

HOUSE BILL NO. 298

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE HUDSON

Introduced: 4/27/93

Referred: House Special Committee on Fisheries, Resources, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to procedures for changing the rate of the salmon enhancement
2 tax."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 43.76 is amended by adding a new section to read:

5 **Sec. 43.76.018. CHANGE OF SALMON ENHANCEMENT TAX RATE. (a)**
6 A salmon enhancement tax levied under this chapter may be changed to a one, two,
7 or three percent salmon enhancement tax under AS 43.76.010, 43.76.011, or 43.76.012
8 by the commissioner of revenue upon majority vote at an election held under
9 AS 43.76.015 in the region in which the salmon enhancement tax is levied.

10 (b) A salmon enhancement tax shall be changed by the commissioner of
11 revenue under (a) of this section following an election in a region if

12 (1) a petition is presented to the commissioner of commerce and
13 economic development requesting that the rate of the salmon enhancement tax in the
14 region be changed to one, two, or three percent under AS 43.76.010, 43.76.011, or

1 43.76.012 that is signed by at least 25 percent of the number of persons who voted
2 under AS 43.76.015 in the election approving the salmon enhancement tax in the
3 region; the petition required under this paragraph may be prepared or submitted to the
4 commissioner of commerce and economic development by the qualified regional
5 association for the region or by a person who holds a salmon interim-use permit or
6 entry permit for the region;

7 (2) the commissioner of commerce and economic development
8 determines that the change in the rate of the salmon enhancement tax will not
9 significantly jeopardize repayment of outstanding loans to the qualified regional
10 association under AS 16.10.510 that are secured by the tax;

11 (3) an election is held in accordance with AS 43.76.015(a), (c), and (d);
12 the ballot must state the proposed rate of the salmon enhancement tax and ask the
13 question whether the salmon enhancement tax for the region shall be changed to the
14 proposed rate; the ballot must be worded so that a "yes" vote is for change of the
15 salmon enhancement tax to the proposed rate and a "no" vote is for continuation of the
16 current rate of the salmon enhancement tax;

17 (4) a majority of the eligible interim-use permit and entry permit
18 holders who vote in the election cast a ballot for the change of the rate of the salmon
19 enhancement tax; and

20 (5) the qualified regional association provides notice of the election in
21 accordance with AS 43.76.015 within two months after receiving notice from the
22 commissioner of commerce and economic development that a valid petition under (1)
23 of this subsection has been received.

24 (c) An election to change the rate of a salmon enhancement tax under this
25 section shall be held within 90 days after the commissioner of commerce and
26 economic development receives a valid petition under (b)(1) of this section unless the
27 commissioner authorizes an extension of the election date in order to provide for an
28 orderly election.

29 (d) If approved, the change in the rate of the salmon enhancement tax takes
30 effect on the date set out in the ballot.