

HOUSE BILL NO. 314

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SECOND LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES MCGUIRE AND DAVIES, Croft

Introduced: 1/14/02

Referred: State Affairs, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to service in the peace corps as an allowable absence from the state for**
2 **purposes of eligibility for permanent fund dividends; and providing for an effective**
3 **date."**

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

5 * **Section 1.** AS 43.23.008(a) is amended to read:

6 (a) Subject to (b) and (c) of this section, an otherwise eligible individual who
7 is absent from the state during the qualifying year remains eligible for a current year
8 permanent fund dividend if the individual was absent

9 (1) receiving secondary or postsecondary education on a full-time
10 basis;

11 (2) receiving vocational, professional, or other specific education on a
12 full-time basis for which, as determined by the Alaska Commission on Postsecondary
13 Education, a comparable program is not reasonably available in the state;

14 (3) serving on active duty as a member of the armed forces of the

1 United States;

2 (4) serving under foreign or coastal articles of employment aboard an
3 oceangoing vessel of the United States merchant marine;

4 (5) receiving continuous medical treatment recommended by a
5 licensed physician or convalescing as recommended by the physician that treated the
6 illness if the treatment or convalescence is not based on a need for climatic change;

7 (6) providing care for a parent, spouse, sibling, child, or stepchild with
8 a critical life-threatening illness whose treatment plan, as recommended by the
9 attending physician, requires travel outside the state for treatment at a medical
10 specialty complex;

11 (7) providing care for the individual's terminally ill parent, spouse,
12 sibling, child, or stepchild;

13 (8) settling the estate of the individual's deceased parent, spouse,
14 sibling, child, or stepchild, provided the absence does not exceed 220 cumulative days;

15 (9) serving as a member of the United States Congress;

16 (10) serving on the staff of a member from this state of the United
17 States Congress;

18 (11) serving as an employee of the state in a field office or other
19 location;

20 (12) accompanying a minor who is absent under (5) of this subsection;

21 (13) accompanying another eligible resident who is absent for a reason
22 permitted under (1) - (3), (5) - (12), [OR] (14), **or (15)** of this subsection as the spouse,
23 minor dependent, or disabled dependent of the eligible resident;

24 (14) **serving as a volunteer in the federal peace corps program;**

25 **(15)** for any reason consistent with the individual's intent to remain a
26 state resident, provided the absence or cumulative absences do not exceed

27 (A) 180 days if the individual is not claiming an absence under
28 **(1) - (14)** [(1) - (13)] of this subsection;

29 (B) 120 days in addition to any absence or cumulative absences
30 claimed under (1) or (2) of this subsection if the individual is not claiming an
31 absence under **(3) - (14)** [(3) - (13)] of this subsection; or

1 (C) 45 days in addition to any absence or cumulative absences
2 claimed under (1) - (14) [(1) - (13)] of this subsection.

3 * **Sec. 2.** AS 43.23.008(b) is amended to read:

4 (b) An individual may not claim an allowable absence under (a)(1) - (14)
5 [(a)(1) - (13)] of this section unless the individual was a resident of the state for at
6 least six consecutive months immediately before leaving the state.

7 * **Sec. 3.** This Act takes effect January 1, 2003.