

HOUSE BILL NO. 340

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-SECOND LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE KURKA

Introduced: 2/17/22

Referred: Health and Social Services, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the permanent fund dividend; relating to eligibility for public**
2 **assistance and state programs; and providing for an effective date."**

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

4 * **Section 1.** AS 43.23.025(a) is amended to read:

5 (a) By October 1 of each year, the commissioner shall determine the value of
6 each permanent fund dividend for that year by

7 (1) determining the total amount available for dividend payments,
8 which equals

9 (A) the amount of income of the Alaska permanent fund
10 transferred to the dividend fund under AS 37.13.145(b) during the current year;

11 (B) plus the unexpended and unobligated balances of prior
12 fiscal year appropriations that lapse into the dividend fund under
13 AS 43.23.045(d);

14 (C) less the amount necessary to pay prior year dividends from

1 the dividend fund in the current year under AS 43.23.005(h), 43.23.021, and
2 43.23.055(3) and (7);

3 (D) less the amount necessary to pay dividends from the
4 dividend fund due to eligible applicants who, as determined by the department,
5 filed for a previous year's dividend by the filing deadline but who were not
6 included in a previous year's dividend computation;

7 (E) less appropriations from the dividend fund during the
8 current year, including amounts to pay costs of administering the dividend
9 program [AND THE HOLD HARMLESS PROVISIONS OF AS 43.23.240];

10 (2) determining the number of individuals eligible to receive a
11 dividend payment for the current year and the number of estates and successors
12 eligible to receive a dividend payment for the current year under AS 43.23.005(h); and

13 (3) dividing the amount determined under (1) of this subsection by the
14 amount determined under (2) of this subsection.

15 * **Sec. 2.** AS 43.23.028(a) is amended to read:

16 (a) By October 1 of each year, the commissioner shall give public notice of
17 the value of each permanent fund dividend for that year and notice of the information
18 required to be disclosed under (3) of this subsection. In addition, the stub attached to
19 each individual dividend disbursement advice must

20 (1) disclose the amount of each dividend attributable to income earned
21 by the permanent fund from deposits to that fund required under art. IX, sec. 15,
22 Constitution of the State of Alaska;

23 (2) disclose the amount of each dividend attributable to income earned
24 by the permanent fund from appropriations to that fund and from amounts added to
25 that fund to offset the effects of inflation;

26 (3) disclose the amount by which each dividend has been reduced due
27 to each appropriation from the dividend fund, including amounts to pay the costs of
28 administering the dividend program [AND THE HOLD HARMLESS PROVISIONS
29 OF AS 43.23.240];

30 (4) include a statement that an individual is not eligible for a dividend
31 when

(A) during the qualifying year, the individual was convicted of a felony;

(B) during all or part of the qualifying year, the individual was incarcerated as a result of the conviction of a

(i) felony; or

(ii) misdemeanor if the individual has been convicted of a prior felony or two or more prior misdemeanors;

(5) include a statement that the legislative purpose for making individuals listed under (4) of this subsection ineligible is to

(A) provide funds for services for and payments to crime victims and operating costs of the Violent Crimes Compensation Board;

(B) provide funds to pay restitution owed to crime victims;

(C) provide funds for grants to nonprofit organizations for services for crime victims and for mental health services and substance abuse treatment for offenders;

(D) provide funds for the office of victims' rights;

(E) provide funds to the Council on Domestic Violence and Sexual Assault for grants for the operation of domestic violence and sexual assault programs; and

(F) obtain reimbursement for some of the costs imposed on the Department of Corrections related to incarceration or probation of those individuals;

(6) disclose the total amount that would have been paid during the previous fiscal year to individuals who were ineligible to receive dividends under AS 43.23.005(d) if they had been eligible;

(7) disclose the total amount transferred or appropriated for the current fiscal year under AS 43.23.048 for each of the accounts, funds, and agencies listed in AS 43.23.048.

* **Sec. 3.** AS 43.23.240 and 43.23.250 are repealed.

* **Sec. 4.** This Act takes effect January 1, 2023.