

SENATE CS FOR CS FOR HOUSE BILL NO. 233(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Offered: 5/8/18

Referred: Rules

Sponsor(s): REPRESENTATIVES TUCK, Millett, Kawasaki, Grenn, Spohnholz, Drummond, Saddler, Kopp, Birch, Josephson

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the insurance tax education credit, the income tax education credit,**
2 **the oil or gas producer education credit, the property tax education credit, the mining**
3 **business education credit, the fisheries business education credit, and the fisheries**
4 **resource landing tax education credit; providing for an effective date by repealing the**
5 **effective dates of secs. 3, 5, 7, 10, 14, 16, 18, 21, 23, 25, 28, 30, 32, 35, 37, 39, 42, 44, 46, 49,**
6 **51, 53, and 55, ch. 92, SLA 2010, sec. 14, ch. 7, FSSLA 2011, secs. 15, 17, 19, 21, 23, and**
7 **25, ch. 74, SLA 2012, sec. 49, ch. 14, SLA 2014, secs. 37, 40, 43, and 46, ch. 15, SLA 2014,**
8 **and secs. 26 and 31, ch. 61, SLA 2014; providing for an effective date by amending the**
9 **effective date of secs. 1, 2, and 21, ch. 61, SLA 2014; and providing for an effective**
10 **date."**

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

12 * **Section 1.** AS 21.96.070(a) is amended to read:

(a) A taxpayer is allowed a credit against the tax due under AS 21.09.210 or AS 21.66.110 for [CASH] contributions **of cash or equipment** accepted

(1) for direct instruction, research, and educational support purposes, including library and museum acquisitions, and contributions to endowment, by an Alaska university foundation or by a nonprofit, public or private, Alaska two-year or four-year college accredited by a **national or** regional accreditation association;

(2) for secondary school level vocational education courses, programs, and facilities by a school district in the state;

(3) for vocational education courses, programs, and facilities by a state-operated vocational technical education and training school;

(4) for a facility [OR AN ANNUAL INTERCOLLEGIATE SPORTS TOURNAMENT] by a nonprofit, public or private, Alaska two-year or four-year college accredited by a **national or** regional accreditation association;

(5) for Alaska Native cultural or heritage programs and educational support, including mentoring and tutoring, provided by a nonprofit agency for public school staff and for students who are in grades kindergarten through 12 in the state; and

(6) for education, research, rehabilitation, and facilities by an institution that is located in the state and that qualifies as a coastal ecosystem learning center under the Coastal America Partnership established by the federal government.

* **Sec. 2.** AS 21.96.070(b) is amended to read:

(b) The amount of the credit is [AN AMOUNT EQUAL TO]

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

(2) **75** [100] percent of the next \$200,000 of contributions; and

(3) 50 percent of the amount of contributions that exceed \$300,000.

* **Sec. 3.** AS 21.96.070(b), as amended by sec. 2 of this Act, is amended to read:

(b) The amount of the credit is

[(1)] 50 percent of contributions [OF NOT MORE THAN \$100,000;

(2) 75 PERCENT OF THE NEXT \$200,000 OF CONTRIBUTIONS;

AND

(3) 50 PERCENT OF THE AMOUNT OF CONTRIBUTIONS THAT

1 EXCEED \$300,000].

2 * **Sec. 4.** AS 21.96.070(d) is amended to read:

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

4 (1) be the basis for a credit claimed under **another** [MORE THAN
5 ONE] provision of this title; and

6 (2) when combined with contributions that are the basis for credits
7 taken during the taxpayer's tax year under AS 21.96.075, AS 43.20.014,
8 AS 43.55.019, AS 43.56.018, AS 43.65.018, AS 43.75.018, or AS 43.77.045, result in
9 the total amount of credits exceeding **\$1,000,000** [\$5,000,000]; if the taxpayer is a
10 member of an affiliated group, then the total amount of credits may not exceed
11 **\$1,000,000** [\$5,000,000] for the affiliated group; in this paragraph, "affiliated group"
12 has the meaning given in AS 43.20.145.

13 * **Sec. 5.** AS 21.96.070 is amended by adding a new subsection to read:

14 (g) To qualify for a credit under this section, equipment must be appraised
15 consistent with regulations adopted by the Department of Revenue to determine the
16 value of the contribution for purposes of this section.

17 * **Sec. 6.** AS 43.20.014(a) is amended to read:

18 (a) A taxpayer is allowed a credit against the tax due under this chapter for
19 [CASH] contributions **of cash or equipment** accepted for

20 (1) direct instruction, research, and educational support purposes,
21 including library and museum acquisitions, and contributions to endowment, by an
22 Alaska university foundation, by a nonprofit, public or private, Alaska two-year or
23 four-year college accredited by a **national or** regional accreditation association, or by
24 a public or private nonprofit elementary or secondary school in the state;

25 (2) secondary school level vocational education courses, programs, and
26 facilities by a school district in the state;

27 (3) vocational education courses, programs, equipment, and facilities
28 by a state-operated vocational technical education and training school, a nonprofit
29 regional training center recognized by the Department of Labor and Workforce
30 Development, and an apprenticeship program in the state that is registered with the
31 United States Department of Labor under 29 U.S.C. 50 - 50b (National Apprenticeship

1 Act);

2 (4) a facility by a nonprofit, public or private, Alaska two-year or four-
3 year college accredited by a **national or** regional accreditation association or by a
4 public or private nonprofit elementary or secondary school in the state;

5 (5) Alaska Native cultural or heritage programs and educational
6 support, including mentoring and tutoring, provided by a nonprofit agency for public
7 school staff and for students who are in grades kindergarten through 12 in the state;

8 (6) education, research, rehabilitation, and facilities by an institution
9 that is located in the state and that qualifies as a coastal ecosystem learning center
10 under the Coastal America Partnership established by the federal government;

11 (7) the Alaska higher education investment fund under AS 37.14.750;

12 (8) funding a scholarship awarded by a nonprofit organization to a
13 dual-credit student to defray the cost of a dual-credit course, including the cost of

14 (A) tuition and textbooks;

15 (B) registration, course, and programmatic student fees;

16 (C) on-campus room and board at the postsecondary institution
17 in the state that provides the dual-credit course;

18 (D) transportation costs to and from a residential school
19 approved by the Department of Education and Early Development under
20 AS 14.16.200 or the postsecondary school in the state that provides the dual-
21 credit course; and

22 (E) other related educational and programmatic costs;

23 (9) constructing, operating, or maintaining a residential housing
24 facility by a residential school in the state approved by the Department of Education
25 and Early Development under AS 14.16.200;

26 (10) childhood early learning and development programs and
27 educational support to childhood early learning and development programs provided
28 by a nonprofit corporation organized under AS 10.20, a tribal entity, or a school
29 district in the state, by the Department of Education and Early Development, or
30 through a state grant;

31 (11) science, technology, engineering, and math programs provided by

1 a nonprofit agency or a school district for school staff and for students in grades
2 kindergarten through 12 in the state; and

3 (12) the operation of a nonprofit organization dedicated to providing
4 educational opportunities that promote the legacy of public service contributions to the
5 state and perpetuate ongoing educational programs that foster public service
6 leadership for future generations of residents of the state.

7 * **Sec. 7.** AS 43.20.014(b) is amended to read:

8 (b) The amount of the credit is

9 (1) 50 percent of contributions of not more than \$100,000;

10 (2) 75 [100] percent of the next \$200,000 of contributions; and

11 (3) 50 percent of the amount of contributions that exceed \$300,000.

12 * **Sec. 8.** AS 43.20.014(b), as amended by sec. 7 of this Act, is amended to read:

13 (b) The amount of the credit is

14 [(1)] 50 percent of contributions [OF NOT MORE THAN \$100,000;

15 (2) 75 PERCENT OF THE NEXT \$200,000 OF CONTRIBUTIONS;

16 AND

17 (3) 50 PERCENT OF THE AMOUNT OF CONTRIBUTIONS THAT
18 EXCEED \$300,000].

19 * **Sec. 9.** AS 43.20.014(d) is amended to read:

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

21 (1) be the basis for a credit claimed under another provision of this
22 title;

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

25 (3) when combined with contributions that are the basis for credits
26 taken during the taxpayer's tax year under AS 21.96.070, 21.96.075, AS 43.55.019,
27 AS 43.56.018, AS 43.65.018, AS 43.75.018, or AS 43.77.045, result in the total
28 amount of credits exceeding \$1,000,000 [\$5,000,000]; if the taxpayer is a member of
29 an affiliated group, then the total amount of credits may not exceed \$1,000,000
30 [\$5,000,000] for the affiliated group; in this paragraph, "affiliated group" has the
31 meaning given in AS 43.20.145.

1 * **Sec. 10.** AS 43.20.014 is amended by adding a new subsection to read:

2 (g) To qualify for a credit under this section, equipment must be appraised
3 consistent with regulations adopted by the department to determine the value of the
4 contribution for purposes of this section.

5 * **Sec. 11.** AS 43.55.019(a) is amended to read:

6 (a) A producer of oil or gas is allowed a credit against the tax levied by
7 AS 43.55.011(e) for [CASH] contributions **of cash or equipment** accepted for

8 (1) direct instruction, research, and educational support purposes,
9 including library and museum acquisitions, and contributions to endowment, by an
10 Alaska university foundation or by a nonprofit, public or private, Alaska two-year or
11 four-year college accredited by a **national or** regional accreditation association;

12 (2) secondary school level vocational education courses, programs, and
13 facilities by a school district in the state;

14 (3) vocational education courses, programs, equipment, and facilities
15 by a state-operated vocational technical education and training school, a nonprofit
16 regional training center recognized by the Department of Labor and Workforce
17 Development, and an apprenticeship program in the state that is registered with the
18 United States Department of Labor under 29 U.S.C. 50 - 50b (National Apprenticeship
19 Act);

20 (4) a facility [OR AN ANNUAL INTERCOLLEGIATE SPORTS
21 TOURNAMENT] by a nonprofit, public or private, Alaska two-year or four-year
22 college accredited by a **national or** regional accreditation association;

23 (5) Alaska Native cultural or heritage programs and educational
24 support, including mentoring and tutoring, provided by a nonprofit agency for public
25 school staff and for students who are in grades kindergarten through 12 in the state;

26 (6) education, research, rehabilitation, and facilities by an institution
27 that is located in the state and that qualifies as a coastal ecosystem learning center
28 under the Coastal America Partnership established by the federal government; and

29 (7) the Alaska higher education investment fund under AS 37.14.750.

30 * **Sec. 12.** AS 43.55.019(b) is amended to read:

31 (b) The amount of the credit is

- (1) 50 percent of contributions of not more than \$100,000;
- (2) 75 [100] percent of the next \$200,000 of contributions; and
- (3) 50 percent of the amount of contributions that exceed \$300,000.

* **Sec. 13.** AS 43.55.019(b), as amended by sec. 12 of this Act, is amended to read:

(b) The amount of the credit is

[(1)] 50 percent of contributions [OF NOT MORE THAN \$100,000;

(2) 75 PERCENT OF THE NEXT \$200,000 OF CONTRIBUTIONS;

AND

(3) 50 PERCENT OF THE AMOUNT OF CONTRIBUTIONS THAT EXCEED \$300,000].

* **Sec. 14.** AS 43.55.019(d) is amended to read:

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

(1) be the basis for a credit claimed under another provision of this title; and

(2) when combined with contributions that are the basis for credits taken during the taxpayer's tax year under AS 21.96.070, 21.96.075, AS 43.20.014, AS 43.56.018, AS 43.65.018, AS 43.75.018, or AS 43.77.045, result in the total amount of credits exceeding \$1,000,000 [\$5,000,000]; if the taxpayer is a member of an affiliated group, then the total amount of credits may not exceed \$1,000,000 [\$5,000,000] for the affiliated group; in this paragraph, "affiliated group" has the meaning given in AS 43.20.145.

* **Sec. 15.** AS 43.55.019 is amended by adding a new subsection to read:

(h) To qualify for a credit under this section, equipment must be appraised consistent with regulations adopted by the department to determine the value of the contribution for purposes of this section.

* **Sec. 16.** AS 43.56.018(a) is amended to read:

(a) The owner of property taxable under this chapter is allowed a credit against the tax due under this chapter for [CASH] contributions of cash or equipment accepted for

(1) direct instruction, research, and educational support purposes, including library and museum acquisitions, and contributions to endowment, by an

Alaska university foundation or by a nonprofit, public or private, Alaska two-year or four-year college accredited by a **national or** regional accreditation association;

(2) secondary school level vocational education courses, programs, and facilities by a school district in the state;

(3) vocational education courses, programs, and facilities by a state-operated vocational technical education and training school;

(4) a facility [OR AN ANNUAL INTERCOLLEGIATE SPORTS TOURNAMENT] by a nonprofit, public or private, Alaska two-year or four-year college accredited by a **national or** regional accreditation association;

(5) Alaska Native cultural or heritage programs and educational support, including mentoring and tutoring, provided by a nonprofit agency for public school staff and for students who are in grades kindergarten through 12 in the state;

(6) education, research, rehabilitation, and facilities by an institution that is located in the state and that qualifies as a coastal ecosystem learning center under the Coastal America Partnership established by the federal government; and

(7) the Alaska higher education investment fund under AS 37.14.750.

* **Sec. 17.** AS 43.56.018(b) is amended to read:

(b) The amount of the credit is

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

(2) **75** [100] percent of the next \$200,000 of contributions; and

(3) 50 percent of the amount of contributions that exceed \$300,000.

* **Sec. 18.** AS 43.56.018(b), as amended by sec. 17 of this Act, is amended to read:

(b) The amount of the credit is

[(1)] 50 percent of contributions [OF NOT MORE THAN \$100,000;

(2) **75 PERCENT OF THE NEXT \$200,000 OF CONTRIBUTIONS;**

AND

(3) **50 PERCENT OF THE AMOUNT OF CONTRIBUTIONS THAT EXCEED \$300,000].**

* **Sec. 19.** AS 43.56.018(d) is amended to read:

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

(1) be the basis for a credit claimed under another provision of this

1 title; and

2 (2) when combined with contributions that are the basis for credits
3 taken during the taxpayer's tax year under AS 21.96.070, 21.96.075, AS 43.20.014,
4 AS 43.55.019, AS 43.65.018, AS 43.75.018, or AS 43.77.045, result in the total
5 amount of credits exceeding **\$1,000,000** [\$5,000,000]; if the taxpayer is a member of
6 an affiliated group, then the total amount of credits may not exceed **\$1,000,000**
7 [\$5,000,000] for the affiliated group; in this paragraph, "affiliated group" has the
8 meaning given in AS 43.20.145.

9 * **Sec. 20.** AS 43.56.018 is amended by adding a new subsection to read:

10 (g) To qualify for a credit under this section, equipment must be appraised
11 consistent with regulations adopted by the department to determine the value of the
12 contribution for purposes of this section.

13 * **Sec. 21.** AS 43.65.018(a) is amended to read:

14 (a) A person engaged in the business of mining in the state is allowed a credit
15 against the tax due under this chapter for [CASH] contributions **of cash or equipment**
16 accepted for

17 (1) direct instruction, research, and educational support purposes,
18 including library and museum acquisitions, and contributions to endowment, by an
19 Alaska university foundation, by a nonprofit, public or private, Alaska two-year or
20 four-year college accredited by a **national or** regional accreditation association, or by
21 a public or private nonprofit elementary or secondary school in the state;

22 (2) secondary school level vocational education courses, programs, and
23 facilities by a school district in the state;

24 (3) vocational education courses, programs, and facilities by a state-
25 operated vocational technical education and training school;

26 (4) a facility by a nonprofit, public or private, Alaska two-year or four-
27 year college accredited by a **national or** regional accreditation association or by a
28 public or private nonprofit elementary or secondary school in the state;

29 (5) Alaska Native cultural or heritage programs and educational
30 support, including mentoring and tutoring, provided by a nonprofit agency for public
31 school staff and for students who are in grades kindergarten through 12 in the state;

(6) education, research, rehabilitation, and facilities by an institution that is located in the state and that qualifies as a coastal ecosystem learning center under the Coastal America Partnership established by the federal government;

(7) the Alaska higher education investment fund under AS 37.14.750;

(8) funding a scholarship awarded by a nonprofit organization to a dual-credit student to defray the cost of a dual-credit course, including the cost of

(A) tuition and textbooks;

(B) registration, course, and programmatic student fees;

(C) on-campus room and board at the postsecondary institution in the state that provides the dual-credit course;

(D) transportation costs to and from a residential school approved by the Department of Education and Early Development under AS 14.16.200 or the postsecondary school in the state that provides the dual-credit course; and

(E) other related educational and programmatic costs;

(9) constructing, operating, or maintaining a residential housing facility by a residential school approved by the Department of Education and Early Development under AS 14.16.200;

(10) childhood early learning and development programs and educational support to childhood early learning and development programs provided by a nonprofit corporation organized under AS 10.20, a tribal entity, or a school district in the state, by the Department of Education and Early Development, or through a state grant;

(11) science, technology, engineering, and math programs provided by a nonprofit agency or a school district for school staff and for students in grades kindergarten through 12 in the state; and

(12) the operation of a nonprofit organization dedicated to providing educational opportunities that promote the legacy of public service contributions to the state and perpetuate ongoing educational programs that foster public service leadership for future generations of residents of the state.

* **Sec. 22.** AS 43.65.018(b) is amended to read:

(b) The amount of the credit is

- (1) 50 percent of contributions of not more than \$100,000;
- (2) 75 [100] percent of the next \$200,000 of contributions; and
- (3) 50 percent of the amount of contributions that exceed \$300,000.

* **Sec. 23.** AS 43.65.018(b), as amended by sec. 22 of this Act, is amended to read:

(b) The amount of the credit is

- [(1)] 50 percent of contributions [OF NOT MORE THAN \$100,000;
- (2) 75 PERCENT OF THE NEXT \$200,000 OF CONTRIBUTIONS;

AND

- (3) 50 PERCENT OF THE AMOUNT OF CONTRIBUTIONS THAT EXCEED \$300,000].

* **Sec. 24.** AS 43.65.018(d) is amended to read:

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

- (1) be the basis for a credit claimed under another provision of this title; and

- (2) when combined with contributions that are the basis for credits taken during the taxpayer's tax year under AS 21.96.070, 21.96.075, AS 43.20.014, AS 43.55.019, AS 43.56.018, AS 43.75.018, or AS 43.77.045, result in the total amount of the credits exceeding \$1,000,000 [\$5,000,000]; if the taxpayer is a member of an affiliated group, then the total amount of credits may not exceed \$1,000,000 [\$5,000,000] for the affiliated group; in this paragraph, "affiliated group" has the meaning given in AS 43.20.145.

* **Sec. 25.** AS 43.65.018 is amended by adding a new subsection to read:

(g) To qualify for a credit under this section, equipment must be appraised consistent with regulations adopted by the department to determine the value of the contribution for purposes of this section.

* **Sec. 26.** AS 43.75.018(a) is amended to read:

- (a) A person engaged in a fisheries business is allowed a credit against the tax due under this chapter for [CASH] contributions of cash or equipment accepted for
 - (1) direct instruction, research, and educational support purposes, including library and museum acquisitions, and contributions to endowment, by an

1 Alaska university foundation, by a nonprofit, public or private, Alaska two-year or
 2 four-year college accredited by a **national or** regional accreditation association, or by
 3 a public or private nonprofit elementary or secondary school in the state;

4 (2) secondary school level vocational education courses, programs, and
 5 facilities by a school district in the state;

6 (3) vocational education courses, programs, and facilities by a state-
 7 operated vocational technical education and training school;

8 (4) a facility by a nonprofit, public or private, Alaska two-year or four-
 9 year college accredited by a **national or** regional accreditation association or by a
 10 public or private nonprofit elementary or secondary school in the state;

11 (5) Alaska Native cultural or heritage programs and educational
 12 support, including mentoring and tutoring, provided by a nonprofit agency for public
 13 school staff and for students who are in grades kindergarten through 12 in the state;

14 (6) education, research, rehabilitation, and facilities by an institution
 15 that is located in the state and that qualifies as a coastal ecosystem learning center
 16 under the Coastal America Partnership established by the federal government;

17 (7) the Alaska higher education investment fund under AS 37.14.750;

18 (8) funding a scholarship awarded by a nonprofit organization to a
 19 dual-credit student to defray the cost of a dual-credit course, including the cost of

20 (A) tuition and textbooks;

21 (B) registration, course, and programmatic student fees;

22 (C) on-campus room and board at the postsecondary institution
 23 in the state that provides the dual-credit course;

24 (D) transportation costs to and from a residential school
 25 approved by the Department of Education and Early Development under
 26 AS 14.16.200 or the postsecondary school in the state that provides the dual-
 27 credit course; and

28 (E) other related educational and programmatic costs;

29 (9) constructing, operating, or maintaining a residential housing
 30 facility by a residential school approved by the Department of Education and Early
 31 Development under AS 14.16.200;

(10) childhood early learning and development programs and educational support to childhood early learning and development programs provided by a nonprofit corporation organized under AS 10.20, a tribal entity, or a school district in the state, by the Department of Education and Early Development, or through a state grant;

(11) science, technology, engineering, and math programs provided by a nonprofit agency or a school district for school staff and for students in grades kindergarten through 12 in the state; and

(12) the operation of a nonprofit organization dedicated to providing educational opportunities that promote the legacy of public service contributions to the state and perpetuate ongoing educational programs that foster public service leadership for future generations of residents of the state.

* **Sec. 27.** AS 43.75.018(b) is amended to read:

(b) The amount of the credit is

- (1) 50 percent of contributions of not more than \$100,000;
- (2) 75 [100] percent of the next \$200,000 of contributions; and
- (3) 50 percent of the amount of contributions that exceed \$300,000.

* **Sec. 28.** AS 43.75.018(b), as amended by sec. 27 of this Act, is amended to read:

(b) The amount of the credit is

- [(1)] 50 percent of contributions [OF NOT MORE THAN \$100,000;
- (2) 75 PERCENT OF THE NEXT \$200,000 OF CONTRIBUTIONS;

AND

- (3) 50 PERCENT OF THE AMOUNT OF CONTRIBUTIONS THAT EXCEED \$300,000].

* **Sec. 29.** AS 43.75.018(d) is amended to read:

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

(1) be the basis for a credit claimed under another provision of this title; and

(2) when combined with contributions that are the basis for credits taken during the taxpayer's tax year under AS 21.96.070, 21.96.075, AS 43.20.014, AS 43.55.019, AS 43.56.018, AS 43.65.018, or AS 43.77.045, result in the total

1 amount of the credits exceeding **\$1,000,000** [\$5,000,000]; if the taxpayer is a member
 2 of an affiliated group, then the total amount of credits may not exceed **\$1,000,000**
 3 [\$5,000,000] for the affiliated group; in this paragraph, "affiliated group" has the
 4 meaning given in AS 43.20.145.

5 * **Sec. 30.** AS 43.75.018 is amended by adding a new subsection to read:

6 (g) To qualify for a credit under this section, equipment must be appraised
 7 consistent with regulations adopted by the department to determine the value of the
 8 contribution for purposes of this section.

9 * **Sec. 31.** AS 43.77.045(a) is amended to read:

10 (a) In addition to the credit allowed under AS 43.77.040, a person engaged in
 11 a floating fisheries business is allowed a credit against the tax due under this chapter
 12 for [CASH] contributions **of cash or equipment** accepted for

13 (1) direct instruction, research, and educational support purposes,
 14 including library and museum acquisitions, and contributions to endowment, by an
 15 Alaska university foundation, by a nonprofit, public or private, Alaska two-year or
 16 four-year college accredited by a **national or** regional accreditation association, or by
 17 a public or private nonprofit elementary or secondary school in the state;

18 (2) secondary school level vocational education courses, programs, and
 19 facilities by a school district in the state;

20 (3) vocational education courses, programs, and facilities by a state-
 21 operated vocational technical education and training school;

22 (4) a facility by a nonprofit, public or private, Alaska two-year or four-
 23 year college accredited by a **national or** regional accreditation association or by a
 24 public or private nonprofit elementary or secondary school in the state;

25 (5) Alaska Native cultural or heritage programs and educational
 26 support, including mentoring and tutoring, provided by a nonprofit agency for public
 27 school staff and for students who are in grades kindergarten through 12 in the state;

28 (6) education, research, rehabilitation, and facilities by an institution
 29 that is located in the state and that qualifies as a coastal ecosystem learning center
 30 under the Coastal America Partnership established by the federal government;

31 (7) the Alaska higher education investment fund under AS 37.14.750;

(8) funding a scholarship awarded by a nonprofit organization to a dual-credit student to defray the cost of a dual-credit course, including the cost of

(A) tuition and textbooks;

(B) registration, course, and programmatic student fees;

(C) on-campus room and board at the postsecondary institution in the state that provides the dual-credit course;

(D) transportation costs to and from a residential school approved by the Department of Education and Early Development under AS 14.16.200 or the postsecondary school in the state that provides the dual-credit course; and

(E) other related educational and programmatic costs;

(9) constructing, operating, or maintaining a residential housing facility by a residential school approved by the Department of Education and Early Development under AS 14.16.200;

(10) childhood early learning and development programs and educational support to childhood early learning and development programs provided by a nonprofit corporation organized under AS 10.20, a tribal entity, or a school district in the state, by the Department of Education and Early Development, or through a state grant;

(11) science, technology, engineering, and math programs provided by a nonprofit agency or a school district for school staff and for students in grades kindergarten through 12 in the state; and

(12) the operation of a nonprofit organization dedicated to providing educational opportunities that promote the legacy of public service contributions to the state and perpetuate ongoing educational programs that foster public service leadership for future generations of residents of the state.

* **Sec. 32.** AS 43.77.045(a), as amended by sec. 31 of this Act, is amended to read:

(a) A [IN ADDITION TO THE CREDIT ALLOWED UNDER AS 43.77.040, A] person engaged in a floating fisheries business is allowed a credit against the tax due under this chapter for contributions of cash or equipment accepted for

(1) direct instruction, research, and educational support purposes,

1 including library and museum acquisitions, and contributions to endowment, by an
 2 Alaska university foundation, by a nonprofit, public or private, Alaska two-year or
 3 four-year college accredited by a national or regional accreditation association, or by a
 4 public or private nonprofit elementary or secondary school in the state;

5 (2) secondary school level vocational education courses, programs, and
 6 facilities by a school district in the state;

7 (3) vocational education courses, programs, and facilities by a state-
 8 operated vocational technical education and training school;

9 (4) a facility by a nonprofit, public or private, Alaska two-year or four-
 10 year college accredited by a national or regional accreditation association or by a
 11 public or private nonprofit elementary or secondary school in the state;

12 (5) Alaska Native cultural or heritage programs and educational
 13 support, including mentoring and tutoring, provided by a nonprofit agency for public
 14 school staff and for students who are in grades kindergarten through 12 in the state;

15 (6) education, research, rehabilitation, and facilities by an institution
 16 that is located in the state and that qualifies as a coastal ecosystem learning center
 17 under the Coastal America Partnership established by the federal government;

18 (7) the Alaska higher education investment fund under AS 37.14.750;

19 (8) funding a scholarship awarded by a nonprofit organization to a
 20 dual-credit student to defray the cost of a dual-credit course, including the cost of

21 (A) tuition and textbooks;

22 (B) registration, course, and programmatic student fees;

23 (C) on-campus room and board at the postsecondary institution
 24 in the state that provides the dual-credit course;

25 (D) transportation costs to and from a residential school
 26 approved by the Department of Education and Early Development under
 27 AS 14.16.200 or the postsecondary school in the state that provides the dual-
 28 credit course; and

29 (E) other related educational and programmatic costs;

30 (9) constructing, operating, or maintaining a residential housing
 31 facility by a residential school approved by the Department of Education and Early

1 Development under AS 14.16.200;

2 (10) childhood early learning and development programs and
3 educational support to childhood early learning and development programs provided
4 by a nonprofit corporation organized under AS 10.20, a tribal entity, or a school
5 district in the state, by the Department of Education and Early Development, or
6 through a state grant;

7 (11) science, technology, engineering, and math programs provided by
8 a nonprofit agency or a school district for school staff and for students in grades
9 kindergarten through 12 in the state; and

10 (12) the operation of a nonprofit organization dedicated to providing
11 educational opportunities that promote the legacy of public service contributions to the
12 state and perpetuate ongoing educational programs that foster public service
13 leadership for future generations of residents of the state.

14 * **Sec. 33.** AS 43.77.045(b) is amended to read:

15 (b) The amount of the credit is

16 (1) 50 percent of contributions of not more than \$100,000;

17 (2) 75 [100] percent of the next \$200,000 of contributions; and

18 (3) 50 percent of the amount of contributions that exceed \$300,000.

19 * **Sec. 34.** AS 43.77.045(b), as amended by sec. 33 of this Act, is amended to read:

20 (b) The amount of the credit is

21 [(1)] 50 percent of contributions [OF NOT MORE THAN \$100,000;

22 (2) 75 PERCENT OF THE NEXT \$200,000 OF CONTRIBUTIONS;

23 AND

24 (3) 50 PERCENT OF THE AMOUNT OF CONTRIBUTIONS THAT
25 EXCEED \$300,000].

26 * **Sec. 35.** AS 43.77.045(d) is amended to read:

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

28 (1) be the basis for a credit claimed under another provision of this
29 title; and

30 (2) when combined with contributions that are the basis for credits
31 taken during the taxpayer's tax year under AS 21.96.070, 21.96.075, AS 43.20.014,

AS 43.55.019, AS 43.56.018, AS 43.65.018, or AS 43.75.018, result in the total amount of the credits exceeding **\$1,000,000** [\$5,000,000]; if the taxpayer is a member of an affiliated group, then the total amount of credits may not exceed **\$1,000,000** [\$5,000,000] for the affiliated group; in this paragraph, "affiliated group" has the meaning given in AS 43.20.145.

* **Sec. 36.** AS 43.77.045 is amended by adding a new subsection to read:

(g) To qualify for a credit under this section, equipment must be appraised consistent with regulations adopted by the department to determine the value of the contribution for purposes of this section.

* **Sec. 37.** Sections 3, 5, 7, 10, 14, 16, 18, 21, 23, 25, 28, 30, 32, 35, 37, 39, 42, 44, 46, 49, 51, 53, and 55, ch. 92, SLA 2010, sec. 14, ch. 7, FSSLA 2011, secs. 15, 17, 19, 21, 23, and 25, ch. 74, SLA 2012, sec. 49, ch. 14, SLA 2014, secs. 37, 40, 43, and 46, ch. 15, SLA 2014, and secs. 26 and 31, ch. 61, SLA 2014, are repealed.

* **Sec. 38.** The uncodified law of the State of Alaska is amended by adding a new section to read:

REVISOR'S INSTRUCTIONS. (a) In reconciling the repeal of AS 21.06.110(9) and AS 21.09.210(j) in sec. 1 of CSHB 97(STA), Thirtieth Alaska State Legislature, and the extension of the repeal of AS 21.96.070 in sec. 40 of this Act, the revisor of statutes shall ignore the repeals of AS 21.06.110(9) and AS 21.09.210(j) in CSHB 97(STA) and instead amend AS 21.06.110(9) and AS 21.09.210(j) to remove the cross references to AS 21.96.075, repealed by sec. 1 of CSHB 97(STA).

(b) If CSHB 97(STA) is enacted into law, the revisor of statutes shall treat the removal of the cross references to AS 21.96.070 in AS 21.06.110(9) and AS 21.09.210(j) by secs. 1 and 2, ch. 61, SLA 2014, as a repeal of AS 21.06.110(9) and AS 21.09.210(j).

* **Sec. 39.** Section 57, ch. 92, SLA 2010, sec. 15, ch. 7, FSSLA 2011, sec. 32, ch. 74, SLA 2012, sec. 82, ch. 14, SLA 2014, and sec. 61, ch. 15, SLA 2014, are repealed.

* **Sec. 40.** Section 37, ch. 61, SLA 2014, is amended to read:

Sec. 37. Sections 1, 2, **and** [15, 18,] 21 [, 24, 26, AND 31] of this Act take effect **January 1, 2025** [DECEMBER 31, 2018].

* **Sec. 41.** Sections 1, 2, 4 - 7, 9 - 12, 14 - 17, 19 - 22, 24 - 27, 29 - 31, 33, 35, and 36 of this Act take effect January 1, 2019.

1 * **Sec. 42.** Section 32 of this Act takes effect on the effective date of sec. 23, ch. 61, SLA
2 2014.

3 * **Sec. 43.** Sections 3, 8, 13, 18, 23, 28, and 34 of this Act take effect January 1, 2021.

4 * **Sec. 44.** Except as provided in secs. 41 - 43 of this Act, this Act takes effect immediately
5 under AS 01.10.070(c).