

HOUSE BILL NO. 315

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE COGHILL

Introduced: 12/30/05

Referred: Prefiled

A BILL

FOR AN ACT ENTITLED

1 **"An Act amending Rule 90.3, Alaska Rules of Civil Procedure, as it relates to child**
2 **support awards for children of seasonal workers."**

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

4 * **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section
5 to read:

6 DIRECT COURT RULE AMENDMENT. Rule 90.3(c), Alaska Rules of Civil
7 Procedure, is amended by adding a new paragraph to read:

8 (4) Paragraph (b)(4) does not apply to a parent who is a seasonal
9 worker. The child support award is to be paid by a seasonal worker in installments
10 calculated on the basis of the total adjusted annual income, divided and paid over the
11 period of seasonal work to meet the total award owed under (a) or (b). In this
12 paragraph, "seasonal worker" means that a parent is paid for work performed during
13 the period of available work and otherwise is unemployed for more than one month in
14 a year. Seasonal work includes construction, landscaping, fishing, tourism, and other

1 work performed over a period of less than a year.

2 * **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to
3 read:

4 TWO-THIRDS VOTE NOT REQUIRED FOR RULE 90.3 AMENDMENT. Because
5 Rule 90.3, Alaska Rules of Civil Procedure, was adopted under the Alaska Supreme Court's
6 interpretive authority exercised under art. IV, sec. 1, Constitution of the State of Alaska, sec. 1
7 of this Act takes effect for the purpose of amending Rule 90.3, Alaska Rules of Civil
8 Procedure, without needing to meet the two-thirds vote requirement normally applicable to
9 changing court rules under art. IV, sec. 15, Constitution of the State of Alaska.