

**CS FOR SENATE BILL NO. 19(FIN)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - FIRST SESSION

**BY THE SENATE FINANCE COMMITTEE**

**Offered: 3/30/11**

**Referred: Rules**

**Sponsor(s): SENATOR FRENCH**

**REPRESENTATIVE Holmes**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act specifying the vehicle rental tax for motorcycles and motor-driven cycles; and**  
2 **providing for an effective date."**

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

4 **\* Section 1.** AS 43.52.030 is amended to read:

5 **Sec. 43.52.030. Levy of recreational vehicle, motorcycle, and motor-driven**  
6 **cycle rental tax.** There is imposed an excise tax on the charge for the lease or rental of  
7 a recreational vehicle, **motorcycle, or motor-driven cycle** in this state if the lease or  
8 rental of the recreational vehicle, **motorcycle, or motor-driven cycle** does not exceed  
9 a period of 90 consecutive days.

10 **\* Sec. 2.** AS 43.52.040 is amended to read:

11 **Sec. 43.52.040. Rate of recreational vehicle, motorcycle, and motor-driven**  
12 **cycle rental tax.** The rate of the tax levied in AS 43.52.030 is three percent of the total  
13 fees and costs charged for the lease or rental of the recreational vehicle, **motorcycle,**  
14 **or motor-driven cycle.**

1 \* **Sec. 3.** AS 43.52.060 is amended to read:

2           **Sec. 43.52.060. Applicability of the tax.** The provisions of AS 43.52.010 -  
3 43.52.099 apply to a passenger vehicle, [OR] recreational vehicle, motorcycle, or  
4 motor-driven cycle whether or not the vehicle is registered and licensed in this state.

5 \* **Sec. 4.** AS 43.52.099(2) is amended to read:

6           (2) "passenger vehicle" means a motor vehicle as defined in  
7 AS 28.90.990 that is driven or moved on a highway or other public right-of-way in the  
8 state, but does not include

9                   (A) a commercial motor vehicle as that term is defined in  
10 AS 28.90.990;

11                   (B) emergency or fire equipment that is necessary to the  
12 preservation of life or property;

13                   (C) a farm vehicle that is controlled and operated by a farmer,  
14 used to transport agricultural products, farm machinery, or farm supplies to or  
15 from that farmer's farm, not used in the operations of a common or contract  
16 motor carrier, and used within 150 miles of the farmer's farm;

17                   (D) a recreational vehicle;

18                   (E) a taxicab;

19                   (F) a rental truck; in this subparagraph, "rental truck" means a  
20 motor vehicle with a gross vehicle weight rating greater than 8,500 pounds that  
21 is designed, used, or maintained primarily for the transportation of personal  
22 property; [OR]

23                   (G) a vehicle provided by an automobile dealer to a customer  
24 as replacement transportation during warranty, recall, or service contract  
25 repairs if the dealer does not receive compensation from the customer; or

26                   **(H) a motorcycle or a motor-driven cycle;**

27 \* **Sec. 5.** AS 43.52.099 is amended by adding new paragraphs to read:

28           (6) "motorcycle" has the meaning given in AS 28.90.990;

29           (7) "motor-driven cycle" has the meaning given in AS 28.90.990.

30 \* **Sec. 6.** This Act takes effect immediately under AS 01.10.070(c).