

1 IN THE SENATE

2 *FCS* *CS* SENATE BILL NO. 7 (*FINANCE*) *AM H* BY ORSINI

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Alaska Business License Act;
7 and providing for an effective date."

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

9 * Section 1. AS 43.70.010 is repealed.

10 * Sec. 2. AS 43.70.030(a) is amended to read:

11 (a) The license fee for each business is \$25 [PLUS A SUM EQUAL TO
12 ONE-HALF OF ONE PER CENT OF THE GROSS RECEIPTS IN EXCESS OF \$20,000 FROM
13 THE BUSINESS DURING THE YEAR FOR WHICH THE LICENSE IS ISSUED, EXCEPT
14 THAT ALL GROSS VOLUME IN EXCESS OF \$100,000 A YEAR IS TAXED AT THE RATE
15 OF ONE-QUARTER OF ONE PER CENT. THE ANNUAL LICENSE FEE PAID BY A PRO-
16 FESSIONAL PERSON TO HIS PROFESSIONAL BOARD SHALL BE CREDITED AGAINST THE
17 INITIAL FEE REQUIRED UNDER THIS CHAPTER].

18 * Sec. 3. AS 43.70.030(c) is amended to read:

19 (c) The license for the privilege of taking orders through use of
20 catalogs and by mail order offices in the state is the same as set out
21 in this chapter for business generally [AND GROSS VOLUME OF BUSINESS OF
22 THOSE OFFICES INCLUDES ALL ORDERS TAKEN AT THEM WHETHER DELIVERY OF THE
23 MERCHANDISE IS MADE THROUGH THE OFFICES OR NOT].

24 * Sec. 4. AS 43.70.040(a) is amended to read:

25 (a) As soon as practicable after the final payment of the tax
26 under sec. 30(b) of this chapter, the department shall examine the
27 return and determine the correct amount of the tax and, if an error is
28 found, shall notify the taxpayer of the error and examine the taxpayer's
29 records as authorized in AS 43.05.040, and take other proper steps to

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1 determine the amount due.

2 * Sec. 5. AS 43.70.040(b) is amended to read:

3 (b) If an agreement cannot be reached with the taxpayer as to the
4 amount of a license tax due under sec. 30(b) of this chapter, the
5 department may set a time and place of hearing on the question, upon at
6 least 60 days' notice of the hearing by mail to the taxpayer. At the
7 hearing a person may be required to appear and testify and produce
8 records and other papers as provided in AS 43.05.040.

9 * Sec. 6. AS 43.70.110(2) is repealed.

10 * Sec. 7. INTENT AS TO EFFECTIVE DATE. In fixing an effective date of
11 January 1, 1979 for this Act, the legislature relies on current projections
12 of state revenues to be derived from North Slope oil production. If these
13 revenues, as projected at the time of enactment of this Act, do not in fact
14 materialize substantially in the amounts and at the time anticipated, for
15 whatever reason, it is intended that the legislature will take action to
16 further delay the effective date of this Act. It is also intended by the
17 legislature in enacting this Act that revenues lost to municipalities by
18 repeal of the business license taxes under this Act will be reimbursed to the
19 municipalities, or otherwise replaced with state funds, by appropriation of
20 the legislature.

21 * Sec. 8. This Act takes effect January 1, 1979.
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