

**HOUSE BILL NO. 209**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SIXTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES CHENAULT, Johansen, Coghill, Stoltze, Hawker, Joule, Dahlstrom, Austerman, Edgmon, Fairclough, Richard Foster, Gatto, Harris, Herron, Johnson, Keller, Kelly, Lynn, Millett, Muñoz, Neuman, Olson, Ramras, Seaton, Thomas, Peggy Wilson, Gardner

Introduced: 3/30/09

Referred: Resources, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act providing for a surcharge on oil produced in the state and delivered to a state  
2 that imposes a tax on fuel delivered to this state."

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

4 \* **Section 1.** AS 43.55 is amended by adding a new section to article 3 to read:

5 **Sec. 43.55.320. Surcharge levied on crude oil exported to a state that taxes**  
6 **fuel delivered to this state.** (a) Every producer of oil shall pay a surcharge of \$15.75  
7 a barrel of oil produced from each lease or property in the state, less any oil the  
8 ownership or right to which is exempt from taxation, that is delivered to a state that  
9 taxes fuel delivered to this state.

10 (b) The surcharge imposed by (a) of this section is in addition to the tax  
11 imposed by AS 43.55.011 and is due on the last day of the month on oil produced  
12 from each lease or property during the preceding month. The surcharge is in addition  
13 to the surcharge imposed by AS 43.55.201 - 43.55.231 and 43.55.300.

14 (c) A producer of oil shall make a report of production on March 31 of the

1 year following the calendar year of production and in the same manner and under the  
2 same penalties as required under AS 43.55.011 - 43.55.180.

3 (d) In this section, "fuel" includes fuel used

4 (1) in an engine for the propulsion of a motor vehicle or aircraft;

5 (2) in and on watercraft for any purpose;

6 (3) in a stationary engine, machine, or mechanical contrivance that is  
7 run by an internal combustion motor; or

8 (4) to heat private or commercial buildings or facilities.

9 \* **Sec. 2.** AS 43.55.900(22) is amended to read:

10 (22) "surcharge" means

11 (A) when used in [AS 43.55.201 - 43.55.299], the surcharge  
12 levied by AS 43.55.201;

13 (B) when used in **AS 43.55.300 - 43.55.320** [AS 43.55.300 -  
14 43.55.310], the **surcharges** [SURCHARGE] levied by AS 43.55.300 **and**  
15 **43.55.320**;

16 \* **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to  
17 read:

18 REVISOR'S INSTRUCTION. The revisor of statutes is instructed to change the title  
19 of art. 3 of AS 43.55 from "Additional Conservation Surcharge on Oil" to "Additional  
20 Surcharges on Oil."