

Introduced by: City Manager Foley  
Date: January 8, 2013  
Public Hearing: January 22, 2013  
Action: Passed  
Vote: 6-0

## *CITY OF BETHEL, ALASKA*

### **Ordinance #13-03**

#### **AN ORDINANCE BY THE BETHEL CITY COUNCIL AMENDING SECTIONS 4.16.040 F SALES AND USE TAX EXEMPTIONS**

**THEREFORE BE IT ORDAINED** by the City Council of Bethel, Alaska, that the Bethel Municipal Code shall be amended and revised as follows:

**SECTION 1. Classification.** This ordinance is of a permanent nature and shall become a part of the Bethel Municipal Code.

**SECTION 2. Amending BMC 4.16.040 F.** The Bethel Municipal Code is amended as follows (new language is underlined and ~~old language is stricken out~~):

#### **4.16.040 Exemptions.**

The following sales are exempt from the tax levied under this chapter only in accordance with the limitations provided for in this section:

~~F. A sale the city is prohibited from taxing under the Constitution and laws of the United States or the Constitution and the laws of the state of Alaska is exempt. A sale made directly to the state, its political subdivisions, or the U.S. government is exempt. A sale to a federal, or state or City contractor, or a contractor of a political subdivision of the state, is not exempt even if the government pays directly for the purchase unless the contractor and government cannot be viewed as separate entities if the purchase is solely for the construction on behalf of the federal, state or City government, and applies only to actual construction materials purchased on behalf of the federal, state or City entity and used in the federal, state or City project.~~


F. A sale the city is prohibited from taxing under the Constitution and laws of the United States or the Constitution and the laws of the state of Alaska is exempt. A sale made directly to the state, its political subdivisions, or the U.S. government is exempt. A sale to a federal, or state or City contractor, or a contractor of a political subdivision of the state, is not exempt even if the government pays directly for the purchase. ~~unless the contractor and government cannot be viewed as separate entities.~~

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G. A sale to an employee of the state, its political subdivisions, or the federal government is only exempt when the government employee provides proof that the sale is for government business by paying for the sale with a government voucher, purchase order, check, or warrant, or providing other verifiable documentation to the seller to allow the seller to readily determine that the sale is for government business;

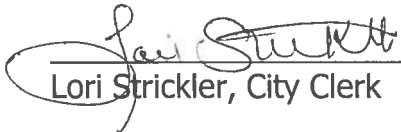
**SECTION 5. Effective Date.** This section shall become effective immediately upon the passage by the City Council.

**ENACTED THIS 22nd DAY OF JANUARY 2013, BY A VOTE OF 6 IN FAVOR AND 0 OPPOSED.**



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Joseph A. Klejka , Mayor

ATTEST:



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Lori Strickler, City Clerk