

COMMITTEE REPORT

SENATE

FURTHER:

5/3/83

Date: 5/17/83

Mr. President:

The Committee on FINANCE has had SB 200

Relating to exemption from municipal property taxation of certain property exempt from taxation under Federal law; eff. date.

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

[Handwritten signatures]

MEMBERS HAVING
OTHER RECOMMENDATIONS:

*3/ Jan Fairs - No. Rec -
may need technical amendments*

[Handwritten signature]

CHAIRMAN

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

I. REQUEST

Bill/Resolution No.: SB 260
Title: Exemption from Municipal Prop. Tax
Sponsor: Senate Comm. and Regional Affairs
Requestor: Senate Comm. and Regional Affairs

II. FISCAL DETAIL Department of Community
Agency Affected: and Regional Affairs
Program Category Affected: Development
BRU, Program of Subprogram(s) Affected:
Local Government Assistance Division

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Richard Rainery *RR*
Division: Commissioner's Office

Phone: 465-4703

Date: 5/2/83

Approved by Commissioner: *Robert H. ...*
Department: Department of Community and Regional Affairs

Date: 5/2/83

Distribution:

- Original to Legislative Finance
- Copy to Office of Management and Budget (for Legislature introduced bills)
- Copy to Department (for Governor introduced bills)
- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

Introduced: 4/15/83
Referred: Community and Regional
Affairs and Finance

BY THE COMMUNITY AND
REGIONAL AFFAIRS COMMITTEE

1 IN THE SENATE

2 SENATE BILL NO. 260

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to exemption from municipal property
7 taxation of certain property exempt from taxation
8 under federal law; and providing for an effective
9 date."

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

11 * Section 1. AS 29.53.020(a) is amended by adding a new paragraph to
12 read:

13 (9) real property or an interest in real property that is
14 exempt from taxation under 43 U.S.C. 1620(d), as amended.

15 * Sec. 2. AS 29.53.020 is amended by adding new subsections to read:

16 (k) For the purpose of determining property exempt under (a)(9)
17 of this section, the following definitions apply to terms used in
18 43 U.S.C. 1620(d) unless superseded by applicable federal law:

19 (1) "developed" means a purposeful modification of the
20 property from its original state that effectuates a condition of
21 gainful or productive present use without further substantial modi-
22 fication; surveying, construction of roads, providing utilities or
23 other similar actions normally considered to be component parts of the
24 development process, but which do not create the condition described
25 in this paragraph, do not constitute a developed state within the
26 meaning of this paragraph; developed property, in order to remove the
27 exemption, must be developed for purposes other than exploration, and
28 be limited to the smallest practicable tract of the property actually
29 used in the developed state;

1 (2) "exploration" means the examination and investigation
2 of undeveloped land to determine the existence of subsurface nonrenew-
3 able resources;

4 (3) "lease" means a grant of primary possession entered
5 into for gainful purposes with a determinable fee remaining in the
6 hands of the grantor; with respect to a lease that conveys rights of
7 exploration and development, this exemption shall continue with re-
8 spect to that portion of the leased tract that is used solely for the
9 purpose of exploration.

10 (1) If property or an interest in property that is determined
11 not to be exempt under (a)(9) of this section reverts to an undevel-
12 oped state, or if the lease is terminated, the exemption shall be
13 granted, subject to the provisions of (a)(9) and (k) of this section.

14 * Sec. 3. This Act takes effect January 1, 1984.