

AMENDMENT

#1

offered by:  
Senator Bishop

OFFERED IN THE SENATE

TO: CSSB 78( ), Draft Version "M"

1 Page 1, line 4, following "fund;":

2 Insert "relating to the duties of the Department of Revenue;"

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4 Page 2, following line 20:

5 Insert a new bill section to read:

6 "\*\* Sec. 2. AS 43.23.055 is amended to read:

7 **Sec. 43.23.055. Duties of the department.** The department shall

8 (1) annually pay permanent fund dividends from the dividend fund;

9 (2) subject to AS 43.23.011 and [PARAGRAPH] (8) of this section,

10 adopt regulations under AS 44.62 (Administrative Procedure Act) that establish

11 procedures and time limits for claiming a permanent fund dividend; the department

12 shall determine the number of eligible applicants by October 1 of the year for which

13 the dividend is declared and pay the dividends by December 31 of that year;

14 (3) adopt regulations under AS 44.62 (Administrative Procedure Act)

15 that establish procedures and time limits for an individual upon emancipation or upon

16 reaching majority to apply for permanent fund dividends not received during minority

17 because the parent, guardian, or other authorized representative did not apply on

18 behalf of the individual;

19 (4) assist residents of the state, particularly in rural areas, who, because

20 of language, disability, or inaccessibility to public transportation, need assistance to

21 establish eligibility and to apply for permanent fund dividends;

22 (5) use a list of individuals ineligible for a dividend under

23 AS 43.23.005(d) provided annually by the Department of Corrections and the

1 Department of Public Safety to determine the number and identity of those  
2 individuals;

3 (6) adopt regulations that are necessary to implement AS 43.23.005(d);

4 (7) adopt regulations that establish procedures for the parent, guardian,  
5 or other authorized representative of a disabled individual to apply for prior year  
6 permanent fund dividends not received by the disabled individual because no  
7 application was submitted on behalf of the individual;

8 (8) adopt regulations that establish procedures for an individual to  
9 apply to have a dividend disbursement under AS 37.25.050(a)(2) reissued if it is not  
10 collected within two years after the date of its issuance; however, the department may  
11 not establish a time limit within which an application to have a disbursement reissued  
12 must be filed;

13 (9) provide any information, upon request, contained in permanent  
14 fund dividend records to the child support services agency created in AS 25.27.010, or  
15 the child support enforcement agency of another state, for child support purposes  
16 authorized under law; if the information is contained in an electronic data base, the  
17 department shall provide the requesting agency with either

18 (A) access to the data base; or

19 (B) a copy of the information in the data base and a statement  
20 certifying its contents;

21 (10) establish a fraud investigation unit for the purpose of assisting the

22 (A) Department of Law in the prosecution of individuals who  
23 apply for or obtain a permanent fund dividend in violation of a provision in  
24 AS 11, by detecting and investigating those crimes; and

25 (B) commissioner to detect and investigate the claiming or  
26 paying of permanent fund dividends that should not have been claimed by or  
27 paid to an individual and to impose the penalties and enforcement provisions  
28 under AS 43.23.035;

29 **(11) adopt regulations under AS 44.62 (Administrative Procedure**  
30 **Act) so that contributions under AS 43.23.062 are given a priority over donations**  
31 **under AS 43.23.064 if the total amount of contributions and donations elected by**

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1        **an applicant exceeds the amount of the permanent fund dividend that the**  
2        **applicant is entitled to receive."**

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4        Renumber the following bill sections accordingly.