

**SENATE BILL NO. 245**

IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-SIXTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Introduced: 1/29/10

Referred: Resources, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to the salmon product development tax credit; and providing for an  
2 effective date by amending an effective date in sec. 7, ch. 57, SLA 2003, as amended by  
3 sec. 4, ch. 3, SLA 2006, and by sec. 4, ch. 8, SLA 2008."

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

5 \* **Section 1.** AS 43.75.035(b) is amended to read:

6 (b) The amount of the tax credit applied against taxes under this section may  
7 not

8 (1) exceed 50 percent of the taxpayer's tax liability incurred under this  
9 chapter for processing of salmon during the tax year; or

10 (2) be claimed for property first placed into service after December 31,  
11 2015 [2011].

12 \* **Sec. 2.** Section 7, ch. 57, SLA 2003, as amended by sec. 4, ch. 3, SLA 2006, and by sec. 4,  
13 ch. 8, SLA 2008, is amended to read:

14 Sec. 7. Section 3, ch. 57, SLA 2003, [OF THIS ACT] takes effect on the

1 earlier of the following:

2 (1) January 1, 2019 [2015]; or

3 (2) the date of the attorney general's notification to the lieutenant  
4 governor and to the revisor of statutes that

5 (A) a court has entered final judgment that AS 43.75.035 or  
6 43.75.036, added by sec. 1, ch. 57, SLA 2003, violates the commerce clause  
7 contained in art. I, sec. 8, United States Constitution; and

8 (B) the time for an appeal of that judgment has expired, or, if  
9 an appeal was taken, a final order on the appeal has been entered that  
10 AS 43.75.035 or 43.75.036, added by sec. 1, ch. 57, SLA 2003, violates the  
11 commerce clause contained in the United States Constitution.