

**S B**

**2 2 3**

**SENATE COMMITTEE REPORT**  
FIRST COMMITTEE OF REFERRAL

DATE: 1/10/94  
2/22/94--SS introduced

FURTHER: Judiciary  
Finance

Date of 5-Day Notice: 2/24/94  
(in accordance with Uniform Rule 23)

DATE TURNED  
INTO OFFICE: \_\_\_\_\_

CRA Committee considered      SENATE BILL NO. 223

"An Act authorizing credits against certain taxes for contributions for public broadcasting purposes; and providing for an effective date."

and recommends:

replace with \_\_\_\_\_ CS \_\_\_\_\_ ( )

same title  
 new title  
 technical  
title change  
(HB only)

attaches amendment(s)

adopts \_\_\_\_\_ Letter of Intent

further referral to the \_\_\_\_\_

do pass

do not pass

no recommendation

individual recommendations

FISCAL NOTE INFORMATION

Department	Date	Zero	Fiscal
DOA	2/28/94	0	
DOE	3/1/94	0	

Department	Date	Zero	Fiscal

Appropriation No Fiscal Note

Governor's Bill with Previous Fiscal Notes (enter information above)

DO PASS:

Adrian L. Taylor  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

OTHER RECOMMENDATIONS:

Brewer D. Leman N.R.  
Carl J. Zbaroff No Rec -  
\_\_\_\_\_  
\_\_\_\_\_

Robert E. ... IDe ...

Chair's Signature and Recommendation

# FISCAL NOTE

**STATE OF ALASKA**  
**1994 LEGISLATIVE SESSION**

**BILL NO. SSSB 223 (revised)**

Revision Date:		Dept. Affected:	Revenue
Title:	Tax Credit: Gifts to Public Broadcasting	BRU:	Revenue Operations
		Component:	Income and Excise Audit
Sponsor:	Senator Taylor		
Requestor:	(S) CRA	COMPONENT SERIAL NO.	113

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY95	FY96	FY97	FY98	FY99	FY00
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0
<b>CAPITAL</b>						
<b>REVENUE FUND SOURCE: General</b>	0.0	(**)	(**)	(**)	(**)	(**)

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY94) impact: \$ 0.0

**ANALYSIS:** (Attach a separate page if necessary.)

\*\* See Attached Analysis

Prepared by:	Harry E. Meyers <i>[Signature]</i>	Phone: 465-2320
Division:	Income and Excise Audit	Date: March 29, 1994
Approved by Commissioner:	Darrel J. Rexwinkel <i>[Signature]</i>	Date: March 29, 1994
Agency:	Department of Revenue	

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## **Bill Analysis**

This bill amends current statutes, which authorize taxpayers to claim tax credits for contributions made to educational institutions, to incorporate contributions made to private nonprofit, noncommercial public Alaska educational radio or television networks or stations. Under this bill, credits for cash contributions made to educational institutions and public broadcasting may be claimed against the following tax types:

- Corporation Net Income (AS 43.20)
- Oil and Gas Production (AS 43.55)
- Oil and Gas Property (AS 43.56)
- Mining License (AS 43.65)
- Fisheries Business (AS 43.75)

Credits are computed by taking 50% of the first \$100,000 in contributions and 100% of the next \$100,000 in contributions. The maximum credit allowed is \$150,000. During the taxpayer's tax year, total credits claimed cannot be combined overall to exceed \$150,000.

This bill takes effect January 1, 1995 and applies to tax years beginning after December 31, 1994.

## **Operating Costs**

Department of Revenue does not anticipate that this bill will impact its operating budget. Forms will be revised to allow taxpayers to claim credits for contributions to public educational radio and television networks and stations.

## **Revenue**

In calculating the revenue impact of credits authorized under this bill, Department of Revenue used data of credits claimed under the education credit program. The average total amount of education credits claimed during the current and past fiscal year is approximately \$670,000.

A limiting factor for credits claimed under this bill is that contributions for public broadcasting will be competing with those for educational institutions since both are considered in calculating the total \$150,000 credit limitation. Amounts will vary over years depending on tax liabilities and contributions made by taxpayers to educational institutions.

Since this bill applies to tax years beginning after December 31, 1994, credits will not be claimed until 1995 returns are filed in 1996 when the returns are due.

# FISCAL NOTE

**STATE OF ALASKA**  
**1994 LEGISLATIVE SESSION**

**BILL NO. SSSB 223**

Revision Date:	Dept. Affected: <u>Revenue</u>
Title: <u>Tax Credit: Gifts to Public Broadcasting</u>	BRU: <u>Revenue Operations</u>
Sponsor: <u>Senator Taylor</u>	Component: <u>Income and Excise Audit</u>
Requestor: <u>(S) CRA</u>	COMPONENT SERIAL NO. <u>113</u>

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY95	FY96	FY97	FY98	FY99	FY00
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL						
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REVENUE FUND SOURCE: General	(**)	(**)	(**)	(**)	(**)	(**)
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FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY94) impact: \$ 0

ANALYSIS: (Attach a separate page if necessary.)

(\*\*) See Attached

Prepared by:	Larry E. Meyers <i>[Signature]</i>	Phone: <u>465-2320</u>
Division:	Income and Excise Audit	Date: <u>March 2, 1994</u>
Approved by Commissioner:	Darrel J. Rexwinkel <i>[Signature]</i>	Date: <u>March 2, 1994</u>
Agency:	Department of Revenue	

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## Bill Analysis

This bill amends current statutes, which authorize taxpayers to claim tax credits for contributions made to educational institutions, to incorporate contributions made to private nonprofit, noncommercial public Alaska educational radio or television networks or stations. Under this bill, credits for cash contributions made to educational institutions and public broadcasting may be claimed against the following tax types:

- Corporation Net Income (AS 43.20)
- Oil and Gas Production (AS 43.55)
- Oil and Gas Property (AS 43.56)
- Mining License (AS 43.65)
- Fisheries Business (AS 43.75)

Credits are computed by taking 50% of the first \$100,000 in contributions and 100% of the next \$100,000 in contributions. The maximum credit allowed is \$150,000. During the taxpayer's tax year, total credits claimed cannot be combined overall to exceed \$150,000.

This bill takes effect January 1, 1995.

## Revenue

Total amount of credits will vary each year depending on contributions made by taxpayers. Although it is not likely that all taxpayers will make contributions to reach the maximum \$150,000 credit allowed under this bill and have the necessary tax liabilities to apply the credit, following is the maximum impact on revenue assuming that the top 10% of taxpayers claim the maximum credit allowed. It has been presumed that all oil and gas taxpayers would claim their maximum allowable credits.

<i>Tax Type</i>	<i># Taxpayers</i>	<i>Total Credits (# Taxpayers x \$150,000)</i>
Corporation Net Income	685	\$102,750,000
Oil and Gas Production and Property	30	4,500,000
Mining License	50	7,500,000
Fisheries Business	50	7,500,000
<b>Total</b>	<b>815</b>	<b>\$122,250,000</b>

# FISCAL NOTE

**STATE OF ALASKA**  
**1994 LEGISLATIVE SESSION**

**BILL NO. SB 223**

Revision Date: \_\_\_\_\_ Dept. Affected: Administration  
 Title: "An Act authorizing credits against certain BRU: Public Broadcasting Commission  
taxes for broadcasting...." Component: Public Broadcasting Commission  
 Sponsor: Taylor  
 Requestor: (S) CRA COMPONENT SERIAL NO. 77

**Expenditures/Revenues** (Thousands of Dollars)

OPERATING EXPENDITURES	FY95	FY96	FY97	FY98	FY99	FY00
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	0.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS, CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
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<b>CHANGE IN REVENUES ( )</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1003 GF Match	0.0	0.0	0.0	0.0	0.0	0.0
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1006 GF/MHTIA	0.0	0.0	0.0	0.0	0.0	0.0
Other	0.0	0.0	0.0	0.0	0.0	0.0
<b>Total</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of current year (FY94) cost: none

**POSITIONS:**

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

**ANALYSIS:** (Attach a separate page if necessary)

Prepared by: Doug Samimi-Moore Phone: 465-2846  
 Division: Alaska Public Broadcasting Commission Date: \_\_\_\_\_  
 Approved by Commissioner: Nancy Bear Usora Date: 2/28/94  
 Agency: Administration

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MAR 01 '94 09:45

P.1

**TELECOPY COVER SHEET**  
**Petersburg Legislative Information Office**

Office - (907) 772-3741

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TO: Senate CRA FAX: 465-4979 PHONE: \_\_\_\_\_

FROM: Petersburg LIO PHONE: \_\_\_\_\_

INSTRUCTIONS: The following is written testimony for the  
teleconference on SR 223, 3-1-94, 9:00 AM

RECEIVED: Date \_\_\_\_\_ Time \_\_\_\_\_

SENT: Date 3-1-94 Time 9:45 AM

DISPOSAL OF ORIGINAL: Discard \_\_\_\_\_ Hold for Pickup \_\_\_\_\_

NUMBER OF PAGES: \_\_\_\_\_ (Not counting cover sheet)

SENT BY: Lawler

to: CRA, Senator Randy Phillips  
fr: Matt Holmes, KFSC, Petersburg  
dt: 3-1-94  
re: SB 223

Senator Phillips:

Thank you for the hearing this morning on the bill referenced above. State funding has always provided the foundation upon which public broadcasters have added federal dollars, community dollars, etc. As state money declined below healthy levels, we became very resourceful in using the tools we have to reallocate expenses and to ~~that~~ step up the gaps with new revenue. I view SB 223 as a very significant tool which we can use to fill in the gaps, rather than replacing the state dollars which make up our foundation,

to: CFA, Senator Randy Phillips  
fr: Matt Helmes, KFSK, Peterkin  
dt: 3-1-94.

re: SB223

page two

dollars resulting from the passage of  
SB223 will help us return to  
healthy levels of operation.

re: The comments about "overfunding"  
public broadcasting because of sizable  
gifts. This is dangerous thinking if  
it is tied to the idea of a corresponding  
reduction in state funds. What would  
happen if my station received a tax credit  
donation, ~~and~~ the state funds were lowered  
accordingly, and the next year I received  
no such gift? I hope that monies  
generated from SB223 would be viewed  
as one time gifts to help us build on  
a smaller state-funded foundation, rather  
than as a way of further minimizing  
that foundation.

- Thanks for your support - Matt Helmes

LAW OFFICES

BIRCH, HORTON, BITTNER AND CHEROT A PROFESSIONAL CORPORATION

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OF COUNSEL  
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D. G. BENT  
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D. G. BARR  
ANDREW BARR  
W. J. BARR  
ALL OTHERS IN ALASKA BAR

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JUNEAU, ALASKA 99801-1203  
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1155 CONNECTICUT AVE. N.W.  
SUITE 120C  
WASHINGTON, D.C. 20036-4308  
(202) 858-5800  
TELECOPIER (202) 858-1027

WRITER'S DIRECT DIAL NO. (907) 263-7219 • WRITER'S DIRECT FAX NO. (907) 276-3660

February 28, 1994

Senator Fred Zharoff  
Room 121  
State Capitol  
Juneau, Alaska 99801-1182

VIA FACSIMILE

Re: SB 223

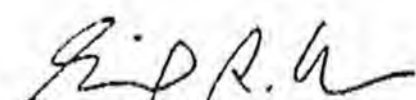
Dear Senator Zharoff:

I am writing to request your support for SB 223 when it comes up before your Community and Regional Affairs Committee tomorrow morning. I became involved with this bill soon after my return to Alaska because of the benefits I believe will accrue to rural Alaska upon its implementation. Growing up in rural Alaska during a time when there was only one radio station (and no television) available has absolutely convinced me of the importance of public broadcasting.

Unquestionably, APRN and its local affiliates play an important role in rural Alaska. Expanding the tax credit to include corporate contributions to public broadcasting will ensure that these stations have the support necessary to continue to provide the valuable services they currently provide to these communities. I urge you to support the bill, and thank you for your consideration.

Sincerely yours,

BIRCH, HORTON, BITTNER and CHEROT

  
Gail R. Oba

# Alaska State Legislature

Senate Majority Leader  
Chair, Judiciary Committee  
Vice Chair, Community &  
Regional Affairs

Member, State Affairs Committee  
Committee on Committees  
Western States Legislative Forestry Task Force  
Legislative Council



*Senator Robin L. Taylor*

State Capitol  
Juneau, Alaska 99801-1182  
(907) 465-3873  
Fax: (907) 465-3922

352 Front Street  
Ketchikan, Alaska 99901  
(907) 225-8088  
Fax: (907) 225-0713

## SPONSOR STATEMENT

### SPONSOR SUBSTITUTE FOR SENATE BILL 223

Despite reductions of about 35% since 1986, public broadcasting in Alaska still costs the general fund more than six million dollars per year. Enactment of this legislation would provide an incentive for business and industry to contribute to public broadcasting and reduce the dependence on state funding.

Alaska's public radio and television networks and stations are recognized as an integral part of our educational system. Under Senate Bill 223, contributions to those networks and stations would be allowed as a tax credit under the same provisions which allow for credit for donations to our colleges and universities.

This bill would allow for such credits against the Alaska Net Income Tax and four other state taxes. In fiscal year 1993, Alaska business and industry claimed \$533,429 against their taxes for donations under the education tax credit provisions.

The Alaska State Legislature has shown strong support for public broadcasting in the past. Public broadcasting is a vital part of our communications and education system, depended upon by thousands of rural and urban Alaskans.

To quote Rich McClear, the former manager of Raven Radio in Sitka, "Raven Radio would find this bill very useful in helping us become more independent of state support". That is the goal of SB 223 and I ask for your support.

District A:

Hyder • Ketchikan • Kupreanof • Meyers Chuck • Petersburg • Saxman • Sitka • Wrangell



**RAVEN RADIO**  
**KCAW • 104.7 FM**

2 B Lincoln Street • Sitka, Alaska 99835 • (907) 747-5877

September 5, 1993

Joe Ambrose, Chief of Staff  
Senator Robin Taylor  
392 Front St.  
Ketchikan, AK 99901

Dear Joe,

Thank you for sending me the tax credit bill which Senator Taylor hopes to introduce in the legislature next session. The bill looks like the type we would like to see introduced and passed into law. Diane Kaplan of APRN is reviewing the bill and running it past two APRN board members who represent corporations that plan to make major contributions to Public Radio to see if there are any changes they feel would be helpful. Raven Radio would find this bill very useful in helping us become more independent of State support. It will be especially useful as we approach corporations in a capital drive.

This may be my last letter to you for a while. I will be going to Albania in mid September to work for Radio Tirane on a grant from the German Marshall Fund of the United States. Therefore I have resigned my position as manager of Raven Radio. I plan to return to Sitka in the spring of 1994 and pursue other activities. Ken Fate has been named Interim General Manager. He has been Chief Announcer, supervising volunteers for the past three years. Before that Ken managed KUOI in Moscow Idaho. I know you will find him a pleasure to work with.

Thank you for your help on this legislation and for your overall help the past years.

Sincerely,

Rich McClear  
General Manager

August 30, 1993

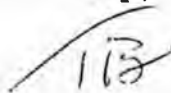
Joe Ambrose  
352 Front Street  
Ketchikan, Alaska 99901

Dear Joe:

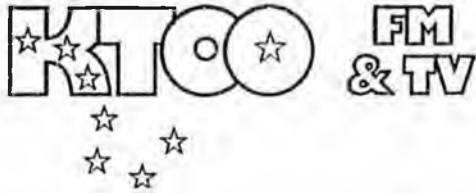
Just received your fax on Robin's draft bill on tax credits for public broadcasting. We appreciate Robin's efforts on our behalf as we face yet another year of decreasing revenue. KSTK has redoubled our efforts to find outside funding in order to keep the five staff members required for federal funding.

Please keep us notified of the progress of this bill. If you have any questions, please give me a call.

Sincerely,



Tis Peterman  
General Manager



Capital Community Broadcasting, Inc.  
224 Fourth Street  
Juneau, Alaska 99801-1198  
(907) 586-1670  
FAX: (907) 586-3612

---

August 27, 1993

Senator Robin Taylor  
c/o Joe Ambrose  
352 Front Street  
Ketchikan, Alaska 99901

Dear Senator Taylor:

Thanks for sharing the draft of the tax credit legislation. We're delighted that you're taking the lead on this important means of helping public stations become more self reliant.

At first glance, the draft bill seems right in line with our ideas. I'm hoping to have a chance to discuss the specifics with some of my colleagues at other stations in the next week or two, and will plan on a more complete response soon. One preliminary suggestion would be to extend the credit to communications and transportation companies. Both industries are already substantial supporters, and would be likely to increase their support under the terms of your bill.

I hope you're enjoying the interim and the great Southeast summer. Thanks for taking the time to think about this piece of legislation.

Sincerely,

A handwritten signature in cursive script that reads 'Bill'.

Bill Legere  
President and General Manager

# STATE OF ALASKA

WALTER J. HICKEL, GOVERNOR

## DEPARTMENT OF REVENUE

OFFICE OF THE COMMISSIONER

P.O. BOX 110100  
 JUNEAU, ALASKA 99811-0100  
 TELEPHONE: (907) 465-2300  
 FACSIMILE: (907) 465-2389

September 30, 1993

The Honorable Randy Phillips, Chairman  
 Legislative Budget and Audit Committee  
 P.O. Box 142  
 Eagle River, AK 99577

Dear Senator Phillips:

Alaska's education tax credit program was available to corporations and businesses which made contributions to public or private Alaska colleges or universities during the past year. Effective January 1, 1992 the education credit statutes were amended to increase the maximum credit from \$100,000 to \$150,000.

Under the education credit program, taxpayers are allowed a credit against their tax liabilities for 50% of qualified contributions of not more than \$100,000 and 100% of the next \$100,000 of contributions. In accordance with reporting requirements under the statutes listed below, following are the amount of education credits claimed against tax liabilities during the past year.

Statute	Amount
Corporation Net Income	AS 43.20.014 (c) \$438,016
Oil and Gas Production	AS 43.55.019 (c) 71,080
Oil and Gas Property	AS 43.56.018 (c) 24,333
Mining License	AS 43.65.018 (c) 0
Fisheries Business	AS 43.75.018 (c) 0
<b>Total</b>	<b>\$533,429</b>

Sincerely,



Darrel J. Rexwinkel  
 Commissioner

cc: Shelby Stastny, Director, Office of Management and Budget  
 Kris Lethin, Legislative Liaison  
 Robert Baratko, Director, Administrative Services Division  
 Larry Meyers, Director, Income and Excise Audit Division  
 John Pilkinton, Director, Oil and Gas Audit Division

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 93-113

04-D2LH

# Alaska State Legislature

FEB 16 1993

Senate Majority Leader  
Chair, Judiciary Committee  
Vice Chair, Community &  
Regional Affairs

Member, State Affairs Committee  
Committee on Committees  
Western States Legislative Forestry Task Force  
Legislative Council



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(907) 465-3873  
Fax: (907) 465-3922

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Ketchikan, Alaska 99901  
(907) 225-8088  
Fax: (907) 225-0713

## Senator Robin L. Taylor

### MEMORANDUM

**TO:** Senator Randy Phillips, Chair  
Senate Community and Regional Affairs Committee

**FROM:** Senator Robin L. Taylor *RLT*

**DATE:** 2/17/94

**REF:** Hearing Request - SSSB 223

\*\*\*\*\*

Please consider this to be my formal request that you schedule a hearing on SSSB 223 before the Senate Committee on Community and Regional Affairs at your earliest convenience.

Thank you in advance for your consideration.