

REPRESENTATIVE
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Alaska State Legislature



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House of Representatives

HB 190 – Version Change Summary

Comparison of versions of HB 190 on a sectional or comparison basis is impossible because there is no similarity between the language used in each version.

Version M

The original bill read across the floor was “An Act relating to the allowable absence for activity duty service members of the armed forces for purposes of permanent fund dividend eligibility.” The bill amended AS 43.23.008(c) to expand the exemption so that the ten year rule did not apply to individuals that were in the military and were eligible for a dividend for three years immediately preceding induction into the armed forces. Due to concerns raised over Constitutional issues and previous court rulings, this method of addressing the issue was abandoned.

Version X

Introduced as a sponsor substitute, this bill addressed “allowable absences from the state for purposes of eligibility for permanent fund dividends.” It changed the 10 year bright line rule to 20 years by amending AS 43.23.008(c). The result was a method whereas anyone, including members of the armed forces, could receive a dividend under an allowable absence for 20 years, presuming they met the qualifications in statute and regulation. This version has not been heard by the committee.

Version R

Presented as a committee substitute, this version still addresses “allowable absences from the state for purposes of eligibility for permanent fund dividends.” Instead of providing specific exemptions, it strengthens what is currently in regulation creating a presumption that, if someone is absent from the state for five years, they do not have an intent to return. The bill also puts into law the criteria the Permanent Fund Division uses to allow someone to rebut the presumption that they will not return. A sectional analysis of the Version R is available.