

Original sponsor: Rules Committee
by Request of the Governor

Offered: 9/30/67
Referred: Finance

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 12

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - FIRST SPECIAL SESSION

5 A BILL

6 For an Act entitled: "An Act providing for a disaster relief tax; and
7 providing for an effective date."

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

9 * Section 1. AS 43 is amended by adding a new chapter to read:

10 CHAPTER 43. DISASTER TAXES

11 ARTICLE 1. DISASTER RELIEF TAX

12 Sec. 43.43.010. DECLARATION OF INTENT. The legislature intends
13 to provide a source of revenue to help meet the financial obligations
14 of the state, including alleviating the effects of natural disasters
15 wherever and whenever they may occur in the state.

16 Sec. 43.43.020. TAX IMPOSED. (a) There is levied a disaster relief
17 tax of \$10 a year upon each person 19 years of age or older gainfully
18 employed in the state or on the waters of the state, except (1) a
19 married woman who is unemployed and entirely dependent upon the income
20 of her husband and whose husband has paid a disaster-relief tax, and
21 (2) persons in the active military or naval service of the United
22 States with respect only to income derived from such active military or
23 naval service, (3) paupers, (4) insane persons, (5) persons cared for
24 by the state and (6) persons permanently injured, infirm, maimed or
25 crippled so as to be disabled from earning a livelihood.

26 Sec. 43.43.025. REFUND. (a) Employed persons who have the tax
27 required by sec. 10 of this chapter withheld from wages but who are
28 not gainfully employed may obtain a refund of the tax. The Department
29 of Revenue shall automatically make such refund upon receipt of an

1 Alaska Income Tax return for the year in which the tax was withheld
2 which shows that the individual was not gainfully employed.

3 (b) Exceptions to (a)(5) of this section shall be interpreted as
4 exempting from payment of the disaster relief tax persons who are blind
5 and receiving state assistance under AS 47.25.640, even though gain-
6 fully employed or receiving other income, and persons who are aged and
7 needy and receiving state assistance under AS 47.25.430, even though
8 gainfully employed or receiving other income.

9 Sec. 43.43.030 COLLECTION AND ADMINISTRATION. The tax levied by
10 sec. 20 of this chapter shall be administered and collected in the same
11 manner as the school tax, as prescribed in AS 43.45.

12 Sec. 43.43.040. SPECIAL ACCOUNT. The proceeds of the tax levied
13 in sec. 20 of this chapter shall be deposited in the general fund and
14 a special account kept of the money deposited. The commissioner of
15 revenue shall report to the legislature the amount of money collected
16 and deposited in the general fund under this article during the pre-
17 ceding fiscal year. The report shall be filed with the finance com-
18 mittees of the legislature within five days after the legislature
19 convenes.

20 Sec. 43.43.050. TERMINATION OF TAX. (a) When at the close of
21 a fiscal year the combined amount received since the effective date of
22 this tax from all taxes collected under this chapter, plus any un-
23 expended appropriations for disaster purposes exceeds by more than
24 \$7,500,000 the amounts appropriated out of the general fund after
25 August 15, 1967, for disaster purposes, then at that time the tax under
26 sec. 20 of this chapter shall terminate.

27 (b) Once the tax required by sec. 20 of this chapter is terminated
28 in accordance with (a) of this section, it shall automatically be re-
29 imposed at the beginning of the first fiscal year following the end

1 of that fiscal year in which the combined amount received since the
2 effective date of this tax from all taxes collected under this chapter
3 plus any unexpended appropriations for disaster purposes is less than
4 \$5,000,000 more than the amounts appropriated out of the general fund
5 after August 15, 1967, for disaster purposes.

6 (c) The tax required by sec. 20 of this chapter will continue to
7 be imposed and terminated following the formula prescribed in (a) and
8 (b) of this section.

9 Sec. 43.43.060. DEFINITIONS. In this chapter

10 (1) "appropriated for disaster purposes" means
11 appropriations which would not have occurred except for a natural
12 disaster;

13 (2) "gainfully employed" means employment which produces
14 sufficient income as to require payment of the Alaska income tax.

15 * Sec. 2. This Act takes effect on January 1, 1968.
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