

Introduced: 2/18/80  
Referred: State Affairs and  
Finance

1 IN THE SENATE

BY KELLY AND BRADLEY

2 SENATE BILL NO. 448

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to state taxes; and providing for an  
7 effective date."

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

9 \* Section 1. AS 43.20.021(c) is amended to read:

10 (c) For purposes of calculating the alternative tax on capital  
11 gains provided for in the provisions of Internal Revenue Code sec. 1201,  
12 the rate is 4.5 per cent for corporations [AND 4 PER CENT FOR INDIVI-  
13 DUALS AND FIDUCIARIES].

14 \* Sec. 2. AS 43.20.021(d) is amended to read:

15 (d) Where a credit allowed under the Internal Revenue Code is also  
16 allowed in computing Alaska income tax, it is limited to [16 PER CENT OF  
17 THE AMOUNT OF THE CREDIT DETERMINED FOR FEDERAL INCOME TAX PURPOSES FOR  
18 INDIVIDUALS AND] 18 per cent of the amount of the credit determined for  
19 federal income tax purposes for corporations.

20 \* Sec. 3. AS 43.20.021(f) is amended to read:

21 (f) For the purpose of calculating the minimum tax on tax prefer-  
22 ences provided for in secs. 56 - 58 of the Internal Revenue Code (26  
23 U.S.C. secs. 56 - 58), the rate is [16 PER CENT FOR INDIVIDUALS AND] 18  
24 per cent for corporations of the applicable minimum federal tax rate.

25 \* Sec. 4. AS 43.20.030(a) is amended to read:

26 (a) Every [INDIVIDUAL, FIDUCIARY, PARTNERSHIP AND] corporation  
27 required to make a return under the provisions of the Internal Revenue  
28 Code shall at the same time file with the department a return setting  
29 out

1 (1) the amount of tax due under this chapter, less credits  
2 claimed against the tax; and

3 (2) other information for the purpose of carrying out the  
4 provisions of this chapter which the department requires.

5 \* Sec. 5. The following laws are repealed: AS 43.20.011(a) - (d), 43.-  
6 20.015, 43.20.021(e), 43.20.031(a) - (c) and (f) - (h), 43.20.035, 43.20.-  
7 036(d) - (h), 43.20.038, 43.20.039, 43.20.040(b)(3), (4), and (6), 43.20.051,  
8 43.20.061, 43.20.160(e), 43.20.170, and 43.20.215.

9 \* Sec. 6. (a) The taxes levied in AS 21.09.210(b)-(e), (g), and (h),  
10 AS 43.20, AS 43.31, AS 43.35, AS 43.40.010(a)(2) and AS 43.40.020(b)(2),  
11 AS 43.45, AS 43.56.010(a), AS 43.65, and AS 43.70.030(b) are suspended as of  
12 the tax year beginning January 1, 1980.

13 (b) Collection of the taxes levied in AS 10.25.550, AS 43.21, AS 43.35,  
14 AS 43.40.010(a)(1) and (3) and 43.40.020(b)(1) and (3), AS 43.60, and AS 43.-  
15 75 is suspended as of the tax year beginning January 1, 1980, but the duty to  
16 report the amount which would be due from the taxes listed in this subsection  
17 is not suspended by this subsection.

18 \* Sec. 7. Section 6 of this Act is repealed, and the taxes levied in  
19 AS 10.25.550, AS 21.09.210(b)-(e), (g), and (h), AS 43.21, AS 43.31, AS 43.-  
20 35, AS 43.40, AS 43.45, AS 43.56.010(a), AS 43.60, AS 43.65, AS 43.70.030(b),  
21 AS 43.75, and the provisions of AS 43.20 not amended or repealed by secs.  
22 1 - 5 of this Act are reinstated and imposed as of January 1 of the tax year  
23 which begins after the fiscal year for which the commissioner of administra-  
24 tion and the commissioner of revenue jointly certify that the state general  
25 fund balance available for appropriation and expenditure has fallen below the  
26 amount estimated as sufficient to finance six months of state government  
27 operations.

28 \* Sec. 8. Sections 1 - 6 of this Act are retroactive to January 1, 1980  
29 and apply to tax years beginning after December 31, 1979.

1 \* Sec. 9. This Act takes effect immediately in accordance with AS 01.10.-  
2 070(c).

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