

26-LS0780\R

Cook

4/11/09

CS FOR HOUSE BILL NO. 205()**IN THE LEGISLATURE OF THE STATE OF ALASKA****TWENTY-SIXTH LEGISLATURE - FIRST SESSION****BY****Offered:****Referred:****Sponsor(s): REPRESENTATIVE CRAWFORD****A BILL****FOR AN ACT ENTITLED**

1 **"An Act relating to the permanent fund dividend of an otherwise qualified individual**
2 **who dies during the qualifying year; and providing for an effective date."**

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

4 *** Section 1.** AS 43.23.005(h) is amended to read:

5 (h) If an individual who would otherwise have been eligible for a permanent
6 fund dividend dies after applying for the dividend but before the dividend is paid, the
7 department shall pay the dividend to a personal representative of the estate or to a
8 successor claiming personal property under AS 13.16.680. If an individual who would
9 otherwise have been eligible for a dividend and who did not apply for the dividend
10 dies during the application period, a personal representative of the estate or a
11 successor claiming personal property under AS 13.16.680 may apply for and receive
12 the dividend. **If an individual who received a dividend for the year immediately**
13 **before the qualifying year and who would otherwise have been eligible for a**
14 **dividend dies during the qualifying year after having been a state resident for at**

1 least 180 days immediately before the date of death, notwithstanding (a)(1) - (3)
2 and (a)(6) of this section, a personal representative of the estate or a successor
3 claiming personal property under AS 13.16.680 may apply for and receive the
4 dividend. Notwithstanding AS 43.23.011, an [THE] application for a [THE] dividend
5 may be filed by the personal representative or the successor under this subsection at
6 any time before the end of the application period for the next dividend year.

7 * **Sec. 2.** This Act takes effect January 1, 2010.