

1 IN THE HOUSE

BY THE SENATE JUDICIARY
COMMITTEE

2 SENATE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 178

3 IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4 TWENTY-THIRD SESSION

5 A BILL

6 For an Act entitled: "An Act pertaining to the consumer's sales
7 tax, amending Sub-section Ninth (b) of
8 Section 16-1-35, ACLA, 1949 as amended by
9 Chapter 38, SLA 1949 and Chapter 121 SLA
10 1953, and validating exemptions heretofore
11 granted."

12 BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

13 Section 1. That Sub-section Ninth (b) of Section 16-1-35,
14 ACLA 1949 as amended by Chapter 38, SLA 1949, and Chapter 121, SLA
15 1953 is hereby amended to read as follows:

16 Ninth: (b) CONSUMER'S SALES TAX. To levy and collect
17 a consumer's sales tax not exceeding three ~~TWO~~ percentum
18 of the sales price on all retail sales, rents and services,
19 made within the municipality; provided, that the consent of
20 the qualified voters of the municipality is first obtained
21 through a referendum vote at a general or special election,
22 upon ballots which clearly present the proposition as to
23 whether such sales tax shall be authorized within the
24 municipality. The ballot shall also set forth whether
25 the tax is to be levied for general revenue for the municipi-
26 pality or for a special purpose, and, if for a special
27 purpose, same shall be specified on the ballot. If a
28 majority of the votes cast in said referendum are in the
29 affirmative, the council may thereafter enact such a tax

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1 in the nature of a levy upon buyers but with imposition upon
2 sellers of the obligation of collecting same at the time of
3 sale or at time of collection with respect to credit trans-
4 actions, and transmit same to the municipality. No such
5 sales tax proposition shall be presented to the voters more
6 than once in any twelve months. The sole purpose of this
7 subsection is to enable cities, with the consent of the resi-
8 dents thereof, to impose sales taxes, and that although such
9 method of taxation be established within a city, the council
10 may, at any time abandon same. It is also the intent that if
11 consent to such tax be obtained for a special purpose, the
12 proceeds of the tax may not be used for any other purpose
13 unless with consent of the voters at another referendum.
14 Provided, however, that any municipality may provide by
15 ordinance for exemption from the tax levied hereunder if not
16 otherwise expressly prohibited by law.

17 Section 2. Any exemption heretofore granted by any municipal-
18 ity within the Territory of Alaska, pursuant to an ordinance, is
19 hereby validated, ratified and confirmed.

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