

HB

2009

CS FOR HOUSE BILL NO. 209(RLS)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY THE HOUSE RULES COMMITTEE

**Offered:
Referred:**

Sponsor(s): REPRESENTATIVES CHENAULT, Kohring, Wolf

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to municipal property tax adjustments for property affected by a**
2 **disaster."**

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

4 *** Section 1. AS 29.45.230(a) is amended to read:**

5 (a) The municipality may by ordinance provide for assessment or
6 reassessment and reduction of taxes for property destroyed, damaged, or otherwise
7 reduced in value as a result of a [NATURAL] disaster.

8 *** Sec. 2. AS 29.45.230(d) is amended to read:**

9 (d) In [ENACTING] an ordinance [OR RESOLUTION] authorized by this
10 section, the municipality shall establish criteria for the reduction of taxes on
11 property damaged, destroyed, or otherwise reduced in value as a result of
12 disaster, and may, consistent with this section, prescribe procedures, restrictions, and
13 conditions for [OF] assessing or reassessing property and of remitting, refunding, or
14 forgiving taxes.

1 * Sec. 3. AS 29.45.230(e) is repealed.

Alaska State Legislature

Interim

145 Main Street Loop, Suite 223
Kenai, Alaska 99611
Phone: (907) 283-7223
Fax: (907) 283-7184



Session

Capitol Room 502
Juneau, Alaska 99801-1182
Phone: (907) 465-6890 or 465-3779
Fax: (907) 465-2833

House Finance Committee

Representative Mike Chenault

Memorandum

Date: April 30, 2003

To: Representative Norm Rokeberg, Chair
House Rules Committee

From: Representative Mike Chenault

A handwritten signature in cursive, appearing to read "Mike Chenault", written over the printed name.

Re: Hearing Request for HB 209

Please schedule HB 209 for a hearing in the House Rules Committee at your earliest convenience. Included in this packet are the Sponsor Statement, Fiscal Note and copy of CS HB 209 (CRA). A proposed amendment is enclosed as well.

If you have any questions, please contact my staff, Leona Oberts at #6890.

STATE OF ALASKA

**REPRESENTATIVE
MIKE CHENAULT**

Official Business

Interim:
145 Main St. Loop, Second Floor
Kenai, Alaska 99611
(907) 283-7223
Fax: (907) 283-3075



HOUSE OF REPRESENTATIVES

Session:
Capitol Building, Room 432
Juneau, Alaska 99801-1182
(907) 465-3779
Toll Free: (800) 469-3779
Fax: (907) 465-2833

SPONSOR STATEMENT HB 209

HB 209 will allow municipalities to provide for a tax reduction for property destroyed, damaged or otherwise reduced in value as a result of a disaster. A municipality can adopt by ordinance criteria for assessment or reassessment of property values.

This legislation broadens the municipalities' authority to define "disaster" to include for example, a fire or flood that occurs within a home. It repeals Section 29.45.230: (e) In this section "disaster" means a major disaster declared by the President of the United States under federal law or a disaster declared by the governor under AS 26.23.010-26.23.110.

Arizona, California, Idaho, Mississippi, Pennsylvania, and South Dakota are states that currently provide pro-ration of taxes for casualty loss. Many other states are currently considering similar legislation.

FISCAL NOTE

STATE OF ALASKA
2003 LEGISLATIVE SESSION

Fiscal Note Number: 1
 Bill Version: CSHB 209(CRA)
 (H) Publish Date: 4/9/03

Revision Date/Time (Note if correction):
 Title Muni Tax: Property Affected by Disaster

Dept. Affected: DCED
 BRU Comm Assist & Ec Dev (405)
 Component Community & Business Development
 Component No. 2486

Sponsor Representative Chenault
 Requester House Community & Regional Affairs

Expenditures/Revenues (Thousands of Dollars)

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

| OPERATING EXPENDITURES | FY 2004 | FY 2005 | FY 2006 | FY 2007 | FY 2008 | FY 2009 |
|------------------------|------------|------------|------------|------------|------------|------------|
| Personal Services | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| Travel | | | | | | |
| Contractual | | | | | | |
| Supplies | | | | | | |
| Equipment | | | | | | |
| Land & Structures | | | | | | |
| Grants & Claims | | | | | | |
| Miscellaneous | | | | | | |
| TOTAL OPERATING | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

| | | | | | | |
|-----------------------------|--|--|--|--|--|--|
| CAPITAL EXPENDITURES | | | | | | |
|-----------------------------|--|--|--|--|--|--|

| | | | | | | |
|-------------------------------|--|--|--|--|--|--|
| CHANGE IN REVENUES () | | | | | | |
|-------------------------------|--|--|--|--|--|--|

FUND SOURCE (Thousands of Dollars)

| | | | | | | |
|---|------------|------------|------------|------------|------------|------------|
| 1002 Federal Receipts | | | | | | |
| 1003 GF Match | | | | | | |
| 1004 GF | | | | | | |
| 1005 GF/Program Receipts | | | | | | |
| 1037 GF/Mental Health | | | | | | |
| Other (Specify Type--Do not abbreviate) | | | | | | |
| TOTAL | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

Estimate of any current year (FY2003) cost: _____
 Mark this box (X) if funding for this bill is included in the Governor's FY 2004 budget proposal:

POSITIONS

| | | | | | | |
|-----------|--|--|--|--|--|--|
| Full-time | | | | | | |
| Part-time | | | | | | |
| Temporary | | | | | | |

ANALYSIS: (Attach a separate page if necessary)

This Legislation removes current statutory language requiring a disaster declaration from the governor or president in order to have a reassessment of an area which suffered a natural disaster. This is a local tax issue and would have no fiscal impact on this department.

Prepared by: Gene Kane, Acting Director
 Division: Community and Business Development
 Approved by: Edgar Blatchford, Commissioner
 Agency: Department of Community and Economic Development

Phone 269-4580
 Date/Time 4/7/03 4:04 PM
 Date 4/7/2003

HB 209

“An act relating to municipal property tax adjustments for property affected by a disaster.”

Amendment #1

Page 1 Line 10 Please delete “may” after municipality and before establish;
Please add “shall” in its place.

*Included HSOH201I
Cook 4/30/03*