

AMENDMENT #8

OFFERED IN THE HOUSE
TO: HCS CSSB 138(FIN)

by Nageak

1 Page 1, line 1, following "Act": *(title amendment)*
2 Insert "relating to the limitation on the value of property taxable by a
3 municipality;"

4
5 Page 3, following line 1:

6 Insert new bill sections to read:

7 **** Section 1.** AS 29.45.080(c) is amended to read:

8 (c) A municipality may levy and collect a tax on the full and true value of that
9 portion of taxable property taxable under AS 43.56 as assessed by the Department of
10 Revenue which value, when combined with the value of property otherwise taxable by
11 the municipality, does not exceed the product of **the percentage determined in (f) of**
12 **this section** [225 PERCENT] of the average per capita assessed full and true value of
13 property in the state multiplied by the number of residents of the taxing municipality.

14 *** Sec. 2.** AS 29.45.080(d) is amended to read:

15 (d) **Each** [BY FEBRUARY 1 OF EACH] assessment year, a taxing
16 municipality shall inform the Department of Revenue, **by**

17 **(1) February 1,** which method of taxation the municipality will use;

18 **and**

19 **(2) May 1, the**

20 **(A) total value of the municipality's locally assessed**
21 **property tax base; and**

22 **(B) payment amount for the principal of and interest on**
23 **bonds that the municipality intends to apply in its mill rate calculation for**

1 the fiscal year corresponding to the tax year for which the assessment
 2 method selected by the municipality under this section will apply.

3 * **Sec. 3.** AS 29.45.080 is amended by adding a new subsection to read:

4 (f) The percentage in (c) of this section is based on the total tax rate
 5 established by the municipality and levied each year under AS 43.56.010(b) and is as
 6 follows:

7 If the tax rate determined under AS 43.56.010(b) is:	The percentage is:
8 Not more than 18.0 mills	375 percent
9 More than 18.0 mills but not more than 19.0 mills	300 percent
10 More than 19.0 mills	225 percent

11 * **Sec. 4.** AS 29.45.090(b) is amended to read:

12 (b) A municipality, or combination of municipalities occupying the same
 13 geographical area, in whole or in part, may not levy taxes

14 (1) that will result in tax revenues from all sources exceeding \$1,500 a
 15 year for each person residing within the municipal boundaries; or

16 (2) **on** [UPON] value that, when combined with the value of property
 17 otherwise taxable by the municipality, exceeds the product of **the percentage**
 18 **determined in (e) of this section** [225 PERCENT] of the average per capita assessed
 19 full and true value of property in the state multiplied by the number of residents of the
 20 taxing municipality.

21 * **Sec. 5.** AS 29.45.090(c) is amended to read:

22 (c) The commissioner shall apportion the lawful levy and equitably divide the
 23 tax revenues on the basis of need, services performed, and other considerations in the
 24 public interest if two or more municipalities occupying the same geographical area, in
 25 whole or in part, attempt to levy a tax

26 (1) the combined levy of which would result in tax revenues from all
 27 sources exceeding \$1,500 a year for each person residing within the municipal
 28 boundaries; or

29 (2) **on** [UPON] value that, when combined with the value of property
 30 otherwise taxable by the municipality, exceeds the product of **the percentage**
 31 **determined in (e) of this section** [225 PERCENT] of the average per capita assessed

1 full and true value of property in the state multiplied by the number of residents of the
2 taxing municipality.

3 * **Sec. 6.** AS 29.45.090 is amended by adding a new subsection to read:

4 (e) The percentage in (b) and (c) of this section is based on the total tax rate
5 established by the municipality and levied each year under AS 43.56.010(b) and is as
6 follows:

7 If the tax rate determined under AS 43.56.010(b) is:	The percentage is:
8 Not more than 18.0 mills	375 percent
9 More than 18.0 mills but not more than 19.0 mills	300 percent
10 More than 19.0 mills	225 percent"

11
12 Page 3, line 2:

13 Delete "Section 1"

14 Insert "Sec. 7"

15
16 Renumber the following bill sections accordingly.

17
18 Page 15, line 26:

19 Delete "sec. 18"

20 Insert "sec. 24"

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22 Page 23, line 23:

23 Delete "sec. 31"

24 Insert "sec. 37"

25
26 Page 27, line 16:

27 Delete "sec. 34"

28 Insert "sec. 40"

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30 Page 35, line 23:

31 Delete "sec. 42"

1 Insert "sec. 48"

2

3 Page 57, following line 19:

4 Insert a new bill section to read:

5 **** Sec. 66.** AS 43.56.010(c) is amended to read:

6 (c) If the total value of assessed property of a municipality taxing under
7 AS 29.45.080(c) exceeds the product of the percentage, as determined in
8 AS 29.45.080(f), [225 PERCENT] of the average per capita assessed full and true
9 value of property in the state, to be determined by the department and reported to each
10 municipality by January 15 of each year, multiplied by the number of residents of the
11 taxing municipality, the department shall designate the portion of the tax base against
12 which the local tax may be applied."

13

14 Page 62, line 13:

15 Delete "sec. 27"

16 Insert "sec. 33"

17

18 Page 63, line 16:

19 Delete "sec. 27"

20 Insert "sec. 33"

21

22 Page 64, line 22:

23 Delete "sec. 27"

24 Insert "sec. 33"

25

26 Page 64, line 27:

27 Delete "sec. 18"

28 Insert "sec. 24"

29

30 Page 64, line 29:

31 Delete "sec. 18"

1 Insert "sec. 24"

2

3 Page 66, following line 27:

4 Insert a new bill section to read:

5 **"* Sec. 78.** The uncodified law of the State of Alaska is amended by adding a new section to
6 read:

7 **APPLICABILITY.** Sections 1 - 6 and 66 apply to tax years beginning after
8 December 31, 2014."

9

10 Renumber the following bill sections accordingly.

11

12 Page 67, line 3:

13 Delete "Sections 1 - 18, 21, 27 - 31, 33, 34, 42, 44, and 60 - 71"

14 Insert "Sections 7 - 24, 27, 33 - 37, 39, 40, 48, 50, 67 - 77, and 79"

15

16 Page 67, following line 4:

17 Insert a new bill section to read:

18 **"* Sec. 81.** Sections 1 - 6, 66, and 78 take effect July 1, 2014."

19

20 Renumber the following bill sections accordingly.

21

22 Page 67, line 5:

23 Delete "Section 43"

24 Insert "Section 49"

25

26 Page 67, line 6:

27 Delete "sec. 72 and 73"

28 Insert "secs. 80 - 82"