

CODE ORDINANCE

Sponsored by: Assembly member Mayfield
Introduced: 09/01/20
Public Hearing: 09/15/20
Adopted: 09/15/20

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 20-085**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY AMENDING MSB 3.60.150(B), PROHIBITED ACTS, TO ALLOW MARIJUANA SALES TAX TO BE INCORPORATED INTO THE TOTAL PRICE OF RETAIL PRODUCTS.

BE IT ENACTED:

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the Borough Code.

Section 2. Amendment of section. MSB 3.60.150(B) is hereby amended to read as follows:

(B) [A SELLER MAY NOT ADVERTISE OR STATE TO THE PUBLIC OR TO ANY BUYER, OR RENDER DIRECTLY OR INDIRECTLY, THAT THE TAX, OR ANY PART OF IT, SHALL BE ASSUMED OR ABSORBED BY THE SELLER, OR THAT THE TAX SHALL NOT BE ADDED TO THE SALE OR THAT IT SHALL BE REFUNDED. A SELLER MAY NOT ABSORB OR FAIL TO ADD THE TAX OR ANY PART OF IT, OR REFUND ANY TAX OR FAIL TO STATE THE TAX] It is unlawful for any retailer to hold out or state to the public or to any consumer, directly or indirectly, that the tax or any part thereof shall be assumed or absorbed by the retailer, or if added, that it or any part thereof shall be refunded. A seller may include the sales tax in the sales price but they may not advertise or hold out

to the public in any manner, directly or indirectly that
the sales tax is not considered as an element in the
sales price to the consumer.

Section 3. Effective date. This ordinance shall take effect upon adoption.

ADOPTED by the Matanuska-Susitna Borough Assembly this 15 day of September, 2020.


VERN HALTER, Borough Mayor

ATTEST:


LONNIE R. McKECHNIE, CMC, Borough Clerk
(SEAL)

YES: Hale, Nowers, Leonard, Mayfield, and Boeve

NO: McKee and Sumner