

Offered: 5/11/86
Referred: Finance

Original sponsor: Phillips

1 IN THE HOUSE BY THE JUDICIARY COMMITTEE
2 SENATE CS FOR CS FOR HOUSE BILL NO. 544 (Judiciary)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act relating to business licenses and the use of
7 business names."
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
9 * Section 1. AS 08.01.050 is amended by adding a new subsection to
10 read:
11 (d) At the time of issuing a license under this chapter, the
12 department shall inform the licensee that
13 (1) to protect the name of the business, the licensee must
14 register the name under AS 10.05.033 if the business is a corporation,
15 or under AS 10.35.040 if the business is not a corporation; and
16 (2) to transact business in the state the licensee must
17 first obtain a business license under AS 43.70.020.
18 * Sec. 2. AS 10.05.036 is amended by adding a new subsection to read:
19 (b) At the time of registering a corporate name under this
20 section, the department shall inform the registrant that in order to
21 transact business in the state the registrant must first obtain a
22 business license under AS 43.70.020.
23 * Sec. 3. AS 10.35.050 is amended by adding a new subsection to read:
24 (b) At the time of registering a name under this section, the
25 department shall inform the registrant that in order to transact
26 business in the state the registrant must first obtain a business
27 license under AS 43.70.020.
28 * Sec. 4. AS 43.05.230 is amended by adding a new subsection to read:
29 (h) The department may release information received or collected

1 by the department under AS 43.70 that is related to the legal or
2 business names of licensees to the Department of Commerce and Economic
3 Development for use in carrying out its statutory responsibilities.

4 * Sec. 5. AS 43.70.020(a) is amended to read:

5 (a) For the privilege of engaging in a business in the state, a
6 person shall first apply, on [UPON] forms prescribed by the commis-
7 sioner of revenue, and obtain a license, and pay the license fee
8 provided for in AS 43.70.030. A license issued to a firm for a par-
9 ticular line of business covers all its operations in the state in the
10 line of business regardless of the number of its establishments. A
11 license issued under this subsection must [SHALL] include

- 12 (1) the name and address of the licensee;
- 13 (2) the line of business to be conducted; [AND]
- 14 (3) the year for which the license is issued; and
- 15 (4) the business name to be used by the licensee.

16 * Sec. 6. AS 43.70.020(b) is repealed and reenacted to read:

17 (b) A license issued under this section is valid for two years
18 after the date of issuance, unless the licensee also holds a license
19 issued by the Department of Commerce and Economic Development under
20 AS 08.01.010 or by a board listed in AS 08.01.010, in which case the
21 license issued under this section is valid for the same length of time
22 as the other license. A licensee under this section shall apply for
23 renewal of the license and pay the renewal fee before the date the
24 license expires.

25 * Sec. 7. AS 43.70.020 is amended by adding a new subsection to read:

26 (e) At the time of application for a business license under this
27 section, the department shall inform a licensee that to protect the
28 name of the business, the licensee must register the name under
29 AS 10.05.033 if the business is a corporation, or under AS 10.35.040

1 if the business is not a corporation.

2 * Sec. 8. AS 43.70.030(a) is amended to read:

3 (a) The license fee for each business is \$25 for each year of
4 the period for which the license is issued or portion of a year. The
5 renewal fee is the same amount as the license fee.

6 * Sec. 9. AS 43.70.020(c) and 43.70.030(d) are repealed.

7 * Sec. 10. The Department of Revenue shall establish procedures for the
8 transition from the issuance of business licenses under AS 43.70 on an
9 annual, calendar-year basis to the basis established by AS 43.70.020(b), as
10 amended by sec. 6 of this Act.