

HB

380

HOUSE BILL NO. 380

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE THERRIAULT

Introduced: 2/16/00

Referred: State Affairs, Labor and Commerce, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to contributions to the Alaska Fire Standards Council and to
2 an insurer tax credit for those contributions; and providing for an effective date."

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

4 * Section 1. AS 21.89 is amended by adding a new section to read:

5 Sec. 21.89.075. Insurance tax credit for gifts to the Alaska Fire Standards

6 Council. (a) For cash contributions made for fire services/training/programs to the
7 Alaska Fire Standards Council established under AS 18.70.330, a taxpayer is allowed
8 a credit against the tax due

9 (1) that is imposed on insurance that includes coverage for losses due
10 to fire under AS 21.09.210; or

11 (2) under AS 21.66.110.

12 (b) The amount of the credit allowed under (a) of this section is the lesser of

13 (1) an amount equal to

14 (A) 50 percent of contributions of not more than \$100,000; and

*Am #1
Passed
omit*

1 (B) 100 percent of the next \$100,000 of contributions; or

2 (2) 50 percent of the taxpayer's tax liability under this title.

3 (c) A contribution claimed as a credit under this section may not

4 (1) be claimed as a credit under more than one provision of this title;

5 and

6 (2) when combined with credits taken during the taxpayer's tax year

7 under AS 43.20.014, AS 43.55.019, AS 43.56.018, AS 43.65.018, AS 43.75.018, or

8 AS 43.77.045, exceed \$150,000.

9 * Sec. 2. AS 37.05.146(b) is amended by adding a new paragraph to read:

10 (6) receipts of the Alaska Fire Standards Council for which a taxpayer

11 is allowed a credit under AS 21.89.075.

12 * Sec. 3. AS 43.20.014(d) is amended to read:

13 (d) A contribution claimed as a credit under this section may not

14 (1) be claimed as a credit under another provision of this title;

15 (2) also be allowed as a deduction under 26 U.S.C. 170 against the tax
16 imposed by this chapter; and

17 (3) when combined with credits taken during the taxpayer's tax year

18 under AS 21.89.070, 21.89.075, AS 43.55.019, AS 43.56.018, AS 43.65.018,

19 AS 43.75.018, or AS 43.77.045, exceed \$150,000.

20 * Sec. 4. AS 43.55.019(d) is amended to read:

21 (d) A contribution claimed as a credit under this section may not

22 (1) be claimed as a credit under another provision of this title; and

23 (2) when combined with credits taken during the taxpayer's tax year

24 under AS 21.89.070, 21.89.075, AS 43.20.014, AS 43.56.018, AS 43.65.018,

25 AS 43.75.018, or AS 43.77.045, exceed \$150,000.

26 * Sec. 5. AS 43.56.018(d) is amended to read:

27 (d) A contribution claimed as a credit under this section may not

28 (1) be claimed as a credit under another provision of this title; and

29 (2) when combined with credits taken during the taxpayer's tax year

30 under AS 21.89.070, 21.89.075, AS 43.20.014, AS 43.55.019, AS 43.65.018,

31 AS 43.75.018, or AS 43.77.045, exceed \$150,000.

1 * **Sec. 6.** AS 43.65.018(d) is amended to read:

2 (d) A contribution claimed as a credit under this section may not

3 (1) be claimed as a credit under another provision of this title; and

4 (2) when combined with credits taken during the taxpayer's tax year

5 under AS 21.89.070, 21.89.075, AS 43.20.014, AS 43.55.019, AS 43.65.018,

6 AS 43.75.018, or AS 43.77.045, exceed \$150,000.

7 * **Sec. 7.** AS 43.75.018(d) is amended to read:

8 (d) A contribution claimed as a credit under this section may not

9 (1) be claimed as a credit under another provision of this title; and

10 (2) when combined with credits taken during the taxpayer's tax year

11 under AS 21.89.070, 21.89.075, AS 43.20.014, AS 43.55.019, AS 43.56.018,

12 AS 43.75.018, or AS 43.77.045, exceed \$150,000.

13 * **Sec. 8.** AS 43.77.045(c) is amended to read:

14 (c) A contribution claimed as a credit under this section may not

15 (1) be claimed as a credit under another provision of this title; and

16 (2) when combined with credits taken during the taxpayer's tax year

17 under AS 21.89.070, 21.89.075, AS 43.20.014, AS 43.55.019, AS 43.56.018,

18 AS 43.65.018, or AS 43.75.018, exceed \$150,000.

19 * **Sec. 9.** This Act takes effect July 1, 2000.

(7)

HOUSE COMMITTEE REPORT

Date Referred to Committee: February 16, 2000

FURTHER REFERRALS: Labor and Commerce
Finance

Date of Committee Action: 2/22/00

The STATE AFFAIRS Committee considered:

HB 380

HOUSE BILL NO. 380

INSURER TAX CREDIT: FIRE STANDARDS COUNCIL

"An Act relating to contributions to the Alaska Fire Standards Council and to an insurer tax credit for those contributions; and providing for an effective date."

recommends it be replaced with the following committee substitute CSA/B 380 (STA) the same title a new title

additional referral to _____ Committee
 attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) _____

APPROVES PREVIOUS: (Dept/Date) _____

fiscal note(s) _____

fiscal note(s) _____

zero fiscal note(s) DPS

zero fiscal note(s) _____

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Jeannette James</i>	✓			
<i>John Smalley</i>	✓			
<i>Joseph [unclear]</i>	✓			
<i>[unclear]</i>	✓			
<i>Bill [unclear]</i>	✓			

CHAIR'S SIGNATURE *Jeannette James*

FISCAL NOTE

**STATE OF ALASKA
2000 LEGISLATIVE SESSION**

BILL NO. HB 380

Revision Date _____	Dept. Affected <u>Public Safety</u>
Title <u>INSURER TAX CREDIT: FIRE STANDARDS</u>	BRU <u>Ak. Fire Standards Council</u>
COUNCIL _____	Component: <u>Ak. Fire Standards Council</u>
Sponsor <u>Representative Therriault</u>	_____
Requester <u>H. State Affairs</u>	Component No. <u>2428</u>

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING						

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2000) cost: 0.0

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)

This bill has the potential, pending taxpayer participation in the program, of generating non-general fund funding to cover costs associated with the Alaska Fire Standards Council (AFSC). The level of taxpayer participation is not known at this time.

NOTE: The Gov. FY2001 budget request includes \$220.00 for the AFSC (\$120.0 GF/\$100.0 Des/PR).

Prepared by: <u>Royce Weller, Special Assistant</u>	Phone <u>465-4322</u>
Division <u>Office of the Commissioner</u>	Date/Time <u>2/19/2000</u>
Approved by: _____	Date <u>2/19/00</u>
Agency <u>Commissioner Ronald L. Otte, Dept. of Public Safety</u>	

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Alaska collects, from the insurance companies, a 2.7% tax on all insurance premiums paid within the state.

If an insurance company makes a contribution to the Alaska Fire Standards Council established in HB 380, it would get CREDIT against any of this tax paid for fire insurance.

Alaska State Legislature

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GENE THERRIAULT

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House Of Representatives

House District 33

House Bill 380

“An Act relating to contributions to the Alaska Fire Standards Council and to an insurer tax credit for those contributions.”

SPONSOR: Representative Gene Therriault

SPONSOR STATEMENT:

House Bill 380 creates an insurance tax credit for contributions to the Alaska Fire Standards Council for fire services training programs. Development of fire standards that address the unique challenges posed by Alaska's climate will benefit Alaskans as the incidence of casualty and property loss goes down, including fatalities.

The Alaska Fire Standards Council will be established on July 1, 2000 as directed in legislation passed by the 20th Alaska State Legislature. It will adopt minimum standards for employment and curriculum requirements for firefighters and fire instructors and their certification. It will establish and maintain firefighter and fire instructor training programs. The certification of firefighters will be optional. While national standards already exist, they do not take into account many of the unique qualities Alaska's climate presents.

Alaska State Legislature

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House District 33

House Of Representatives

MEMORANDUM

TO: Representative Jeanette James, Chair
House State Affairs Committee

FROM: Representative Gene Therriault *Gene J.*

DATE: February 17, 2000

SUBJECT: HB 380 Hearing Request

I respectfully request that the House State Affairs Committee hear House Bill 380 at its Thursday, February 24 meeting. Members of the Alaska Fire Chiefs' Association will be in town and would like the opportunity to testify on the measure.

House Bill 380 will provide a funding source for the Alaska Fire Standards Council, which is to be established on July 1 of this year as directed in legislation passed during the 20th Legislature.

Please contact me if you have any additional questions.

*He said he
knows the
date may have
been changed.*

Barb 2/17/00
Rep Theriault will be
sending down a request
for this bill to be heard
next Thursday. (2/24/00)
Reason: Fire Chiefs
will be in town -
let me know if I can
help or if you
would any questions
586-5033

Give me
a call
586-5033
Dorothy
Randy Stewart

Subject: Re: fiscal notes

Date: Fri, 18 Feb 2000 08:47:54 -0900

From: Shari Kochman <shari_kochman@gov.state.ak.us>

Organization: Alaska Office of the Governor

To: Barbara Cotting <Barbara_Cotting@legis.state.ak.us>

ok
we're on it

Barbara Cotting wrote:

- > I have scheduled the following bills for hearing in the House State
- > Affairs Committee on TUESDAY, FEBRUARY 22, at 8:00 A.M., and need fiscal
- > notes:
- >
- > HB 380, Insurer Tax Credit: Fire Standards Council; Division of
- > Insurance
- > HB 411, Distribution of Permanent Fund Income; Revenue
- >
- > Thanks.
- >
- > Barbara

*Not received as of 2/21/00
bcc*