

HOUSE BILL NO. 4

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES KOTT, Mulder

Introduced: 1/16/95

Referred: State Affairs, Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to absences from the state for purposes of determining residency
2 under the permanent fund dividend program; and providing for an effective
3 date."

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

5 * **Section 1.** AS 43.23.095(8) is amended to read:

6 (8) "state resident" means an individual who is physically present in the
7 state with the intent to remain permanently in the state under the requirements of
8 AS 01.10.055 or, if the individual is not physically present in the state, intends to
9 return to the state and remain permanently in the state under the requirements of
10 AS 01.10.055, and is absent only for any of the following reasons:

11 (A) vocational, professional, or other specific education for
12 which a comparable program was not reasonably available in the state;

13 (B) secondary or postsecondary education;

14 (C) military service;

- 1 (D) medical treatment;
2 (E) service in Congress;
3 (F) other reasons **that** [WHICH] the commissioner may
4 establish by regulation; [OR]
5 (G) service in the Peace Corps;
6 **(H) to accompany as the spouse, minor dependent, or**
7 **disabled dependent another resident who is absent for a reason permitted**
8 **under this paragraph;**

9 * **Sec. 2.** APPLICATION PERIODS. Notwithstanding permanent fund dividend
10 application procedures or deadlines established by law or regulation, an individual or the
11 parent, guardian, or authorized representative of a minor who qualified for the 1994 or 1995
12 dividend because of the amendment to AS 43.23.095(8), made in sec. 1 of this Act, may apply
13 or reapply for the dividend by September 1, 1995. The Department of Revenue shall prepare
14 a form for applications or reapplications under this section.

15 * **Sec. 3.** This Act takes effect immediately under AS 01.10.070(c).

16 * **Sec. 4.** This Act is retroactive to January 1, 1994.