

Introduced: 2/14/80
Referred: Resources and
Finance

1 IN THE HOUSE

BY ZHAROFF, ANDERSON AND
OSTERBACK

2 HOUSE BILL NO. 745

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act repealing the motor fuel tax on motor fuel used
7 in watercraft; and providing for an effective date."

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

9 * Section 1. AS 43.40.010(a)(2) is amended to read:

10 (2) there is no tax [THE TAX] on motor fuel used in and on
11 watercraft of all descriptions [IS FIVE CENTS A GALLON], and

12 * Sec. 2. AS 43.40.010(b)(2) is amended to read:

13 (2) there is no tax [THE TAX] on motor fuel used in and on
14 watercraft of all descriptions [IS FIVE CENTS A GALLON], and

15 * Sec. 3. AS 43.40.010(g) is amended to read:

16 (g) The proceeds of the revenue from the tax on all motor fuels,
17 except as provided in (e) [, f,] and (j) of this section, shall be
18 deposited in a special highway fuel tax account in the state general
19 fund. The legislature may appropriate funds from it for expenditure by
20 the Department of Transportation and Public Facilities [PUBLIC WORKS]
21 directly or as matched with available federal-aid highway money for
22 maintenance of highways, construction of highway projects and ferries
23 included in the program provided for in AS 19.10.150, including ap-
24 proaches, appurtenances and related facilities and acquisition of
25 rights-of-way or easements, and other highway costs including surveys,
26 administration, and related matters. All departments of the state
27 government authorized to spend funds collected from taxes imposed by
28 AS 43.40.010 - 43.40.100 shall perform, when feasible, all construction
29 or reconstruction projects by contract after the projects have been

1 advertised for competitive bids, except that, when feasible, arrange-
2 ments shall be made with political subdivisions to carry out the con-
3 struction or reconstruction projects. If it is not feasible for the
4 work to be performed by state engineering forces, the commissioner of
5 transportation and public facilities [PUBLIC WORKS] may contract on a
6 professional basis with private engineering firms for road design,
7 bridge design, and services in connection with surveys. If more than
8 one private engineering firm is available for the work the contracts
9 shall be entered into on a negotiated basis.

10 * Sec. 4. AS 43.40.030(a)(2) is amended to read:

11 (2) the motor fuel is not aviation fuel [, OR MOTOR FUEL USED
12 IN OR ON WATERCRAFT]; and

13 * Sec. 5. AS 43.40.100(2) is amended to read:

14 (2) "motor fuel" means fuel used in an engine for the pro-
15 pulsion of a motor vehicle or aircraft, [AND FUEL USED IN AND ON WATER-
16 CRAFT FOR ANY PURPOSE,] or in a stationary engine, machine or mechanical
17 contrivance which is run by an internal combustion motor; "motor fuel"
18 does not include

19 (A) fuel consigned to foreign countries,

20 (B) fuel sold for use in jet propulsion aircraft
21 operating in flights to foreign countries,

22 (C) fuel used in stationary power plants operating as
23 public utility plants and generating electrical energy for sale to
24 the general public,

25 (D) fuel used by nonprofit power associations or cor-
26 porations for generating electric energy for resale, or

27 (E) fuel used by charitable institutions;

28 * Sec. 6. AS 43.40.010(f) is repealed.

29 * Sec. 7. This Act takes effect immediately in accordance with AS 01.10.-

1 070(c).

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