

AMENDMENT

Rep. Carpenter
by request of
Bill Sponsor

OFFERED IN THE HOUSE
TO: HB 45

1 Page 1, lines 1 - 2:

2 Delete "from permanent fund dividends to the general and permanent funds"

3 Insert "and donations from permanent fund dividends"

4

5 Page 1, following line 3:

6 Insert a new bill section to read:

7 **** Section 1.** AS 43.23.055 is amended to read:

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

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

10 (2) subject to AS 43.23.011 and (8) of this section, adopt regulations
11 under AS 44.62 (Administrative Procedure Act) that establish procedures and time
12 limits for claiming a permanent fund dividend; the department shall determine the
13 number of eligible applicants by October 1 of the year for which the dividend is
14 declared and pay the dividends by December 31 of that year;

15 (3) adopt regulations under AS 44.62 (Administrative Procedure Act)
16 that establish procedures and time limits for an individual upon emancipation or upon
17 reaching majority to apply for permanent fund dividends not received during minority
18 because the parent, guardian, or other authorized representative did not apply on
19 behalf of the individual;

20 (4) assist residents of the state, particularly in rural areas, who, because
21 of language, disability, or inaccessibility to public transportation, need assistance to
22 establish eligibility and to apply for permanent fund dividends;

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

1 AS 43.23.005(d) provided annually by the Department of Corrections and the
2 Department of Public Safety to determine the number and identity of those
3 individuals;

4 (6) adopt regulations that are necessary to implement AS 43.23.005(d)
5 and 43.23.048;

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

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

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

20 (A) access to the data base; or

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

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

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

27 (B) commissioner to detect and investigate the claiming or
28 paying of permanent fund dividends that should not have been claimed by or
29 paid to an individual and to impose the penalties and enforcement provisions
30 under AS 43.23.270;

31 (11) adopt regulations under AS 44.62 (Administrative Procedure Act)

1 so that, [CONTRIBUTIONS UNDER AS 43.23.130 ARE GIVEN A PRIORITY
2 OVER DONATIONS UNDER AS 43.23.230] if the total amount of contributions and
3 donations elected by an applicant exceeds the amount of the permanent fund dividend
4 that the applicant is entitled to receive, contributions and donations are given the
5 following priority order:

- 6 (A) contributions under AS 43.23.130;
- 7 (B) donations under AS 43.23.230;
- 8 (C) contributions under AS 43.23.135."

9
10 Page 1, line 4:

11 Delete "Section 1"

12 Insert "Sec. 2"

13
14 Page 1, line 13, following "AS 43.23.130":

15 Insert "and donations under AS 43.23.230"

16
17 Page 1, line 14, following "AS 43.23.130":

18 Insert "and donations under AS 43.23.230"