

HOUSE BILL NO. 364

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE COMMUNITY AND REGIONAL AFFAIRS COMMITTEE

Introduced: 3/12/12

Referred: Community and Regional Affairs, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to a credit against the net income tax for a contribution made by a
2 taxpayer to a nonprofit organization that provides an emergency shelter for the
3 homeless or a facility for alcohol or drug detoxification."

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

5 * **Section 1.** AS 43.20 is amended by adding a new section to article 1 to read:

6 **Sec. 43.20.048. Homeless shelter and drug and alcohol treatment facility**
7 **contribution credit.** (a) A taxpayer is allowed a credit against the tax due under this
8 chapter for cash contributions accepted by a nonprofit organization that qualifies for
9 exemption from taxation under 26 U.S.C. 501(c)(3) (Internal Revenue Code) and that
10 operates principally to provide

- 11 (1) an emergency shelter for the homeless;
12 (2) a facility for alcohol or drug detoxification; or
13 (3) a combination of the programs described in (1) and (2) of this
14 subsection.

1 (b) The amount of the credit is the lesser of the amount of the cash
2 contribution or \$200,000.

3 (c) If a nonprofit organization that receives a contribution that is the basis of a
4 credit under this section requests an appropriation from the legislature, the request
5 shall document the contribution received and how the contribution was used.

6 (d) A contribution claimed as a credit under this section may not
7 (1) be the basis for a credit claimed under another provision of this
8 title; or

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

11 (e) The credit under this section may not reduce a person's tax liability under
12 this chapter to below zero for any tax year. An unused credit or portion of a credit not
13 used under this section for a tax year may not be sold, traded, transferred, or applied in
14 a subsequent tax year.