

HOUSE BILL NO. 398

IN THE LEGISLATURE OF THE STATE OF ALASKA
THIRTIETH LEGISLATURE - SECOND SESSION

BY THE HOUSE FINANCE COMMITTEE

Introduced: 2/23/18
Referred: Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the allocation and apportionment of income of a public utility for**
2 **purposes of the Alaska Net Income Tax Act; and providing for an effective date."**

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

4 * **Section 1.** AS 43.20 is amended by adding a new section to article 2 to read:

5 **Sec. 43.20.146. Public utilities.** Notwithstanding sec. 2, art. IV of AS 43.19
6 (Multistate Tax Compact), and unless otherwise provided under AS 43.20.143 -
7 43.20.145, a taxpayer that is a public utility shall allocate income in accordance with
8 the remainder of art. IV of AS 43.19 (Multistate Tax Compact).

9 * **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to
10 read:

11 **APPLICABILITY.** AS 43.20.146, added by sec. 1 of this Act, does not apply to a
12 taxpayer that files a return under AS 43.20 for a taxable year commencing before the effective
13 date of sec. 1 of this Act.

14 * **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to

1 read:

2 TRANSITION: REGULATIONS. The Department of Revenue shall adopt regulations
3 necessary to implement the changes made by this Act. The regulations take effect under
4 AS 44.62 (Administrative Procedure Act), but not before January 1, 2019.

5 * **Sec. 4.** Sections 1 and 2 of this Act take effect January 1, 2019.