

**CS FOR HOUSE BILL NO. 126(TRB) am**

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-FOURTH LEGISLATURE - FIRST SESSION

**BY THE HOUSE SPECIAL COMMITTEE ON TRIBAL AFFAIRS**

Amended: 5/18/25

Offered: 5/2/25

Sponsor(s): REPRESENTATIVES FOSTER, Jimmie, Burke, Dibert, Josephson, Allard, Bynum, Kopp, Nelson

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to the reinstatement of Native village corporations; relating to the**  
2 **reinstatement of nonprofit corporations organized for a religious purpose and religious**  
3 **corporations; and providing for an effective date."**

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

5 \* **Section 1.** AS 10.06.960(k) is amended to read:

6 (k) Notwithstanding (i) of this section and **the requirement provided under**  
7 **AS 10.06.633(e) that a corporation may only be reinstated within two years from**  
8 **the date of the certificate of involuntary dissolution**, a corporation that is organized  
9 as a Native village corporation under the Act **and** [,] that has been involuntarily  
10 dissolved by the commissioner under AS 10.06.633 [, AND THAT HAS FAILED TO  
11 APPLY FOR REINSTATEMENT DURING THE PERIOD ESTABLISHED UNDER  
12 AS 10.06.633(e)] may be reinstated under AS 10.06.633(e) **at any time** [ON OR  
13 BEFORE DECEMBER 31, 2020]. The reinstated corporation and its shareholders  
14 have all of the rights, privileges, liabilities, and obligations that would have applied to

1 them if the corporation had not been dissolved, and all corporate and shareholder  
 2 actions taken during the period of dissolution are considered to be as valid as if  
 3 dissolution had not occurred. If a corporation elects to reinstate under this subsection  
 4 and if the corporation's previously used corporate name is no longer available for use  
 5 by the corporation, then, notwithstanding AS 10.06.502 - 10.06.510, an amendment to  
 6 the articles of incorporation changing the previously used corporate name may be  
 7 adopted by action of the corporation's board of directors alone.

8 \* **Sec. 2.** AS 10.20.325 is amended by adding a new subsection to read:

9 (b) A corporation organized under this chapter for a religious purpose that is  
 10 dissolved under (a) of this section may be reinstated at any time if it is established to  
 11 the satisfaction of the commissioner that in fact there was no cause for the dissolution,  
 12 or if the neglect, omission, delinquency, or noncompliance resulting in dissolution has  
 13 been corrected and payment made of double the amount delinquent along with the  
 14 amount the corporation would have paid had it not been dissolved during the period  
 15 between the date the certificate of dissolution was issued and the date of reinstatement.  
 16 Reinstatement may not be authorized if the corporation's name is no longer available  
 17 for use under AS 10.20.021(b), unless the corporation being reinstated amends its  
 18 articles of incorporation to change its name to conform with AS 10.20.021(b). Nothing  
 19 in this subsection relieves the reinstated corporation from penalty or forfeiture of its  
 20 powers in a case of failure to pay subsequently accruing licenses and taxes imposed by  
 21 a law of the state.

22 \* **Sec. 3.** AS 10.20.630(a) is amended to read:

23 (a) The biennial report of a domestic or foreign corporation must be delivered  
 24 to the commissioner before July 2 of the reporting year. A domestic corporation filing  
 25 its articles of incorporation and a foreign corporation receiving a certificate of  
 26 authority during an even-numbered year must file the biennial report before July 2 of  
 27 each even-numbered year. A corporation filing its articles of incorporation or  
 28 receiving its certificate of authority during an odd-numbered year must file the  
 29 biennial report before July 2 of each odd-numbered year. The biennial report is  
 30 delinquent if not filed before August 1 of each odd or even year as provided in this  
 31 section. Delinquent returns are subject to the penalty prescribed in AS 10.20.325(a)

1 [AS 10.20.325].

2 \* **Sec. 4.** AS 10.40.150 is amended by adding a new subsection to read:

3 (c) A corporation dissolved under (a) of this section may be reinstated at any  
4 time if it is established to the satisfaction of the commissioner of commerce,  
5 community, and economic development that in fact there was no cause for the  
6 dissolution, or if the neglect, omission, delinquency, or noncompliance resulting in  
7 dissolution has been corrected and payment made of double the amount delinquent  
8 along with the amount the corporation would have paid had it not been dissolved  
9 during the period between the date the certificate of dissolution was issued and the  
10 date of reinstatement. Reinstatement may not be authorized if the corporation's name  
11 is no longer available for use under AS 10.40.015, unless the corporation being  
12 reinstated amends its articles of incorporation to change its name to conform with  
13 AS 10.40.015. Nothing in this subsection relieves the reinstated corporation from  
14 penalty or forfeiture of its powers in a case of failure to pay subsequently accruing  
15 licenses and taxes imposed by a law of the state.

16 \* **Sec. 5.** This Act takes effect immediately under AS 01.10.070(c).