

Amended: 4/14/89
Offered: 3/9/89
Referred: Finance

go0029sE

Original sponsor: Rules/Governor

1 IN THE SENATE BY THE RESOURCES COMMITTEE
2 CS FOR SENATE BILL NO. 96 (Resources)(title am)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 SIXTEENTH LEGISLATURE - FIRST SESSION

5 A BILL
6 For an Act entitled: "An Act relating to penalties against and duties of
7 agents who sell or collect fees for certain licenses,
8 tags, and permits; requiring reports and proceeds to
9 be received before compensation is paid to agents who
10 sell certain licenses, tags, and permits; repealing
11 the duties of and compensation for agents who assist
12 in completing forms for interim-use and entry per-
13 mits; and providing for an effective date."

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

15 * Section 1. AS 16.05.390(c) is amended to read:

16 (c) On March 31, June 30, September 30, and December 31 of each
17 year the commissioner [OF REVENUE] shall calculate the compensation
18 earned by an agent under (a)(2) of this section, minus the penalties
19 assessed under (g) of this section. If the compensation due exceeds
20 \$50, the commissioner shall pay the compensation not later than 30
21 days after the date for which the compensation was calculated. If the
22 compensation due is \$50 or less, the commissioner shall pay the com-
23 pensation not later than January 30 of the year following the year in
24 which the compensation was earned. The commissioner shall pay compen-
25 sation [IN AN AMOUNT EXCEEDING \$50] only for sales of licenses or tags
26 for which the commissioner has received the report and proceeds
27 required to be transmitted under (b) of this section.

28 * Sec. 2. AS 16.05.390 is amended by adding new subsections to read:

29 (f) Proceeds and reports under (b) of this section shall be

1 transmitted to the commissioner by the last day of the month following
2 the month in which the licenses and tags are sold, unless an alterna-
3 tive reporting schedule has been established by contract.

4 (g) The commissioner may assess a penalty against an agent who
5 does not transmit proceeds within the time allowed under (f) of this
6 section. The penalty is equal to one and one-half percent of the
7 amount of proceeds due. The penalty may be assessed for each month or
8 portion of a month that the proceeds are delinquent. A penalty under
9 this subsection shall be withheld from the agent's compensation under
10 (a)(2) of this section.

11 * Sec. 3. AS 16.05.460 is amended to read:

12 Sec. 16.05.460. COMMISSIONER [OF REVENUE] MAY APPOINT AGENTS.
13 The commissioner [OF REVENUE] may appoint qualified persons as agents
14 to receive applications, issue licenses, and collect license fees
15 under AS 16.05.440 - 16.05.480 [, AND TO ASSIST IN THE COMPLETION OF
16 ANNUAL APPLICATION OR RENEWAL FORMS FOR INTERIM-USE PERMITS AND ENTRY
17 PERMITS ISSUED UNDER AS 16.43].

18 * Sec. 4. AS 16.05.470 is amended by adding new subsections to read:

19 (c) Forms and fees under (a) of this section shall be transmit-
20 ted to the commissioner by the last day of the month following the
21 month in which the fees are collected. The commissioner may grant an
22 extension of not more than 30 days if the agent establishes that

23 (1) failure to grant an extension would impose an excessive
24 financial hardship on the agent;

25 (2) the fees collected by the agent for the period, includ-
26 ing the amount that the agent is authorized to retain, totals less
27 than \$1,000; and

28 (3) the cumulative amount of fees due from the agent,
29 including the fees due for the current period, does not exceed \$1,000.

1 (d) The commissioner may assess a penalty against an agent who
2 does not transmit fees within the time allowed under (c) of this
3 section. The penalty is equal to one and one-half percent of the
4 amount of fees due. The penalty may be assessed for each month or
5 portion of a month that the fees are delinquent.

6 * Sec. 5. AS 16.05.470(b) is repealed.

7 * Sec. 6. This Act takes effect immediately under AS 01.10.070(c).