

## Residency Requirements for Limited Entry Permits -Alaska Statute and Regulation

### Statute

AS 01.10.055. Residency.

- (a) A person establishes residency in the state by being physically present in the state with the intent to remain in the state indefinitely and to make a home in the state.
- (b) A person demonstrates the intent required under (a) of this section
  - (1) by maintaining a principal place of abode in the state for at least 30 days or for a longer period if a longer period is required by law or regulation; and
  - (2) by providing other proof of intent as may be required by law or regulation, which may include proof that the person is not claiming residency outside the state or obtaining benefits under a claim of residency outside the state.
- (c) A person who establishes residency in the state remains a resident during an absence from the state unless during the absence the person establishes or claims residency in another state, territory, or country, or performs other acts or is absent under circumstances that are inconsistent with the intent required under (a) of this section to remain a resident of this state.

### Regulation

20 AAC 05.290. Residency

- (a) For the purposes of assessing the fees for the application for, annual issuance of, or renewal of entry and interim-use permits, the commission will determine an individual to be a resident of this state if, on the date of permit application, issuance, or renewal, and throughout the 12-month period before that date, that individual
  - (1) except for brief intervals, military service, attendance at an educational or training institution, or absence for good cause is, and was, physically present in the state with the intent to remain in the state indefinitely and to make a home in the state; and
  - (2) did not claim or receive benefits as a resident of another state, territory or country.
- (b) For purposes of (a) of this section, criteria relevant to the commission's determination of residence include
  - (1) where an individual is registered to vote;
  - (2) where an individual claims residence on the individual's income tax returns;
  - (3) where an individual registers or licenses the individual's personal property, including cars, boats, trucks, and trailers;
  - (4) by which state the individual is licensed to drive;
  - (5) in which state the individual maintains bank accounts, savings accounts, lines of credit, and other such financial relationships; and
  - (6) in which state the individual maintains a permanent place of abode.

History: Eff. 10/27/2001, Register 160

Authority:

AS 01.10.055

AS 16.43.100

AS 16.43.160