

**HOUSE BILL NO. 437**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - SECOND SESSION

**BY REPRESENTATIVE DAVIES**

**Introduced: 2/18/98**

**Referred: State Affairs, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to receipt of permanent fund dividends by certain individuals**  
2 **who have been absent from the state for more than 180 days during a year; and**  
3 **providing for an effective date."**

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

5 **\* Section 1.** AS 43.23 is amended by adding a new section to read:

6 **Sec. 43.23.017. Dividends of certain individuals who have been absent.** (a)

7 An individual who is eligible for a permanent fund dividend and has been absent from  
8 the state for more than 180 consecutive days during the year immediately preceding  
9 January 1 of the current dividend year, or for more than 180 consecutive days in each  
10 of several consecutive years immediately preceding January 1 of the current dividend  
11 year, may not receive the dividend until the individual

12 (1) has been physically present in the state for a subsequent year,  
13 except that during the subsequent year the individual may have been absent for up to  
14 90 days; and

1                   (2) is otherwise eligible for the dividend declared for the year  
2 immediately following the year that satisfies the requirements of (1) of this subsection.

3                   (b) Only one prior year dividend may be paid to an individual during a current  
4 dividend year. If, before receiving the prior year dividend, an individual who is  
5 eligible to receive a prior year dividend under (a) of this section fails to apply or  
6 qualify for a dividend for a subsequent year, that individual becomes ineligible to  
7 receive the prior year dividend.

8                   (c) If an individual who is eligible to receive a dividend but has not received  
9 it dies before satisfying the requirements of (a)(1) and (2) of this section or before  
10 receiving the dividend, the department shall pay the dividend to the appropriate person  
11 on behalf of the estate of the individual.

12 \* **Sec. 2.** This Act takes effect January 1, 2000.