:

22 (a) For cash contributions accepted for direct instruction, research, and
23 educational support purposes, including library and museum acquisitions, and
24 contributions to endowment, by an Alaska university foundation or by a nonprofit,
25 public or private, Alaska two-year or four-year college accredited by a regional
26 accreditation association, a producer of oil or gas is allowed as a credit against the
27 **taxes** [TAX] due under this chapter

28 (1) 50 percent of contributions of not more than \$100,000; and

29 (2) 100 percent of the next \$100,000 of contributions.

30 *** Sec. 11.** AS 43.55.019(d) is amended to read:

31 (d) A contribution claimed as a credit under **(a) of** 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, 21.89.075, AS 43.20.014, AS 43.56.018, AS 43.65.018,
4 AS 43.75.018, or AS 43.77.045, exceed \$150,000.

5 * **Sec. 12.** AS 43.55.019(e) is amended to read:

6 (e) The department **shall** [MAY], by regulation, establish procedures by which
7 a taxpayer may allocate a pro rata share of a credit claimed under this section against
8 monthly tax payments made during the tax year.

9 * **Sec. 13.** AS 43.55.019 is amended by adding new subsections to read:

10 (f) A producer of oil or gas is allowed a credit against the taxes due under this
11 chapter for cash charitable contributions not included in (a) of this section and
12 accepted by a qualified recipient of

13 (1) 25 percent of the first \$100,000 of its qualified charitable
14 contribution amount for a calendar year;

15 (2) 37.5 percent of the next \$900,000 of its charitable contribution
16 amount for a calendar year above \$100,000; and

17 (3) 50 percent of the next \$4,000,000 of its charitable contribution
18 amount for a calendar year above \$1,000,000.

19 (g) For the purposes of determining the charitable contribution amount in (f)
20 of this section, the charitable contribution amount for a producer of oil or gas for a
21 calendar year is four times the amount of the contributions by the producer during that
22 year accepted by qualified recipients in the judicial district of the state in which the
23 amount of the producer's contributions accepted by qualified recipients that year in
24 that judicial district is the lowest among all judicial districts. A contribution made
25 under a contract with the state or an explicit moral obligation, agreement, or
26 understanding with the state may not be considered for purposes of (f) - (i) of this
27 section.

28 (h) A contribution claimed as a credit under (f) of this section may not be
29 claimed as a credit under any other provision of this title.

30 (i) For purposes of (f) - (i) of this section, "qualified recipient" means

31 (1) a charitable entity active in the state that is qualified under 26

1 U.S.C. 501(c)(3) (Internal Revenue Code);

2 (2) the state, or an agency, instrumentality, or program of the state;

3 (3) a municipality or other political subdivision of the state, or an
4 agency, instrumentality, or program of a municipality or political subdivision of the
5 state."

6
7 Renumber the following sections accordingly.

8
9 Page 31, following line 26:

10 Insert new bill sections to read:

11 **"* Sec. 41.** AS 43.56.018(d) is amended to read:

12 (d) A contribution claimed as a credit 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, 21.89.075, AS 43.20.014, **AS 43.55.019(a)** [AS 43.55.019],
16 AS 43.65.018, AS 43.75.018, or AS 43.77.045, exceed \$150,000.

17 *** Sec. 42.** AS 43.65.018(d) is amended to read:

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

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

20 (2) when combined with credits taken during the taxpayer's tax year
21 under AS 21.89.070, 21.89.075, AS 43.20.014, **AS 43.55.019(a)** [AS 43.55.019],
22 AS 43.56.018, AS 43.75.018, or AS 43.77.045, exceed \$150,000.

23 *** Sec. 43.** AS 43.75.018(d) is amended to read:

24 (d) A contribution claimed as a credit 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, 21.89.075, AS 43.20.014, **AS 43.55.019(a)** [AS 43.55.019],
28 AS 43.56.018, AS 43.65.018, or AS 43.77.045, exceed \$150,000.

29 *** Sec. 44.** AS 43.77.045(c) is amended to read:

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

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

1 (2) when combined with credits taken during the taxpayer's tax year
2 under AS 21.89.070, 21.89.075, AS 43.20.014, AS 43.55.019(a) [AS 43.55.019],
3 AS 43.56.018, AS 43.65.018, or AS 43.75.018, exceed \$150,000."
4

5 Renumber the following bill sections accordingly.
6

7 Page 32, line 1:

8 Delete "Sections 5, 7 - 10, 12, 13, 15 - 18, 20, 24, and 26 - 34"

9 Insert " Sections 8, 14 - 17, 19, 20, 22 - 25, 27, 31, 33 - 40, and 45"
10

11 Page 32, line 2:

12 Delete "sec. 25"

13 Insert "sec. 32"
14

15 Page 32, line 4:

16 Delete "Section 11"

17 Insert "Section 18"
18

19 Page 32, line 5:

20 Delete "sec. 11"

21 Insert "sec. 18"
22

23 Page 32, line 9:

24 Delete "sec. 12"

25 Insert "sec. 19"
26

27 Page 32, line 11:

28 Delete "sec. 12"

29 Insert "sec. 19"
30

31 Page 32, line 14:

1 Delete "sec. 12"
2 Insert "sec. 19"
3
4 Page 32, line 16:
5 Delete "sec. 12"
6 Insert "sec. 19"
7
8 Page 32, line 18:
9 Delete "sec. 12"
10 Insert "sec. 19"
11
12 Page 32, line 20:
13 Delete "sec. 12"
14 Insert "sec. 19"
15
16 Page 32, line 22:
17 Delete "sec. 12"
18 Insert "sec. 19"
19
20 Page 32, line 24:
21 Delete "sec. 25"
22 Insert "sec. 32"
23
24 Page 32, line 27:
25 Delete "sec. 25"
26 Insert "sec. 32"
27
28 Page 33, line 3:
29 Delete "sec. 7"
30 Insert "sec. 14"
31

1 Page 33, line 4:

2 Delete "sec. 7"

3 Insert "sec. 14"

4

5 Page 33, line 11:

6 Delete "sec. 5"

7 Insert "sec. 8"

8 Delete "sec. 7"

9 Insert "sec. 14"

10

11 Page 33, line 13:

12 Delete "sec. 5"

13 Insert "sec. 8"

14

15 Page 33, line 16:

16 Delete "18"

17 Insert "25"

18

19 Page 33, line 17:

20 Delete "sec. 18"

21 Insert "sec. 25"

22

23 Page 33, line 23:

24 Delete "sec. 18"

25 Insert "sec. 25"

26

27 Page 33, line 25:

28 Delete "sec. 26"

29 Insert "sec. 33"

30 Delete "sec. 28"

31 Insert "sec. 35"

1

2 Page 33, line 27:

3 Delete "sec. 26"

4 Insert "sec. 33"

5 Delete "sec. 28"

6 Insert "sec. 35"

7

8 Page 34, line 2:

9 Delete "sec. 26"

10 Insert "sec. 33"

11 Delete "sec. 28"

12 Insert "sec. 35"

13

14 Page 34, line 4:

15 Delete "sec. 26"

16 Insert "sec. 33"

17 Delete "sec. 28"

18 Insert "sec. 35"

19

20 Page 34, line 6:

21 Delete "26"

22 Insert "33"

23 Delete "sec. 28"

24 Insert "sec. 35"

25

26 Page 34, line 8:

27 Delete "secs. 26 and 28"

28 Insert "secs. 33 and 35"

29

30 Page 34, line 14:

31 Delete "sec. 26"

1 Insert "sec. 33"

2

3 Page 34, line 15:

4 Delete "sec. 28"

5 Insert "sec. 35"

6

7 Page 34, lines 24 - 25:

8 Delete "secs. 5, 7 - 10, 12, 13, 15 - 18, 20, 24 - 34, and 36"

9 Insert "secs. 8, 14 - 17, 19, 20, 22 - 25, 27, 31 - 40, 45, and 47"

10

11 Page 35, following line 5:

12 Insert a new paragraph to read:

13 "(4) AS 43.55.019 from "Oil or gas producer education credit" to "Oil or gas
14 producer education and charitable contribution credits";"

15

16 Renumber the following paragraphs accordingly.

17

18 Page 35, lines 12 - 13:

19 Delete "secs. 5, 7 - 10, 12, 13, 15 - 18, 20, and 24 - 36"

20 Insert "secs. 8, 14 - 17, 19, 20, 22 - 25, 27, 31 - 40, and 45 - 47"