

Sincerely,



Cynthia M. Pistorese
Secretary (Pacific Pearl Seafoods)



David R. Pistorese
(Fisherman)

cc: Representative Alvin Osterback
Alaska House of Representatives

The Commerce Committee considered SENATE BILL NO. 94 (relating to occupational licensing fees) and reports it back as follows: Senator Bradley, Chairman and Senator Sturgulewski signed "do pass". Senators Ferguson and Stimson signed "no recommendation". Senator Kelly signed "do not pass".

SR
94

SENATE BILL NO. 94 was referred to the Finance Committee.

The Resources Committee considered SENATE BILL NO. 113 (waste of wild food animals) and reports it back as follows: Senator Sumner, Chairman and Senators Dankworth, Mulcahy and Fahrenkamp signed "do pass".

SR
113

SENATE BILL NO. 113 was referred to the Rules Committee.

The Community and Regional Affairs Committee considered SENATE BILL NO. 132 (refund of raw fish tax receipts to local government) and recommends it be replaced with COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 132, entitled:

SR
132

"An Act relating to fisheries taxes; and providing for an effective date."

and reports it back as follows: Senator Sturgulewski, Chairman and Senators Kelly and Stimson signed "do pass". Senator Rodey signed "no recommendation". Senator Mulcahy signed "do not pass". The Committee further attaches a letter of intent.

SENATE BILL NO. 132 was referred to the Finance Committee.

Letter of intent accompanying SENATE BILL NO. 132 follows:

The Senate Community and Regional Affairs Committee has adopted and passed Committee Substitute for Senate Bill 132 which has a referral to the Senate Finance Committee.

Testimony, received by the Committee, indicates the need for further investigation on the economic ramifications of this legislation, with particular emphasis on the development of bottom fisheries.

By Senate Community and Regional Affairs Committee

Arthur Sturgulewski
Chairman

Bob Mulcahy
Vice-Chairman

Lang Stinson

John Rodey

Tom Kelly



The Commerce Committee considered SENATE BILL NO. 94 (relating to occupational licensing fees) and reports it back as follows: Senator Bradley, Chairman and Senator Sturgulewski signed "do pass". Senators Ferguson and Stimson signed "no recommendation". Senator Kelly signed "do not pass".

SB
94

SENATE BILL NO. 94 was referred to the Finance Committee.

The Resources Committee considered SENATE BILL NO. 113 (waste of wild food animals) and reports it back as follows: Senator Sumner, Chairman and Senators Dankworth, Mulcahy and Fahrenkamp signed "do pass".

SB
113

SENATE BILL NO. 113 was referred to the Rules Committee.

The Community and Regional Affairs Committee considered SENATE BILL NO. 132 (refund of raw fish tax receipts to local government) and recommends it be replaced with COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 132, entitled:

SB
132

"An Act relating to fisheries taxes; and providing for an effective date."

and reports it back as follows: Senator Sturgulewski, Chairman and Senators Kelly and Stimson signed "do pass". Senator Rodey signed "no recommendation". Senator Mulcahy signed "do not pass". The Committee further attaches a letter of intent.

SENATE BILL NO. 132 was referred to the Finance Committee.

Letter of intent accompanying SENATE BILL NO. 132 follows:

The Senate Community and Regional Affairs Committee has adopted and passed Committee Substitute for Senate Bill 132 which has a referral to the Senate Finance Committee.

Testimony, received by the Committee, indicates the need for further investigation on the economic ramifications of this legislation, with particular emphasis on the development of bottom fisheries.

By Senate Community and Regional Affairs Committee

Arthur Sturgulewski
Chairman
Bob Mulcahy
Vice-Chairman
Lang Stimson
John Kelly
Tim Kelly



The Commerce Committee considered SENATE BILL NO. 94 (relating to occupational licensing fees) and reports it back as follows: Senator Bradley, Chairman and Senator Sturgulewski signed "do pass". Senators Ferguson and Stimson signed "no recommendation". Senator Kelly signed "do not pass".

SB
94

SENATE BILL NO. 94 was referred to the Finance Committee.

The Resources Committee considered SENATE BILL NO. 113 (waste of wild food animals) and reports it back as follows: Senator Summer, Chairman and Senators Dan'worth, Mulcahy and Fahrenkamp signed "do pass".

SB
113

SENATE BILL NO. 113 was referred to the Rules Committee.

The Community and Regional Affairs Committee considered SENATE BILL NO. 132 (refund of raw fish tax receipts to local government) and recommends it be replaced with COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 132, entitled:

SB
132

"An Act relating to fish sales taxes; and providing for an effective date."

and reports it back as follows: Senator Sturgulewski, Chairman and Senators Kelly and Stimson signed "do pass". Senator Rodey signed "no recommendation". Senator Mulcahy signed "do not pass". The Committee further attaches a letter of intent.

SENATE BILL NO. 132 was referred to the Finance Committee.

Letter of intent accompanying SENATE BILL NO. 132 follows:

The Senate Community and Regional Affairs Committee has adopted and passed Committee Substitute for Senate Bill 132 which has a referral to the Senate Finance Committee.

Testimony, received by the Committee, indicates the need for further investigation on the economic ramifications of this legislation, with particular emphasis on the development of bottom fisheries.

By Senate Community and Regional Affairs Committee

Artis Sturgulewski
Chairman

Bob Mulcahy
Vice-Chairman

Lang Stimson

Tim Kelly



1977-78 Raw Fish Tax for 2nd Class Cities
and Unincorporated Areas

	<u>Raw Fish Tax</u>	<u>20% return</u>	<u>33 1/3 return</u>
2 ND CLASS CITIES	65,460	13,092	21,798
	48,470	9,694	16,149
	26,166	5,233	8,713
	22,687	4,537	7,555
	4,119	824	1,538
	4,533	906	1,511
	2,012	402	671
	1,213	243	404
	791	158	264
	643	129	214
	75	55	92
	5	31	51
	25	5	8
	34	5	8
	25	5	8
	TOTAL	177,098	35,419
UNINCORP.	567,176		
	44,011		
	323,990		
	164,117		
	149,783		
	68,383		

Sec AS 43.75.130 is amended to read:

The commissioner of revenue shall pay to each municipality unified under AS 29.65.240-29.68.440, and to each city located in the unincorporated borough, $33\frac{1}{3}\%$ of the amount of tax revenue collected in the municipality from taxes levied by AS 43.75. The commissioner of revenue shall pay to each borough $33\frac{1}{3}\%$ of the amount of tax revenue collected in the area of the borough located outside cities from taxes levied by AS 43.75 and $16\frac{2}{3}\%$ of the amount of tax revenue collected in cities located within the borough from taxes levied by AS 43.75. The commissioner of revenue shall pay to each city located in a borough $16\frac{2}{3}\%$ of the amount of tax revenue collected in the city from taxes levied by AS 43.75.

City of Seldovia

P. O. DRAWER B

TELEPHONE 234-7643

SELDOVIA, ALASKA 99663

March 15, 1979

SSB 132
HB 306

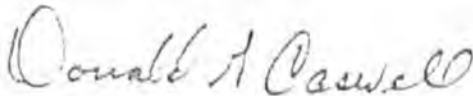
Honorable Representative Alvin Osterback
Co-Chairman, House Resource Committee
House of Representatives
Fech V
Juneau, Alaska 99811

Dear Representative Osterback:

Enclosed is City of Seldovia's Resolution #79-9. A Resolution in opposition of House Bill 306 - Raw Fish Tax and any related Senate bills.

Sincerely

CITY OF SELDOVIA



Donald G. Caswell

City Manager

ck

Enclosure

HB 306
CSSB 132

RESOLUTION 79-9

A RESOLUTION IN FAVOR OF HB 306 - RAW FISH TAX

WHEREAS, HB 306 has been introduced which would standardize the raw fish tax at 9% of raw value regardless of species of fish being processed or the method of processing, and

WHEREAS, the fishing industry is the major economy of Seldovia and this industry is presently depressed in this area, and

WHEREAS, further increase in taxation of this industry will bring harm to processors and fishermen alike, and will further depress the economy of our area,

Now, THEREFORE BE IT RESOLVED, by the City Council of the City of Seldovia, that this municipality hereby urges a vote of Do Not Pass on HB 306, and any related Senate bills.

PASSED AND APPROVED THIS _____ day of March, 1979.

Barlene Crawford
Barlene Crawford,
Mayor

ATTEST:

[Signature]
C. L. ...
City Clerk

(5883)

April 2, 1979

Dear Legislator:

I am in favor of the 6 per cent raw fish tax.

Kodiak fishermen have not paid a boat tax for the past 15 years. Many fishermen now have million dollar vessels and own interests in seafood processing plants.

Non-fishermen Alaskans are paying taxes for the fishermen.

Many fishing boats are foreign owned and also from the lower '48. These boat owners catch Alaska's fish and leave the State with the money. The 6 per cent raw fish tax would insure Alaskans a piece of the pie. Fishermen have been free-loading long enough.

By this letter, I am expressing my strong support of needed legislation of a 6 per cent raw fish tax.

Sincerely,



Okey Chandler
Box 1655
Kodiak, Alaska 99615

1977-78 Raw Fish Tax for 2nd Class Cities
and Unincorporated Areas

	<u>Raw Fish Tax</u>	<u>20% return</u>	<u>33 1/3 return</u>
2 ND CLASS CITIES			
Agiak	\$ 65,460	\$ 13,092	\$ 21,798
Arctic	48,478	9,694	16,140
Barrow	26,166	5,233	8,713
Chitina	24,687	4,937	7,555
Chukchi	4,000	724	1,238
Chukot	4,532	906	1,511
Chukot	2,012	402	671
Chukot	1,228	243	404
Chukot	1,091	158	264
Chukot	643	129	214
Chukot	175	35	52
Chukot	74	15	25
Chukot	25	5	8
Chukot	25	5	8
TOTAL	177,098	35,419	58,975
UNINCORP.			
Agiak	161,170	32,234	53,862
Arctic	325,490	65,098	108,415
Barrow	160,117	32,023	53,371
Chukchi	149,780	29,956	50,297
Chukot	68,383	13,677	22,797

1 * Sec. . AS 43.75.130 is amended to read:

2 Sec. 43.75.130. REFUND TO LOCAL GOVERNMENTS. The commissioner of
3 revenue shall pay to each organized borough, ~~to~~ [AND] each city, and to
4 each municipality unified under AS 29.68.240 - 29.68.440, 20 [OF THE FIRST
5 CLASS 10] per cent of the amount of tax revenue collected in the municipal
6 ity [BOROUGH OR CITY] from taxes levied by AS 43.75 [AS 43.75.010 - 43.75.
7 090]. if tax revenue is collected in a city within a borough, the depart-
8 ment shall pay an amount equal to 10 per cent of the amount of revenue
9 collected in the city within the borough to the city and the same amount to
10 the borough.

13 * Sec. . AS 43.18 is amended by adding new sections to read:

14 ARTICLE 5. GRANTS FOR FISHERIES PROJECTS.

15 Sec. 43.18.500. GRANTS FOR FISHERIES PROJECTS. (a) The fisheries
16 facilities grant account is established in the general fund. An amount to
17 carry out the provisions of (b) of this section may be appropriated annual
18 by the legislature to the account.

19 (b) Within the limits of legislative appropriations for this purpose,
20 the commissioner may make grants to municipalities receiving shared fish-
21 eries tax revenues under AS 43.75.130. A grant provided under this section
22 may not exceed 13 1/3 per cent of the amount of revenue collected in the
23 municipality from the tax levied and collected under AS 43.75. The commis-
24 sioner may make a grant to a municipality under this section only if the
25 municipality demonstrates to the commissioner's satisfaction that the grant
26 will be used on a fisheries project.

27 (c) In this section,

28 (1) "commissioner" means the commissioner of [];

1 (2) "fisheries project" means a dock or comparable facility
2 which may be used for the transfer or transportation of fishery products,
3 including all utilities necessary to service the project;

4 (3) "municipality" means a borough, home rule or general law
5 city, or a municipality unified under AS 29.68.240 - 29.68.440;
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1 cent of the value of the fishery resource processed by his fisheries
2 business during the year.

3 (L) A person engaging or attempting to engage in a fisheries
4 business who actually and physically processes the fishery resource is
5 liable for and shall pay to the department the whole tax imposed by this
6 section. In determining this tax liability, the person may not deduct
7 from the value of the fishery resource processed the value of fishery
8 resources canned or processed for other fisheries businesses, but shall
9 include this as part of the value of the fishery resources canned or
10 processed.

11 Sec. 43.75.017. CREDIT. A person engaged in a fisheries business
12 is allowed as a credit against the tax due under this chapter an amount
13 equal to one-half of the amount which he paid during the tax year as an
14 assessment under AS 16.10.530 - 16.10.540. The credit authorized by
15 this section may not exceed ⁵⁰40 per cent of the taxpayer's total tax
16 liability under this chapter before application of the credit authorized
17 by this section.

18 Sec. 43.75.131. TAX SHARING WITH MUNICIPALITIES. The legislature
19 may annually appropriate to each borough, to each city of the first
20 class, and to each municipality unified under AS 29.68.240 - 29.68.440,
21 an amount equal to ²⁰~~33~~ 1/3 per cent of the amount of tax revenue col-
22 lected in the municipality from taxes levied in this chapter. If tax
23 revenue is collected in a city within a borough, the legislature may
24 divide the tax revenue appropriated under this section between the city
25 and the borough.

26 Sec. 43.75.136. PAYMENTS TO COMMERCIAL FISHING AND AGRICULTURE
27 BANK. The legislature may annually appropriate 33 1/3 per cent of the
28 amount of tax revenue collected under this chapter to the Commercial
29 Fishing and Agriculture Bank established in AS 44.54.010 until the bank

1 is fully capitalized as determined by the commissioner of commerce and
2 economic development based upon the estimated capital needs of the bank.

3 Sec. 43.75.140. DEFINITIONS. In this chapter

4 (1) "department" means the Department of Revenue;

5 (2) "fisheries business" means a person who engages in pro-
6 cessing fisheries resources for sale by freezing, cooking, salting, or
7 other method and includes but is not limited to canneries, cold stor-
8 ages, freezer ships, and processing plants;

9 (3) "fishery resource" means fin fish, shellfish and fish
10 by-products, including but not limited to salmon, halibut, herring,
11 crab, clam, cod, shrimp, and pollock;

12 (4) "value" means the actual price paid for the fisheries
13 resource by the fisheries business including indirect consideration such
14 as fuel, supplies, or gear, except that "value" means the market value
15 of the fishery resource if procured in company owned or subsidized boat
16 operated by employees of the fisheries business or under lease or other
17 arrangement.

18 * Sec. 4. AS 43.75.100 is repealed and re-enacted to read:

19 Sec. 43.75.100. TAX IMPOSED ON TAKING OF FISHERY RESOURCE. (a)
20 person taking, purchasing, or otherwise acquiring a fishery resource
21 covered by this chapter which has not been subject to the tax imposed in
22 AS 43.75.015 who sells the fishery resource to a fisheries business
23 outside the taxing jurisdiction of the state is subject to the tax set
24 out in AS 43.75.015 on the value of the fishery resource sold.

25 (b) A person paying the tax imposed by (a) of this section may
26 claim the tax credit authorized by AS 43.75.017.

27 * Sec. 5. AS 43.75.030(a) is amended to read:

28 (a) A person subject to the tax shall file a return stating the
29 value of [RAW] fisheries resources [PRODUCTS] processed during the

CORRECTION

THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY

THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY

CORRECTION

Original sponsor: Kerttula

1 IN THE SENATE

2 HOUSE CS FOR CS FOR SENATE BILL NO. 132

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to fisheries taxes; and providing for
7 an effective date."

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

9 * Section 1. FINDINGS. The legislature finds that the state has

- 10 (1) funded and implemented several fisheries-related development
- 11 programs;
- 12 (2) funded and implemented fishery loan programs;
- 13 (3) increased its fishery protection and management program;
- 14 (4) funded and implemented a limited entry program; and
- 15 (5) embarked on a program of encouraging the development of a
- 16 bottom fishing industry.

17 * Sec. 2. PURPOSE. The purposes of this Act are to

- 18 (1) insure that the state is able to continue its efforts toward
- 19 overall fisheries-related development programs by raising additional revenue
- 20 to pay for the programs;
- 21 ~~(2)~~ ^{eliminate} make the imposition of the fisheries tax more uniform among
- 22 fisheries businesses; and
- 23 ² (3) provide funding for the development of new fisheries.

24 * Sec. 3. AS 43.75 is amended by adding new sections to read:

25 Sec. 43.75.011. FISHERIES BUSINESS LICENSE. A person engaging or
26 attempting to engage in a fisheries business shall first apply for and
27 obtain a license as provided in AS 43.75.020.

28 Sec. 43.75.015. FISHERIES BUSINESS TAX. (a) A person engaged in
29 a fisheries business is liable for and shall pay a tax equal to five per

1 cent of the value of the fishery resource processed by his fisheries
2 business during the year.

3 (b) A person engaging or attempting to engage in a fisheries
4 business who actually and physically processes the fishery resource is
5 liable for and shall pay to the department the whole tax imposed by this
6 section. In determining this tax liability, the person may not deduct
7 from the value of the fishery resource processed the value of fishery
8 resources canned or processed for other fisheries businesses, but shall
9 include this as part of the value of the fishery resources canned or
10 processed.

11 Sec. 43.75.017. CREDIT. A person engaged in a fisheries business
12 is allowed as a credit against the tax due under this chapter an amount
13 equal to one-half of the amount which he paid during the tax year as an
14 assessment under AS 16.10.530 - 16.10.540. The credit authorized by
15 this section may not exceed ⁵⁰40 per cent of the taxpayer's total tax
16 liability under this chapter before application of the credit authorized
17 by this section.

18 Sec. 43.75.131. TAX SHARING WITH MUNICIPALITIES. The legislature
19 may annually appropriate to each borough, to each city of the first
20 class, and to each municipality unified under AS 29.68.240 - 29.68.440,
21 an amount equal to ²⁰33 1/3 per cent of the amount of tax revenue col-
22 lected in the municipality from taxes levied in this chapter. If tax
23 revenue is collected in a city within a borough, the legislature may
24 divide the tax revenue appropriated under this section between the city
25 and the borough.

26 Sec. 43.75.136. PAYMENTS TO COMMERCIAL FISHING AND AGRICULTURE
27 BANK. The legislature may annually appropriate 33 1/3 per cent of the
28 amount of tax revenue collected under this chapter to the Commercial
29 Fishing and Agriculture Bank established in AS 44.54.010 until the bank

1 is fully capitalized as determined by the commissioner of commerce and
2 economic development based upon the estimated capital needs of the bank

3 Sec. 43.75.140. DEFINITIONS. In this chapter

4 (1) "department" means the Department of Revenue;

5 (2) "fisheries business" means a person who engages in pro-
6 cessing fisheries resources for sale by freezing, cooking, salting, or
7 other method and includes but is not limited to canneries, cold stor-
8 ages, freezer ships, and processing plants;

9 (3) "fishery resource" means fin fish, shellfish and fish
10 by-products, including but not limited to salmon, halibut, herring,
11 crab, clam, cod, shrimp, and pollock;

12 (4) "value" means the actual price paid for the fisheries
13 resource by the fisheries business including indirect consideration suc
14 as fuel, supplies, or gear, except that "value" means the market value
15 of the fishery resource if procured in company-owned or subsidized boat
16 operated by employees of the fisheries business or under lease or other
17 arrangement.

18 * Sec. 4. AS 43.75.100 is repealed and re-enacted to read:

19 Sec. 43.75.100. TAX IMPOSED ON TAKING OF FISHERY RESOURCE. (a)
20 person taking, purchasing, or otherwise acquiring a fishery resource
21 covered by this chapter which has not been subject to the tax imposed in
22 AS 43.75.015 who sells the fishery resource to a fisheries business
23 outside the taxing jurisdiction of the state is subject to the tax set
24 out in AS 43.75.015 on the value of the fishery resource sold.

25 (b) A person paying the tax imposed by (a) of this section may
26 claim the tax credit authorized by AS 43.75.017.

27 * Sec. 5. AS 43.75.030(a) is amended to read:

28 (a) A person subject to the tax shall file a return stating the
29 value of [RAW] fisheries resources [PRODUCTS] processed during the

1 license year, computed as required by [AS 43.75.010 - 43.75.050 OF] thi
2 chapter, and such other information as the department prescribes by
3 regulation. The return shall show the license number and shall be
4 signed by the taxpayer or his authorized agent, under penalty of per-
5 jury. If a receiver, trustee, or assign is operating the property or
6 business, he shall file the return for the person. A tax due on the
7 basis of such a return shall be collected in the same manner as if
8 collected from the person of whose business he has custody and control.

9 * Sec. 6. AS 43.75.030(e) is amended to read:

10 (e) Every person engaging or attempting to engage in a business
11 for which a license is required under [AS 43.75.010 - 43.75.050 OF] thi
12 chapter shall keep [SUCH] records, make [SUCH] statements under oath,
13 file [SUCH] returns, and comply with all [SUCH] regulations which [AS]
14 the commissioner of revenue may prescribe.

15 * Sec. 7. AS 43.75.050(f) is amended to read:

16 (f) A person who wilfully fails to obtain a license, pay a tax,
17 make a return, keep or display a record, or supply the information at
18 the time required by law or regulation, in violation of [AS 43.75.010 -
19 43.75.055 OF] this chapter, is, in addition to other penalties provided
20 by law, guilty of a misdemeanor, and upon conviction is punishable by a
21 fine of not more than \$1,000, or by imprisonment for not more than one
22 year, or by both, together with the cost of prosecution.

23 * Sec. 8. AS 43.75.055 is amended to read:

24 Sec. 43.75.055. SECURITY FOR COLLECTION OF TAXES. Each applicant
25 for a license under this chapter shall, in or with his application,
26 state under oath the amount of each of the products which he expects to
27 produce during the license year. The applicant shall further state the
28 extent of lienable real property owned by the applicant in the state
29 against which the tax may be collected and other information with

1 respect to description, location and value of the property which the
2 department prescribes. If the lienable value of the property is not
3 equal to three times the amount of the tax for which the applicant will
4 probably be liable under this section, the department may not issue the
5 license until the applicant files with the department a surety bond
6 approved by the attorney general in a penal sum equal to twice the
7 probable amount of the tax for which the applicant will be liable,
8 conditioned upon payment of the tax in full when due, with interest if
9 not paid before delinquency. However, if the applicant purchases salmon
10 for export from Alaska in the round, the amount of the bond is \$50,000
11 unless the applicant is the owner of lienable real property in the state
12 of a value of at least \$50,000, and the bond must be conditioned upon
13 payment to the fisherman of the full purchase price for the salmon and
14 the payment of the tax in full when due. The department may waive the
15 bond requirement if the applicant posts other security in the form of
16 collateral acceptable to the department or prepays the estimated tax.

* Sec. 9. AS 43.75.110 is amended to read:

18 Sec. 43.75.110. DUTY OF TAXPAYER AND PAYMENT OF TAX. A person
19 subject to taxes under AS 43.75.100 - 43.75.120 shall make a return
20 stating the value of [RAW] fisheries resources [PRODUCTS] taken, pur-
21 chased, or otherwise acquired during the license year for sale to
22 fisheries businesses [FREEZER SHIPS, FLOATING COLD STORAGE, OR FLOATING
23 CANNERIES] outside of the taxing jurisdiction of the state computed as
24 required by AS 43.75.100 - 43.75.120, and other information to carry out
25 the provisions of AS 43.75.100 - 43.75.200 as may be prescribed by the
26 department. The return shall contain the license number and shall be
27 signed by the taxpayer or his authorized agent, under penalty of per-
28 jury. If a receiver, trustee, or assign is operating the property or
29 business, he shall make the return for the person. A tax due on the

1 basis of such return shall be collected in the same manner as if
2 collected from the person of whose business he has custody and control.
3 The requirements for time and place of payment of tax, and the obliga-
4 tion to keep records and make the records available to the commissioner
5 of revenue are the same as those prescribed in AS 43.75.011 - 43.75.050
6 [THE BUSINESS LICENSE TAX LAW FOR SALMON CANNERIES].

7 * Sec. 10. AS 43.75.120 is amended to read:

8 Sec. 43.75.120. VIOLATIONS AND PENALTIES. (a) The liability to
9 file returns and pay interest and deficiency assessments, and the sub-
10 jection of property to liens is the same as prescribed in AS 43.75.011
11 43.75.050 [THE BUSINESS LICENSE TAX LAW FOR SALMON CANNERIES].

12 (b) A violation of AS 43.75.100 - 43.75.120 or the regulations
13 issued under AS 43.75.100 - 43.75.120 is a misdemeanor subject to punish-
14 ment as prescribed in AS 43.75.011 - 43.75.050 [THE BUSINESS LICENSE T
15 LAW FOR SALMON CANNERIES].

16 * Sec. 11. AS 29.53 is amended by adding a new section to read:

17 Sec. 29.53.162. TAX ADJUSTMENT FOR PROPERTY OF PERSONS ENGAGED IN
18 CERTAIN FISHERIES BUSINESSES. (a) The borough shall allow as a credit
19 against the tax levied on the real property of a taxpayer used by the
20 taxpayer in the processing of fisheries resources the amount of tax pai
21 under AS 43.75.015 and 43.75.100 during the preceding tax year of the
22 borough on the processing of a fish species designated by the commis-
23 sioner of fish and game as a developing commercial species under AS 16
24 05.050(12). The tax credit may not exceed the taxpayer's tax liability
25 to the borough under this chapter.

26 (b) A taxpayer claiming the tax credit provided in (a) of this
27 section shall furnish with the tax payment a copy of his return filed
28 with the Department of Revenue under AS 43.75.030(e) indicating his
29 liability for, and payment of, fisheries taxes under AS 43.75 during t.

preceding calendar year. A taxpayer claiming the tax credit provided in (a) of this section who, during the previous year, has processed both fish species designated by the commissioner of fish and game as developing commercial species and fish species which have not been so designated shall include a certified statement indicating the proportion of the total fisheries resource attributable to species designated by the commissioner of fish and game and for which a credit is claimed under this section.

(c) If the property for which a tax credit is claimed under this section is located inside a city within a borough and each municipality levies and collects a property tax, the tax credit allowed to the taxpayer

(1) against the tax due the city is the amount of tax paid under AS 43.75.015 and 43.75.100 attributable to developing commercial fish species designated by the commissioner of fish and game multiplied by the ratio of the city's property tax rate to the total property tax rate levied by the city and the borough;

(2) against the tax due the borough is determined by subtracting from the total tax credit allowed, the amount determined under (1) of this subsection.

* Sec. 12. AS 16.05.050 is amended by adding a new paragraph to read:

(12) not later than October 31 of each year, designate and provide to the commissioners of revenue and community and regional affairs the names of those species of fish of which there is a significant supply and for which there is a developing commercial market.

* Sec. 13. AS 43.75.010, 43.75.060, 43.75.070, 43.75.080, 43.75.090, 43.75.095, 43.75.130, and 43.75.135 are repealed.

* Sec. 14. TRANSITION. The taxes paid for the 1978 calendar year under AS 43.75 shall be shared with municipalities in accordance with AS 43.75.130

1 and 43.75.135, as those sections read before repeal by this Act. The taxes
2 paid for the 1979 calendar year and for each succeeding calendar year may be
3 shared with municipalities in accordance with AS 43.75.131, added by sec. 3
4 of this Act.

5 * Sec. 15. TREATMENT OF HALIBUT. For purposes of AS 16.05.050(12), added
6 by sec. 12 of this Act, halibut is designated a developing commercial fish
7 species. The designation of halibut as a developing commercial fish species
8 ceases when the commissioner of fish and game no longer designates halibut as
9 a species of which there is a significant supply and for which there is a
10 developing commercial market.

11 * Sec. 16. Sections 1 - 10, 13 and 14 of this Act are retroactive to
12 January 1, 1979.

13 * Sec. 17. Sections 1 - 10, 13, 14 and 16 of this Act take effect
14 immediately in accordance with AS 01.10.070(c). Section 11 of this Act take
15 effect January 1, 1980. Sections 12 and 15 of this Act take effect July 1,
16 1979.

SB

134

COMMITTEE REPORT

HOUSE

FURTHER: FINANCE

March 22, 1978

Date: 3 21 78

Mr. Speaker:

The Committee on C&RA has had CSSB 134

"An Act making a special appropriation to the Department of Community and Regional Affairs for grants to municipalities and other recipients in place of entitlements under the program of state aid to local governments; 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

MEMBERS HAVING
OTHER RECOMMENDATIONS:

D P
CHAIRMAN



Alaska State Legislature

House of Representatives

Committee on

Community & Regional Affairs

COMMITTEE MINUTES

Pouch V
State Capitol
Juneau, Alaska 99811

Official Business

DATE: 4/2/79

BILL NUMBER AND TITLE: CSSB134 (companion to HB344) Supplementary Revenue Sharing

ORIGINAL SPONSOR : Kertulla

OTHER SPONSORS:

RECEIVED FROM:

FURTHER REFERRALS:

MEMBERS PRESENT:

Parr
Branson
Parker
Zharoff
Carney

MEMBERS ABSENT:

Metcalf
O'Connell

INDIVIDUALS CONTACTED:

WITNESSES TESTIFYING:

Senator Jay Kertulla-

Seward vitally needs this revenue sharing. Filing of application was late due to an inadvertent error. Kertulla feels perhaps the Commissioner of C&RA felt she had to be particularly careful in regard to this funding as the request was from her home district. Thinks that this was unnecessary and that the late filing communities should receive the funds.

Palmer McCarter--Dept. of C&RA

Reiterated the Dept.'s position that there had to be some cut off date for the administration of the program.

Parr--suggests that a late filing penalty might be considered.

COMMITTEE ACTION: CSSB134 Passed out of committee

TAPE #6

SIDE 1

Sections 620-655



Alaska State Legislature

House of Representatives

Committee on

Community & Regional Affairs

COMMITTEE MINUTES

Pouch V
State Capitol
Juneau, Alaska 99811

Official Business

DATE: 3/14/79

BILL NUMBER AND TITLE: HB 344 Appropriation to DER for grants to municipalities and other recipients in place of entitlements under the program of state aid to local governments;

ORIGINAL SPONSOR :

Branson

OTHER SPONSORS:

RECEIVED FROM:

FURTHER REFERRALS:

MEMBERS PRESENT: Zharoff

Carney O'Connell

Metcalfe Parr

Parker Branson

MEMBERS ABSENT:

INDIVIDUALS CONTACTED:

WITNESSES TESTIFYING:

Doug Griffin- Dept. of C&RA These communities didn't get applications in on time. Dept. thinks there has to be some incentive for complying with deadlines. Seward apparently had their application ready to go and due to an error it was not mailed.

Branson -- CS SB 134 incorporates changes wanted by C&RA. That bill is presently in Senate Rules.

COMMITTEE ACTION: Action pending status of Senate bill

TAPE # 1 SIDE 1 930-996



Alaska State Legislature

Senate

Office of the Minority Leader

March 27, 1979

Pouch V
State Capitol
Juneau, Alaska 99811

Bill
TO: Representative Bill Parker
Chairman, Community and Regional Affairs
FROM: Senator Jalmar Kerttula

The 80th day is fast approaching us. Would there be a possibility of scheduling SB 134 for committee hearing soon. Through a series of errors and oversights this legislation was necessary and is vital to the City of Seward. Thank you.

Chunks
Jalmar Kerttula