

1 IN THE SENATE

BY FERGUSON

2 SENATE BILL NO. 184

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

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

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

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

11 CHAPTER 46. NATURAL DISASTER RELIEF TAX.

12 Sec. 43.46.010. TAX IMPOSED. (a) There is imposed a natural  
13 disaster relief tax of \$20 a year upon each person 19 years of age or  
14 older gainfully employed in the state or on the waters of the state,  
15 except a married person who is unemployed and entirely dependent upon  
16 the income of his spouse and whose spouse has paid a natural disaster  
17 relief tax.

18 (b) Employed persons who have the tax required by (a) of this  
19 section withheld from wages but who are not gainfully employed may  
20 obtain a refund of the tax. The Department of Revenue shall auto-  
21 matically make a refund upon receipt of an Alaska income tax return  
22 for the year in which the tax was withheld which shows that the indi-  
23 vidual was not gainfully employed.

24 Sec. 43.46.020. COLLECTION AND ADMINISTRATION. (a) The tax  
25 is due on January 1 and shall be paid before April 16 of the calendar  
26 year following the year for which it is imposed. An employer, upon  
27 each of the first and second regular payrolls after January 1 of each  
28 calendar year or, in the cases of employees on later payrolls, on each  
29 of the first and second payrolls after their employment, shall deduct

1 \$10 of the tax from the employee's salary or other compensation and send  
2 it to the commissioner of revenue at the same time the quarterly state  
3 net income tax withholding return is filed, except that no deduction  
4 may be made in a pay period from the compensation of a person casually  
5 employed unless the amount earned in the pay period is \$25 or more.  
6 Return forms for this purpose shall be prescribed and provided by the  
7 commissioner of revenue.

8 (b) Every person making a deduction and withholding a natural  
9 disaster relief tax shall furnish to the employee upon request a record  
10 of the amount of tax withheld from the employee on a form prescribed  
11 and furnished by the commissioner of revenue.

12 (c) The proceeds of the tax levied under this chapter shall be  
13 paid into the general fund of the state.

14 Sec. 43.46.030. SPECIAL ACCOUNT. (a) The proceeds of the tax  
15 levied under this chapter shall be deposited in the general fund and  
16 a special account kept of the money deposited. The commissioner of  
17 revenue shall report to the legislature, within 10 days of the con-  
18 vening of each regular session, the amount of money collected and  
19 deposited under this chapter in the natural disaster relief account in  
20 the general fund during the preceding fiscal year.

21 (b) The legislature is authorized to make appropriations for  
22 disaster purposes out of the natural disaster relief account to allevi-  
23 ate the effects of natural disasters wherever and whenever they may  
24 occur in the state.

25 Sec. 43.46.040. PENALTIES. If an employer or an individual fails  
26 to file a return as required by this chapter, the penalties set out in  
27 AS 43.20.210 and AS 43.20.335 apply.

28 Sec. 43.46.050. DEFINITIONS. In this chapter

29 (1) "appropriation for disaster purposes" means an

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appropriation which would not have occurred except for a natural disaster;

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

\* Sec. 2. AS 43.45 is repealed.

\* Sec. 3. This Act takes effect January 1, 1976.