

1 IN THE HOUSE

BY COMMITTEE ON LOCAL GOVERNMENT

2 COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 11

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIRST LEGISLATURE _ FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act pertaining to the consumer's sales
7 tax; amending Subsection Ninth (b) of
8 Section 16-1-35, ACLA, 1949 as amended by
9 Ch. 38, SLA 1949, Ch. 121, SLA 1953 and
10 Ch. 151, SLA 1957; and providing for an
11 effective date."

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

13 Section 1. Subsection Ninth (b) of Sec. 16-1-35, ACLA 1949
14 as amended by Ch. 38, SLA 1949, Ch. 121, SLA 1953 and Ch. 151,
15 SLA 1957, is hereby amended to read as follows:

16 (b) CONSUMER'S SALES TAX. To levy and collect a con-
17 sumer's sales tax not exceeding three percentum of the sales
18 price on all retail sales, on all rents, or all ~~AND~~ ser-
19 vices, made within the municipality, and such consumer's sales
20 tax may be levied and collected at the option of the council
21 on any one or more of the three preceding tax sources: pro-
22 vided, that the consent of the qualified voters of the mun-
23 icipality is first obtained through a referendum vote at a
24 general or special election upon ballots which clearly pre-
25 sent the proposition as to whether such sales tax shall be
26 authorized within the municipality. The ballot shall also
27 set forth whether the tax is to be levied for general revenue
28 for the municipality or for a special purpose, and, if for a
29 special purpose, same shall be specified on the ballot. If

1 a majority of the votes cast in said referendum are in the
2 affirmative, the council may thereafter enact such a tax in
3 the nature of a levy upon buyers but with imposition upon
4 sellers of the obligation of collecting same at the time of
5 sale or at time of collection with respect to credit trans-
6 actions and transmit same to the municipality. No such sales
7 tax proposition shall be presented to the voters more than
8 once in any twelve months. The sole purpose of this sub-
9 section is to enable cities, with the consent of the residents
10 thereof, to impose sales taxes, and that although such method
11 of taxation be established within a city, the council may at
12 any time abandon same or may abandon one or more of the three
13 tax sources listed hereinabove. It is also the intent that if
14 consent to such tax be obtained for a special purpose, the
15 proceeds of the tax may not be used for any other purpose un-
16 less with consent of the voters at another referendum..Pro-
17 vided, however, that any municipality may provide by ordi-
18 nance for exemption from the tax levied hereunder if not
19 otherwise expressly prohibited by law.

20 Sec. 2. This Act shall take effect immediately upon its
21 passage and approval or upon its becoming law without such
22 approval.

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