

Offered: 5/1/86
Referred: Rules

Original sponsor: Rules/Governor

1 IN THE SENATE BY THE FINANCE COMMITTEE
2 HOUSE CS FOR SENATE BILL NO. 113 (Finance)
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 state and municipal tax exemp-
7 tions; and providing for an effective date."

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

9 * Section 1. AS 28.10.421(d)(3) is amended to read:

10 (3) a vehicle owned by a disabled veteran or other handi-
11 capped person, and registered under AS 28.10.181 or a resident 65
12 years of age or older who files a written application for an exemption
13 on a form prescribed by the department [COMPLIES WITH AS 28.10.411(c)]
14 none;

15 * Sec. 2. AS 29.45.030(e) is amended to read:

16 (e) The real property owned and occupied as the primary resi-
17 dence and [A] permanent place of abode by a (1) resident 65 years of
18 age or older [OVER]; (2) disabled veteran; or (3) resident at least 60
19 years old who is the widow or widower of a person who qualified for an
20 exemption under (1) or (2) of this subsection, is exempt from taxation
21 on the first \$150,000 of the assessed value of the real property. A
22 municipality may, in a case of hardship, provide for exemption beyond
23 the first \$150,000 of assessed value in accordance with regulations of
24 the department. Only one exemption may be granted for the same prop-
25 erty and, if two or more persons are eligible for an exemption for the
26 same property, the parties shall decide between or among themselves
27 who is to [WHICH SHALL] receive the benefit of the exemption. Real
28 property may not be exempted under this subsection if the assessor
29 determines, after notice and hearing to the parties [CONCERNED], that

1 the property was conveyed to the applicant primarily for the purpose
2 of obtaining the exemption. The determination of the assessor may be
3 appealed under AS 44.62.560 - 44.62.570.

4 * Sec. 3. AS 29.45.030(j) is amended to read:

5 (j) One motor vehicle per household owned by a resident 65 years
6 of age or older on January 1 of the assessment year is exempt either
7 from taxation on its assessed value or from the registration tax under
8 AS 28.10.431. An exemption may be granted under this subsection only
9 upon written application on a form prescribed by the Department of
10 Public Safety. [THE STATE SHALL REIMBURSE A MUNICIPALITY FOR TAX
11 REVENUES LOST TO IT BECAUSE OF THE EXEMPTION REQUIRED BY THIS SUB-
12 SECTION. REIMBURSEMENT TO A MUNICIPALITY EQUALS THE AMOUNT OF REGIS-
13 TRATION TAX AUTHORIZED UNDER AS 28.10.431(b) FOR EACH VEHICLE EXEMPTED
14 UNDER THIS SUBSECTION.]

15 * Sec. 4. AS 29.45.050 is amended by adding new subsections to read:

16 (i) A municipality may by ordinance approved by the voters
17 exempt from taxation the assessed value that exceeds \$150,000 of real
18 property owned and occupied as a permanent place of abode by a resi-
19 dent who is

20 (1) 65 years of age or older;

21 (2) a disabled veteran; or

22 (3) at least 60 years old and a widow or widower of a
23 person who qualified for an exemption under (1) or (2) of this subsec-
24 tion.

25 (j) A municipality may by ordinance approved by the voters
26 exempt real or personal property in a taxing unit used in processing
27 timber after it has been delivered to the processing site from up to
28 75 percent of the rate of taxes levied on other property in that
29 taxing unit. An ordinance adopted under this subsection may not

1 provide for an exemption that exceeds five years in duration. In this
2 subsection "taxing unit" means a municipality and includes

- 3 (1) a service area in a unified municipality or borough;
4 (2) the entire area outside cities in a borough; and
5 (3) a differential tax zone in a city.

6 (k) A municipality may by ordinance approved by the voters
7 exempt from taxation pollution control facilities that meet require-
8 ments of the United States Environmental Protection Agency or the
9 Department of Environmental Conservation. An ordinance adopted under
10 this subsection may not provide for an exemption that exceeds five
11 years in duration.

12 * Sec. 5. AS 28.10.411(c) and (d); AS 29.10.200(41); AS 29.45.045; and
13 AS 29.46.090 are repealed.

14 * Sec. 6. This Act takes effect January 1, 1987.

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