

**HOUSE BILL NO. 327**

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-FOURTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE SCHWANKE

Introduced: 2/23/26

Referred: State Affairs, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to dividends for state residents; relating to the dividend fund; and  
2 providing for an effective date."

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

4 \* **Section 1.** AS 06.65.300 is amended to read:

5 **Sec. 06.65.300. Deposit from resource [PERMANENT FUND] dividend.** A  
6 person who is eligible under AS 43.23 to receive a **resource** [PERMANENT FUND]  
7 dividend may make a deposit into the program account of a designated beneficiary  
8 from and up to the amount of the person's [PERMANENT FUND] dividend.

9 \* **Sec. 2.** AS 09.38.015(a) is amended to read:

- 10 (a) An individual is entitled to exemption of the following property:
- 11 (1) a burial plot for the individual and the individual's family;
- 12 (2) health aids reasonably necessary to enable the individual or a  
13 dependent to work or to sustain health;
- 14 (3) benefits paid or payable for medical, surgical, or hospital care to

1 the extent they are or will be used to pay for the care;

2 (4) an award under AS 18.67 (Violent Crimes Compensation Board) or  
3 a crime victim's reparations act of another jurisdiction;

4 (5) benefits paid or payable as a longevity bonus under AS 47.45;

5 (6) compensation or benefits paid or payable and exempt under federal  
6 law;

7 (7) liquor licenses granted under AS 04;

8 (8) tuition credit or savings accounts under an education savings  
9 account established under AS 14.40.802 or an advance college tuition savings contract  
10 authorized under AS 14.40.809(a);

11 (9) a resource [PERMANENT FUND] dividend to the extent allowed  
12 under AS 43.23.140;

13 (10) benefits paid or payable under AS 47.45.301 - 47.45.309.

14 \* **Sec. 3.** AS 09.38.030(b) is amended to read:

15 (b) An individual who does not receive earnings [EITHER] weekly, semi-  
16 monthly, or monthly is entitled to a maximum exemption for the aggregate value of  
17 cash and other liquid assets available in any month of \$1,400, except as provided in (f)  
18 and (h) of this section and in AS 09.38.050. The term "liquid assets" includes deposits,  
19 securities, notes, drafts, accrued vacation pay, refunds, prepayments, and receivables,  
20 but does not include resource [PERMANENT FUND] dividends under AS 43.23  
21 before or after receipt by the individual.

22 \* **Sec. 4.** AS 11.56.205(a) is amended to read:

23 (a) A person commits the crime of unsworn falsification in the first degree if  
24 the person violates AS 11.56.210(a)(1) and the application is an application for a  
25 resource [PERMANENT FUND] dividend under AS 43.23.

26 \* **Sec. 5.** AS 11.56.205(b) is amended to read:

27 (b) In this section,

28 (1) "application for a resource [PERMANENT FUND] dividend"  
29 includes a written or electronic application and any other documentation submitted to  
30 support an application for a resource [PERMANENT FUND] dividend;

31 (2) "resource [PERMANENT FUND] dividend" has the meaning

1 given in AS 43.23.295.

2 \* **Sec. 6.** AS 11.56.800(a) is amended to read:

3 (a) A person commits the crime of false information or report if the person  
4 knowingly

5 (1) gives false information to a peace officer

6 (A) with the intent of implicating another in an offense; or

7 (B) concerning the person's identity while the person is

8 (i) under arrest, detention, or investigation for a crime;

9 or

10 (ii) being served with an arrest warrant or being issued a

11 citation;

12 (2) makes a false report to a peace officer that a crime has occurred or  
13 is about to occur;

14 (3) makes a false report or gives a false alarm, under circumstances not  
15 amounting to terroristic threatening in the second degree under AS 11.56.810, that a  
16 fire or other incident dangerous to life or property calling for an emergency response  
17 has occurred or is about to occur;

18 (4) makes a false report to the Department of Natural Resources under  
19 AS 46.17 concerning the condition of a dam or reservoir; or

20 (5) gives false information to a public employee relating to a person's  
21 eligibility for a **resource** [PERMANENT FUND] dividend under AS 43.23 and the  
22 false information does not also violate AS 11.56.205.

23 \* **Sec. 7.** AS 11.66.280(3) is amended to read:

24 (3) "gambling" means that a person stakes or risks something of value  
25 upon the outcome of a contest of chance or a future contingent event not under the  
26 person's control or influence, upon an agreement or understanding that that person or  
27 someone else will receive something of value in the event of a certain outcome;  
28 "gambling" does not include

29 (A) bona fide business transactions valid under the law of  
30 contracts for the purchase or sale at a future date of securities or commodities  
31 and agreements to compensate for loss caused by the happening of chance,

1 including contracts of indemnity or guaranty and life, health, or accident  
2 insurance;

3 (B) playing an amusement device that

4 (i) confers only an immediate right of replay not  
5 exchangeable for something of value other than the privilege of  
6 immediate replay and does not contain a method or device by which the  
7 privilege of immediate replay may be cancelled or revoked;

8 (ii) confers only tickets, credits, allowances, tokens, or  
9 anything of value that can be redeemed for toys, candy, or electronic  
10 novelties offered at the same facility where the amusement device is  
11 located; or

12 (iii) allows a player to manipulate a claw machine or  
13 similar device within an enclosure and enables a person to receive  
14 merchandise directly from the machine;

15 (C) an activity authorized by the Department of Revenue under  
16 AS 05.15; or

17 (D) the resource [PERMANENT FUND] dividend raffle  
18 authorized under AS 43.23.230;

19 \* **Sec. 8.** AS 12.25.200(b) is amended to read:

20 (b) A citation issued under AS 12.25.180 or other law authorizing the issuance  
21 of a citation must be in writing and indicate, if applicable,

22 (1) the amount of bail or fine and the surcharge applicable to the  
23 offense;

24 (2) the procedure a person must follow in responding to the citation;

25 (3) that, if the person fails to pay the bail or fine, the person must  
26 appear in court;

27 (4) that failure to pay the bail or fine or appear in court for an offense  
28 involving a moving motor vehicle may result in

29 (A) suspension of the person's driver's license, privilege to  
30 drive, or privilege to obtain a license; or

31 (B) attachment of the person's resource [PERMANENT

1           FUND] dividend under AS 43.23 to pay the fine plus court and collection  
2           costs under AS 28.05.155; and

3                   (5) that the person has a right to

4                           (A) a trial;

5                           (B) engage counsel;

6                           (C) confront and question witnesses;

7                           (D) testify;

8                           (E) subpoena witnesses on the person's behalf.

9    \* **Sec. 9.** AS 12.55.041(d) is amended to read:

10                   (d) The court shall include a surcharge imposed under (a) of this section in the  
11                   judgment of conviction. The court shall include the imposition of a surcharge under  
12                   (c) of this section in the order revoking probation. For a surcharge that is not paid by  
13                   the person as required by this section, the state shall seek reimbursement from the  
14                   person's resource [PERMANENT FUND] dividend as provided under AS 43.23.140.  
15                   For purposes of collection and priority of attachment under AS 43.23.140, a surcharge  
16                   imposed under this section is accounted for in the same manner as a cost of  
17                   imprisonment under AS 28.35.030(k) and 28.35.032(o). The state may enforce  
18                   payment of a surcharge under this section under AS 09.35 as if it were a civil  
19                   judgment enforceable by execution. This subsection does not limit the authority of the  
20                   court to enforce surcharges.

21   \* **Sec. 10.** AS 14.40.251(a) is amended to read:

22                   (a) For the purposes of this chapter, tuition, a fee, or another charge to an  
23                   individual by the University of Alaska is in default after payment has become 180 or  
24                   more days past due. Upon default, the university may take the individual's resource  
25                   [PERMANENT FUND] dividend under AS 43.23.190.

26   \* **Sec. 11.** AS 14.40.803(b) is amended to read:

27                   (b) The fund consists of

28                           (1) resource [PERMANENT FUND] dividend and cash contributions  
29                   made under AS 14.40.807 under the terms of an advance college tuition savings  
30                   contract;

31                           (2) appropriations, gifts, bequests, and contributions; and

1 (3) income and earnings of the fund.

2 \* **Sec. 12.** AS 14.40.807(a) is amended to read:

3 (a) Contributions to the fund under the terms of an advance college tuition  
4 savings contract may be made by direct cash payments or by contributions from the  
5 **resource** [PERMANENT FUND] dividend **under AS 43.23**. The Department of  
6 Revenue shall

7 (1) prepare the **resource** [PERMANENT FUND] dividend application  
8 to allow an applicant or a parent, legal guardian, or other authorized representative of  
9 an applicant who is an unemancipated minor to contribute 50 percent of a dividend to  
10 the fund; and

11 (2) include with each application for a **resource** [PERMANENT  
12 FUND] dividend an explanation of the advance college tuition savings program,  
13 including the right to receive a refund, a disclosure of the potential tax liability of the  
14 fund, and disclosure of the possible general effect of the tax liability on the advance  
15 college tuition savings program.

16 \* **Sec. 13.** AS 14.43.145(a) is amended to read:

17 (a) For the purposes of this chapter, a loan is in default after a loan payment  
18 has become 180 or more days past due or, for a loan under AS 14.43.161 - 14.43.168  
19 or 14.43.170 - 14.43.175, the default requirements established by the commission have  
20 been met. Upon default,

21 (1) repayment of the remaining balance is accelerated and due;

22 (2) the commission may take the borrower's **resource** [PERMANENT  
23 FUND] dividend under AS 43.23.160;

24 (3) the commission may issue an order to withhold and deliver under  
25 AS 14.43.147;

26 (4) [REPEALED]

27 (5) the commission may record the lien created under AS 14.43.149;

28 and

29 (6) the commission may establish an administrative collection order  
30 under AS 14.43.151 - 14.43.155.

31 \* **Sec. 14.** AS 15.07.050(a) is amended to read:

1 (a) Registration may be made

2 (1) in person before a registration official or through a voter  
3 registration agency;

4 (2) by another individual on behalf of the voter if the voter has  
5 executed a written general power of attorney or a written special power of attorney  
6 authorizing that other individual to register the voter;

7 (3) by mail;

8 (4) by facsimile transmission, scanning, or another method of  
9 electronic transmission that the director approves; or

10 (5) by completing a resource [PERMANENT FUND] dividend  
11 application under AS 43.23.015.

12 \* **Sec. 15.** AS 15.07.055(e) is amended to read:

13 (e) The director shall enter into an agreement with the Department of  
14 Administration, the Department of Corrections, and the Department of Revenue to  
15 match identifying information provided by a voter with existing identification records

16 (1) maintained by the administrative component of the Department of  
17 Administration that administers motor vehicle and driver's license laws, by the  
18 administrative component of the Department of Corrections that issues identification  
19 cards, and by the administrative component of the Department of Revenue that  
20 administers the resource [PERMANENT FUND] dividend laws; and

21 (2) bearing the same identifying number, name, and date of birth  
22 provided on the registration.

23 \* **Sec. 16.** AS 15.07.060(e) is amended to read:

24 (e) For an applicant requesting initial registration by mail, by facsimile or  
25 other electronic transmission approved by the director under AS 15.07.050, or by  
26 completing a resource [PERMANENT FUND] dividend application under AS 43.23,  
27 the director shall verify the information provided in compliance with (a)(2) and (3) of  
28 this section through state agency records described in AS 15.07.055(e). If the applicant  
29 cannot comply with the requirement of (a)(2) of this section because the applicant has  
30 not been issued any of the listed numbers, the applicant may instead submit a copy of  
31 one of the following forms of identification: a driver's license, state identification card,

1 current and valid photo identification, birth certificate, passport, or hunting or fishing  
2 license.

3 \* **Sec. 17.** AS 15.07.064(g) is amended to read:

4 (g) Notwithstanding (a) - (f) of this section, the director may substitute a  
5 mailing address provided by the voter for the **resource** [PERMANENT FUND]  
6 dividend program under AS 43.23 as the mailing address for the voter on the  
7 registration records of the director under procedures specified in regulations of the  
8 director if necessary to maintain accuracy of voting registration records.

9 \* **Sec. 18.** AS 15.07.070(i) is amended to read:

10 (i) The division shall register voters who submit an application to receive a  
11 **resource** [PERMANENT FUND] dividend in accordance with (j) - (m) of this section.

12 \* **Sec. 19.** AS 15.07.070(j) is amended to read:

13 (j) The division shall cooperate with the Department of Revenue under  
14 AS 43.23.101 to ensure that the **resource** [PERMANENT FUND] dividend  
15 application form furnished by the Department of Revenue under AS 43.23.015 allows  
16 an applicant, a person who is designated in a power of attorney to act on behalf of an  
17 applicant, or a person acting on behalf of a physically disabled applicant to submit  
18 voter registration information required under AS 15.07.060(a)(1) - (4) and (7) - (9),  
19 and an attestation that such information is true. The director may require proof of  
20 identification of the applicant, if not already in the Department of Revenue's  
21 possession, as required by regulations adopted by the director under AS 44.62  
22 (Administrative Procedure Act).

23 \* **Sec. 20.** AS 18.56.850(b) is amended to read:

24 (b) In the development of a home energy conservation or weatherization  
25 program under (a) of this section, the corporation may not consider the value of  
26 Alaska longevity bonus payments under AS 47.45 or **resource** [PERMANENT  
27 FUND] dividends under AS 43.23 in determining whether a person meets income  
28 guidelines established under AS 18.56.088 and (a) of this section for a state or, to the  
29 extent permitted by federal law, a federal energy conservation or weatherization  
30 program.

31 \* **Sec. 21.** AS 22.10.025(b) is amended to read:

1 (b) The superior court, in an action for divorce, separation, or child support,  
 2 may issue orders to aid in the enforcement of child support, including orders requiring  
 3 an individual who owes support under an order of support to

4 (1) make payments according to an approved payment plan;

5 (2) participate in appropriate work activities if the individual is not  
 6 incapacitated; or

7 (3) complete and submit an application for a resource [PERMANENT  
 8 FUND] dividend under AS 43.23.015 or provide proof to the agency or the court that  
 9 the individual is not eligible for a dividend in a given year.

10 \* **Sec. 22.** AS 28.05.155 is amended to read:

11 **Sec. 28.05.155. Court and collection costs.** If a person's resource  
 12 [PERMANENT FUND] dividend is attached to pay the bail or fine for an offense  
 13 involving a moving motor vehicle, the court shall increase the bail or fine of that  
 14 person by at least

15 (1) \$25 for court costs; and

16 (2) \$10 for collection costs.

17 \* **Sec. 23.** AS 28.35.030(k) is amended to read:

18 (k) Imprisonment required under (b)(1)(A) of this section shall be served at a  
 19 community residential center or by electronic monitoring at a private residence under  
 20 AS 33.30.065. If a community residential center or electronic monitoring at a private  
 21 residence is not available, imprisonment required under (b)(1)(A) of this section may  
 22 be served at another appropriate place determined by the commissioner of corrections.  
 23 Imprisonment required under (b)(1)(B) - (F) of this section may be served at a  
 24 community residential center or at a private residence if approved by the  
 25 commissioner of corrections. Imprisonment served at a private residence must include  
 26 electronic monitoring under AS 33.30.065. The cost of imprisonment resulting from  
 27 the sentence imposed under (b)(1) of this section shall be paid to the state by the  
 28 person being sentenced. The cost of imprisonment required to be paid under this  
 29 subsection may not exceed \$2,000. Upon the person's conviction, the court shall  
 30 include the costs of imprisonment as a part of the judgment of conviction. Except for  
 31 reimbursement from a resource [PERMANENT FUND] dividend as provided in this

1 subsection, payment of the cost of imprisonment is not required if the court determines  
2 the person is indigent. For costs of imprisonment that are not paid by the person as  
3 required by this subsection, the state shall seek reimbursement from the person's  
4 resource [PERMANENT FUND] dividend as provided under AS 43.23.140. A person  
5 sentenced under (b)(1)(B) of this section shall perform at least 160 hours of  
6 community service work, as required by the director of the community residential  
7 center or other appropriate place, or as required by the commissioner of corrections if  
8 the sentence is being served at a private residence. In this subsection, "appropriate  
9 place" means a facility with 24-hour on-site staff supervision that is specifically  
10 adapted to provide a residence, and includes a correctional center, residential treatment  
11 facility, hospital, halfway house, group home, work farm, work camp, or other place  
12 that provides varying levels of restriction.

13 \* **Sec. 24.** AS 28.35.032(o) is amended to read:

14 (o) Imprisonment required under (g)(1)(A) of this section shall be served at a  
15 community residential center or by electronic monitoring at a private residence under  
16 AS 33.30.065. If a community residential center or electronic monitoring at a private  
17 residence is not available, imprisonment required under (g)(1)(A) of this section may  
18 be served at another appropriate place determined by the commissioner of corrections.  
19 Imprisonment required under (g)(1)(B) - (F) of this section may be served at a  
20 community residential center or at a private residence if approved by the  
21 commissioner of corrections. Imprisonment served at a private residence must include  
22 electronic monitoring under AS 33.30.065. The cost of imprisonment resulting from  
23 the sentence imposed under (g)(1) of this section shall be paid to the state by the  
24 person being sentenced. The cost of imprisonment required to be paid under this  
25 subsection may not exceed \$2,000. Upon the person's conviction, the court shall  
26 include the costs of imprisonment as a part of the judgment of conviction. Except for  
27 reimbursement from a resource [PERMANENT FUND] dividend as provided in this  
28 subsection, payment of the cost of imprisonment is not required if the court determines  
29 the person is indigent. For costs of imprisonment that are not paid by the person as  
30 required by this subsection, the state shall seek reimbursement from the person's  
31 resource [PERMANENT FUND] dividend as provided under AS 43.23.140. A person

1 sentenced under (g)(1)(B) of this section shall perform at least 160 hours of  
 2 community service work, as required by the director of the community residential  
 3 center or other appropriate place, or as required by the commissioner of corrections if  
 4 the sentence is being served at a private residence. In this subsection, "appropriate  
 5 place" means a facility with 24-hour on-site staff supervision that is specifically  
 6 adapted to provide a residence, and includes a correctional center, residential treatment  
 7 facility, hospital, halfway house, group home, work farm, work camp, or other place  
 8 that provides varying levels of restriction.

9 \* **Sec. 25.** AS 29.45.030(f) is amended to read:

10 (f) To be eligible for an exemption under (e) of this section for a year, a  
 11 municipality may by ordinance require that an individual also meet requirements  
 12 under one of the following paragraphs: (1) the individual **must** [SHALL] be eligible  
 13 for a **resource** [PERMANENT FUND] dividend under AS 43.23.005 for that same  
 14 year or for the immediately preceding year; or (2) if the individual has not applied or  
 15 does not apply for one or both of the **resource** [PERMANENT FUND] dividends, the  
 16 individual would have been eligible for one of the [PERMANENT FUND] dividends  
 17 identified in (1) of this subsection had the individual applied. An exemption may not  
 18 be granted under (e) of this section except upon written application for the exemption.  
 19 Each municipality shall, by ordinance, establish procedures and deadlines for filing the  
 20 application. The governing body of the municipality for good cause shown may waive  
 21 the claimant's failure to make timely application for exemption and authorize the  
 22 assessor to accept the application as if timely filed. If an application is filed within the  
 23 required time and is approved by the assessor, the assessor shall allow an exemption in  
 24 accordance with the provisions of (e) of this section. If the application for exemption  
 25 is approved after taxes have been paid, the amount of tax that the claimant has already  
 26 paid for the property exempted shall be refunded to the claimant. The assessor shall  
 27 require proof in the form the assessor considers necessary of the right to and amount  
 28 of an exemption claimed under (e) of this section, and shall require a disabled veteran  
 29 claiming an exemption under (e) of this section to provide evidence of the disability  
 30 rating. The assessor may require proof under this subsection at any time.

31 \* **Sec. 26.** AS 29.60.860(c) is amended to read:

1 (c) For purposes of this section, the population of a municipality, reserve, or  
 2 community shall be determined by using the numbers of resource [PERMANENT  
 3 FUND] dividend recipients or other population data that the department determines is  
 4 reliable. For purposes of determining the population of a borough, the population of  
 5 each city in the borough shall be deducted from the total borough population.

6 \* **Sec. 27.** AS 34.45.720(c) is amended to read:

7 (c) AS 34.45.110 - 34.45.780 do not apply to a disbursement for the payment  
 8 of a resource [PERMANENT FUND] dividend.

9 \* **Sec. 28.** AS 36.10.005(c) is amended to read:

10 (c) The legislature finds that the following factors are reasonable but not  
 11 exclusive indicators of the ratio of nonresident to resident employees in the state:

12 (1) the ratio of applicants for unemployment insurance who list out-of-  
 13 state residences to applicants who list residences in the state;

14 (2) the ratio of employees who are subject to unemployment insurance  
 15 coverage and who did not apply for or were denied a resource [PERMANENT  
 16 FUND] dividend to employees who were found eligible for a dividend.

17 \* **Sec. 29.** AS 37.05.180 is amended to read:

18 **Sec. 37.05.180. Limitation on payment of warrants.** A warrant on [UPON]  
 19 the state treasury may not be paid unless presented at the office of the commissioner of  
 20 revenue within six months of the date of its issuance. A warrant not presented within  
 21 that time is presumed abandoned, except where the warrant is for the payment of a  
 22 resource [PERMANENT FUND] dividend or a benefit payment or refund under  
 23 AS 14.25, AS 22.25, AS 26.05, AS 39.30, AS 39.35, former AS 39.37, or AS 39.45.  
 24 Money held for an abandoned warrant shall be delivered to the custody of the  
 25 Department of Revenue to be administered as unclaimed property under AS 34.45.

26 \* **Sec. 30.** AS 37.05.215(g)(1) is amended to read:

27 (1) "expenditure" means a payment from the state treasury that is  
 28 greater than \$1,000 and that is made as a grant, subgrant, contract, subcontract, loan,  
 29 lease, cooperative agreement, purchase order, task order, delivery order, or other form  
 30 of financial transaction; "expenditure" does not include the transfer of money between  
 31 state agencies, salary and wage payments to state employees, benefit payments to a

1 member or former member of a state retirement system as defined in AS 40.25.151(e),  
2 payment of state or federal assistance to an individual, or payment of a **resource**  
3 [PERMANENT FUND] dividend;

4 \* **Sec. 31.** AS 37.05.540(b) is amended to read:

5 (b) Except for appropriations to the permanent fund or for Alaska **resource**  
6 [PERMANENT FUND] dividends, appropriations to the budget reserve fund,  
7 appropriations of revenue bond proceeds, appropriations required to pay the principal  
8 and interest on general obligation bonds, and appropriations of money received from a  
9 nonstate source in trust for a specific purpose, including revenue of a public enterprise  
10 or public corporation of the state that issues revenue bonds, appropriations from the  
11 mental health trust settlement income account (AS 37.14.036), and appropriations  
12 made to the mental health trust fund (AS 37.14.031), appropriations from the treasury  
13 made in a fiscal year may not exceed appropriations made in the preceding fiscal year  
14 by more than five percent plus the change in population and inflation since the  
15 beginning of the preceding fiscal year. For purposes of applying this limit an  
16 appropriation is considered to be made in the fiscal year in which it is enacted and a  
17 reappropriation remains attributed to the fiscal year in which the original appropriation  
18 is enacted. The determination of the change in population for purposes of this  
19 subsection shall be based on an annual estimate of population by the Department of  
20 Labor and Workforce Development. The determination of the change in inflation for  
21 purposes of this subsection shall be based on the Consumer Price Index for all urban  
22 consumers for Anchorage prepared by the United States Bureau of Labor Statistics.  
23 The amount of money received by the state that is subject to the appropriation limit  
24 includes the balance in the general fund carried forward from the preceding fiscal  
25 year.

26 \* **Sec. 32.** AS 37.10.210(b) is amended to read:

27 (b) The Alaska Retirement Management Board consists of nine trustees, as  
28 follows:

29 (1) two members, consisting of the commissioner of administration  
30 and the commissioner of revenue;

31 (2) seven trustees appointed by the governor who meet the eligibility

1 requirements for **a resource** [AN ALASKA PERMANENT FUND] dividend and who  
 2 are professionally credentialed or have recognized competence in investment  
 3 management, finance, banking, economics, accounting, pension administration, or  
 4 actuarial analysis as follows:

5 (A) two trustees who are members of the general public; the  
 6 trustees appointed under this subparagraph may not hold another state office,  
 7 position, or employment and may not be members or beneficiaries of a  
 8 retirement system managed by the board;

9 (B) one trustee who is employed as a finance officer for a  
 10 political subdivision participating in either the public employees' retirement  
 11 system or the teachers' retirement system;

12 (C) two trustees who are members of the public employees'  
 13 retirement system, selected from a list of four nominees submitted from among  
 14 the public employees' retirement system bargaining units;

15 (D) two trustees who are members of the teachers' retirement  
 16 system selected from a list of four nominees submitted from among the  
 17 teachers' retirement system bargaining units;

18 (E) the lists of the nominees shall be submitted to the governor  
 19 under (C) and (D) of this paragraph within the time period specified in  
 20 regulations adopted under AS 37.10.240(a).

21 \* **Sec. 33.** AS 43.23.005(a) is amended to read:

22 (a) An individual is eligible to receive one **resource** [PERMANENT FUND]  
 23 dividend each year in an amount to be determined under AS 43.23.025 if the  
 24 individual

25 (1) applies to the department;

26 (2) is a state resident on the date of application;

27 (3) was a state resident during the entire qualifying year;

28 (4) has been physically present in the state for at least 72 consecutive  
 29 hours at some time during the prior two years before the current dividend year;

30 (5) is

31 (A) a citizen of the United States;

1 (B) an alien lawfully admitted for permanent residence in the  
2 United States;

3 (C) an alien with refugee status under federal law; or

4 (D) an alien that has been granted asylum under federal law;

5 (6) was, at all times during the qualifying year, physically present in  
6 the state or, if absent, was absent only as allowed in AS 43.23.008; and

7 (7) was in compliance during the qualifying year with the military  
8 selective service registration requirements imposed under 50 U.S.C. App. 453  
9 (Military Selective Service Act), if those requirements were applicable to the  
10 individual, or has come into compliance after being notified of the lack of compliance.

11 \* **Sec. 34.** AS 43.23.005(c) is amended to read:

12 (c) A parent, guardian, or other authorized representative may claim a  
13 resource [PERMANENT FUND] dividend on behalf of an unemancipated minor or  
14 on behalf of a disabled or an incompetent individual who is eligible to receive a  
15 payment under this section. Notwithstanding (a)(2) - (4) of this section, a minor is  
16 eligible for a dividend if, during the two calendar years immediately preceding the  
17 current dividend year, the minor was born to or adopted by an individual who is  
18 eligible for a dividend for the current dividend year.

19 \* **Sec. 35.** AS 43.23.005(d) is amended to read:

20 (d) Notwithstanding the provisions of (a) - (c) of this section, an individual is  
21 not eligible for a resource [PERMANENT FUND] dividend for a dividend year when

22 (1) during the qualifying year, the individual was sentenced as a result  
23 of conviction in this state of a felony;

24 (2) during all or part of the qualifying year, the individual was  
25 incarcerated as a result of the conviction in this state of a

26 (A) felony; or

27 (B) misdemeanor if the individual has been convicted of

28 (i) a prior felony as defined in AS 11.81.900; or

29 (ii) two or more prior misdemeanors as defined in

30 AS 11.81.900.

31 \* **Sec. 36.** AS 43.23.005(h) is amended to read:

1 (h) If an individual who would otherwise have been eligible for a **resource**  
 2 [PERMANENT FUND] dividend dies after applying for the dividend but before the  
 3 dividend is paid, the department shall pay the dividend to a personal representative of  
 4 the estate or to a successor claiming personal property under AS 13.16.680. If an  
 5 individual who would otherwise have been eligible for a dividend and who did not  
 6 apply for the dividend dies during the application period, a personal representative of  
 7 the estate or a successor claiming personal property under AS 13.16.680 may apply for  
 8 and receive the dividend. If an individual who received a dividend for the year  
 9 immediately before the qualifying year and who would otherwise have been eligible  
 10 for a dividend dies during the qualifying year after having been a state resident for at  
 11 least 180 days immediately before the date of death, notwithstanding (a)(1) - (3) and  
 12 (a)(6) of this section, a personal representative of the estate or a successor claiming  
 13 personal property under AS 13.16.680 may apply for and receive the dividend.  
 14 Notwithstanding AS 43.23.011, an application for a dividend may be filed by the  
 15 personal representative or the successor under this subsection at any time before the  
 16 end of the application period for the next dividend year.

17 \* **Sec. 37.** AS 43.23.008(a) is amended to read:

18 (a) Subject to (b) and (d) of this section, an otherwise eligible individual who  
 19 is absent from the state during the qualifying year remains eligible for a current year  
 20 **resources** [PERMANENT FUND] dividend if the individual was absent

21 (1) receiving secondary or postsecondary education on a full-time  
 22 basis; on a break or holiday from a secondary or postsecondary educational institution  
 23 during an academic year, not including summer break, if the individual is enrolled in  
 24 and attends the educational institution on a full-time basis before and after the break or  
 25 holiday; or in an orientation program required as a condition of the secondary or  
 26 postsecondary education and the individual immediately begins the education on a  
 27 full-time basis after the completion of the orientation;

28 (2) receiving vocational, professional, or other specific education on a  
 29 full-time basis for which, as determined by the Alaska Commission on Postsecondary  
 30 Education, a comparable program is not reasonably available in the state; on a break or  
 31 holiday from the vocational, professional, or other specific training, not including

1 summer break, if the individual is enrolled in and attends the training on a full-time  
 2 basis before and after the break or holiday; or in an orientation program required as a  
 3 condition of the vocational, professional, or other specific training and the individual  
 4 immediately begins the training on a full-time basis after the completion of the  
 5 orientation;

6 (3) serving on active duty as a member of the uniformed services of  
 7 the United States or accompanying, as that individual's spouse, minor dependent, or  
 8 disabled dependent, an individual who is

9 (A) serving on active duty as a member of the uniformed  
 10 services of the United States; and

11 (B) eligible for a current year dividend;

12 (4) serving under foreign or coastal articles of employment aboard an  
 13 oceangoing vessel of the United States Merchant Marine or attending a vocational  
 14 program that

15 (A) trains students for a career in the United States Merchant  
 16 Marine;

17 (B) provides seagoing service that meets the requirements of  
 18 the United States Coast Guard for United States merchant marine  
 19 credentialing; and

20 (C) is approved by the United States Coast Guard;

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

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

28 (7) providing care for the individual's terminally ill family member;

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

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

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

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

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

6 (13) accompanying another eligible resident who is absent for a reason  
7 permitted under (1), (2), (5) - (12), (16), or (17) of this subsection as the spouse, minor  
8 dependent, or disabled dependent of the eligible resident;

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

10 (15) because of training or competing as a member of the United States  
11 Olympic Team or a United States national team for an Olympic sport;

12 (16) participating for educational purposes in a student fellowship  
13 sponsored by the United States Department of Education or by the United States  
14 Department of State;

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

17 (A) 180 days in addition to any absence or cumulative absences  
18 claimed

19 (i) under (3) of this subsection if the individual is not  
20 claiming an absence under (1), (2), or (4) - (16) of this subsection; or

21 (ii) under (5) of this subsection if the individual is not  
22 claiming an absence under (1) - (4) or (6) - (16) of this subsection;

23 (B) 120 days in addition to any absence or cumulative absences  
24 claimed under (1) - (3) of this subsection if the individual is not claiming an  
25 absence under (4) - (16) of this subsection but is claiming an absence under (1)  
26 or (2) of this subsection; or

27 (C) 45 days in addition to any absence or cumulative absences  
28 claimed under (1) - (16) of this subsection if the individual is claiming an  
29 absence under (4) - (16) of this subsection.

30 \* **Sec. 38.** AS 43.23.011(a) is amended to read:

31 (a) An application for a **resource** [PERMANENT FUND] dividend shall be

1 filed during the period that begins January 1 and ends March 31 of that dividend year.

2 \* **Sec. 39.** AS 43.23.011(c) is amended to read:

3 (c) The commissioner may permit an individual to apply for a **resource**  
4 [PERMANENT FUND] dividend for any year after the application deadline under (a)  
5 or (b) of this section if the individual

6 (1) at any time during the application period for that dividend  
7 established in (a) or (b) of this section,

8 (A) served on active duty as a member of the armed forces of  
9 the United States; and

10 (B) was eligible for hostile fire or imminent danger pay; and

11 (2) demonstrates a reasonable cause for the delay in applying for that  
12 dividend.

13 \* **Sec. 40.** AS 43.23.015(a) is amended to read:

14 (a) The commissioner shall adopt regulations under **AS 44.62**  
15 **(Administrative Procedure Act)** [THE ADMINISTRATIVE PROCEDURE ACT  
16 (AS 44.62)] for determining the eligibility of **an individual for a resource dividend**  
17 [INDIVIDUALS FOR PERMANENT FUND DIVIDENDS]. The commissioner may  
18 require an individual to provide proof of eligibility, and the commissioner may use  
19 other information available from other state departments or agencies to determine the  
20 eligibility of an individual. The commissioner shall consider all relevant circumstances  
21 in determining the eligibility of an individual. However, the residency of an  
22 individual's spouse may not be the principal factor relied **on** [UPON] by the  
23 commissioner in determining the residency of the individual.

24 \* **Sec. 41.** AS 43.23.015(b) is amended to read:

25 (b) The department shall prescribe and furnish an application form for  
26 claiming a **resource** [PERMANENT FUND] dividend. The application must include

27 (1) notice of the penalties provided for under AS 43.23.270;

28 (2) a statement of eligibility and a certification of residency;

29 (3) the means for an applicant eligible to vote under AS 15.05, or a  
30 person authorized to act on behalf of the applicant, to furnish information required by  
31 AS 15.07.060(a)(1) - (4) and (7) - (9), and an attestation that such information is true.

1 \* **Sec. 42.** AS 43.23.015(c) is amended to read:

2 (c) Except as provided in (d) of this section or as may be provided by  
3 regulations adopted by the department, an individual must personally sign the  
4 application for **a resource dividend** [PERMANENT FUND DIVIDENDS], including  
5 the certification of residency required under (b) of this section.

6 \* **Sec. 43.** AS 43.23.015(e) is amended to read:

7 (e) If a public agency claims a **resource** [PERMANENT FUND] dividend on  
8 behalf of an individual, the public agency shall hold the dividend in trust for the  
9 individual. Money held in trust under this subsection shall be invested by the  
10 commissioner in accordance with AS 37.10.070.

11 \* **Sec. 44.** AS 43.23.015(f) is amended to read:

12 (f) A minor or a disabled or an incompetent individual may not maintain a  
13 claim against the state or an officer or employee of the state based on the manner in  
14 which the parent, guardian, or authorized representative other than a public agency of  
15 the state managed or disposed of **resource** [PERMANENT FUND] dividends received  
16 on behalf of the minor or disabled or incompetent individual.

17 \* **Sec. 45.** AS 43.23.015(g) is amended to read:

18 (g) If an individual is aggrieved by a decision of the department determining  
19 the individual's eligibility for a **resource** [PERMANENT FUND] dividend or the  
20 individual's authority to claim a **resource** [PERMANENT FUND] dividend on behalf  
21 of another, the individual may, upon payment of a \$25 appeal fee, request the  
22 department to review its decision. Within 12 months after the administrative appeal is  
23 filed, the department shall provide the individual with a final written decision. If the  
24 individual is aggrieved by the decision of the department after all administrative  
25 proceedings, the individual may appeal that decision to the superior court in  
26 accordance with AS 44.62.560. An appeal to the court under this section does not  
27 entitle the aggrieved individual to a trial de novo. The appeal shall be based on the  
28 record of the administrative proceeding from which appeal is taken and the scope of  
29 appeal is limited to matters contained in the record of the administrative proceeding.  
30 If, as a result of an administrative proceeding or a court appeal, the individual prevails,  
31 the \$25 appeal fee shall be returned to the individual by the department.

1 \* **Sec. 46.** AS 43.23.015(h) is amended to read:

2 (h) The penalty and enforcement provisions of AS 43.23.270 apply to an  
3 individual who claims a **resource** [PERMANENT FUND] dividend on behalf of  
4 another.

5 \* **Sec. 47.** AS 43.23.015(j) is amended to read:

6 (j) The application form for claiming a **resource** [PERMANENT FUND]  
7 dividend must include a place for the applicant to voluntarily indicate that the  
8 applicant is a veteran, the branch of service, including the Alaska Territorial Guard,  
9 and the dates of service. Notwithstanding AS 43.23.110, the department shall release  
10 information provided under this subsection to the Department of Military and  
11 Veterans' Affairs and may not otherwise release the information. The Department of  
12 Military and Veterans' Affairs may only release the information to congressionally  
13 chartered veterans service organizations in the state. The application form must  
14 contain notice that providing the information under this subsection is voluntary, that  
15 the information will be released as provided in this subsection, and that the veterans  
16 service organizations are not required to keep it confidential.

17 \* **Sec. 48.** AS 43.23.021(a) is amended to read:

18 (a) Notwithstanding other provisions regarding the payment of **resource**  
19 [PERMANENT FUND] dividends, if an individual is required to register as a sex  
20 offender or child kidnapper under AS 12.63 and has not registered or has not  
21 completed the required periodic verifications or notices required under AS 12.63,  
22 payment of the dividend for that individual shall be delayed.

23 \* **Sec. 49.** AS 43.23.021(c) is amended to read:

24 (c) The **resource** [PERMANENT FUND] dividend of an individual for whom  
25 payment has been delayed, but that remains payable under (b) of this section, is  
26 subject to levy, execution, garnishment, attachment, or any other remedy for the  
27 collection of debt. The department shall immediately pay that dividend, or the portion  
28 of it that has been claimed by a debtor, as provided in AS 43.23.140 - 43.23.170.

29 \* **Sec. 50.** AS 43.23.021(d) is amended to read:

30 (d) If an individual for whom payment of a **resource** [PERMANENT FUND]  
31 dividend has been delayed but remains payable under (b) of this section dies before

1 the dividend is paid or payable, the department shall pay the dividend to a personal  
2 representative of the individual's estate.

3 \* **Sec. 51.** AS 43.23.025(a) is amended to read:

4 (a) By October 1 of each year, the commissioner shall determine the value of  
5 each **resource** [PERMANENT FUND] dividend for that year by

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

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

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

13 (C) less the amount necessary to pay prior year dividends from  
14 the dividend fund in the current year under AS 43.23.005(h), 43.23.021, and  
15 43.23.055(3) and (7);

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

20 (E) less appropriations from the dividend fund during the  
21 current year, including amounts to pay costs of administering the dividend  
22 program and the hold harmless provisions of AS 43.23.240;

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

26 (3) dividing the amount determined under (1) of this subsection by the  
27 amount determined under (2) of this subsection.

28 \* **Sec. 52.** AS 43.23.028(a) is amended to read:

29 (a) By October 1 of each year, the commissioner shall give public notice of  
30 the value of each **resource** [PERMANENT FUND] dividend for that year and notice  
31 of the information required to be disclosed under (3) of this subsection. In addition,

1 the stub attached to each individual dividend disbursement advice must

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

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

8 (3) disclose the amount by which each dividend has been reduced due  
9 to each appropriation from the dividend fund, including amounts to pay the costs of  
10 administering the dividend program and the hold harmless provisions of  
11 AS 43.23.240;

12 (4) include a statement that an individual is not eligible for a dividend  
13 when

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

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

18 (i) felony; or

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

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

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

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

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

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

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

1 assault programs; and

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

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

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

11 \* **Sec. 53.** AS 43.23.055 is amended to read:

12 **Sec. 43.23.055. Duties of the department.** The department shall

13 (1) annually pay resource [PERMANENT FUND] dividends from the  
14 dividend fund;

15 (2) subject to AS 43.23.011 and (8) of this section, adopt regulations  
16 under AS 44.62 (Administrative Procedure Act) that establish procedures and time  
17 limits for claiming a resource [PERMANENT FUND] dividend; the department shall  
18 determine the number of eligible applicants by October 1 of the year for which the  
19 dividend is declared and pay the dividends by December 31 of that year;

20 (3) adopt regulations under AS 44.62 (Administrative Procedure Act)  
21 that establish procedures and time limits for an individual upon emancipation or upon  
22 reaching majority to apply for a resource dividend [PERMANENT FUND  
23 DIVIDENDS] not received during minority because the parent, guardian, or other  
24 authorized representative did not apply on behalf of the individual;

25 (4) assist residents of the state, particularly in rural areas, who, because  
26 of language, disability, or inaccessibility to public transportation, need assistance to  
27 establish eligibility and to apply for a resource dividend [PERMANENT FUND  
28 DIVIDENDS];

29 (5) use a list of individuals ineligible for a dividend under  
30 AS 43.23.005(d) provided annually by the Department of Corrections and the  
31 Department of Public Safety to determine the number and identity of those

1 individuals;

2 (6) adopt regulations that are necessary to implement AS 43.23.005(d)  
3 and 43.23.048;

4 (7) adopt regulations that establish procedures for the parent, guardian,  
5 or other authorized representative of a disabled individual to apply for a prior year  
6 **resource dividend** [PERMANENT FUND DIVIDENDS] not received by the  
7 disabled individual because no application was submitted on behalf of the individual;

8 (8) adopt regulations that establish procedures for an individual to  
9 apply to have a dividend disbursement under AS 37.25.050(a)(2) reissued if it is not  
10 collected within two years after the date of its issuance; however, the department may  
11 not establish a time limit within which an application to have a disbursement reissued  
12 must be filed;

13 (9) provide any information, upon request, contained in **resource**  
14 [PERMANENT FUND] dividend records to the child support services agency created  
15 in AS 25.27.010, or the child support enforcement agency of another state, for child  
16 support purposes authorized under law; if the information is contained in an electronic  
17 data base, the department shall provide the requesting agency with either

18 (A) access to the data base; or

19 (B) a copy of the information in the data base and a statement  
20 certifying its contents;

21 (10) establish a fraud investigation unit for the purpose of assisting the

22 (A) Department of Law in the prosecution of individuals who  
23 apply for or obtain a **resource** [PERMANENT FUND] dividend in violation of  
24 a provision in AS 11, by detecting and investigating those crimes; and

25 (B) commissioner to detect and investigate the claiming or  
26 paying of **a resource dividend** [PERMANENT FUND DIVIDENDS] that  
27 should not have been claimed by or paid to an individual and to impose the  
28 penalties and enforcement provisions under AS 43.23.270;

29 (11) adopt regulations under AS 44.62 (Administrative Procedure Act)  
30 so that contributions under AS 43.23.130 are given a priority over donations under  
31 AS 43.23.230 if the total amount of contributions and donations elected by an

1 applicant exceeds the amount of the resource [PERMANENT FUND] dividend that  
2 the applicant is entitled to receive;

3 (12) submit fingerprints and fees to the Department of Public Safety  
4 for a national criminal history record check under AS 12.62.400 for the purpose of  
5 determining a person's qualifications and suitability for administering the resource  
6 [PERMANENT FUND] dividend program under this chapter.

7 \* **Sec. 54.** AS 43.23.101 is amended to read:

8 **Sec. 43.23.101. Voter registration.** The commissioner shall establish by rule a  
9 schedule by which the commissioner will provide, and shall provide as soon as is  
10 practicable the director of elections with

11 (1) electronic records from the resource [PERMANENT FUND]  
12 dividend applications of the information required by AS 15.07.060(a)(1) - (4) and (7) -  
13 (9), and the attestation that such information is true, for each resource  
14 [PERMANENT FUND] dividend applicant who

15 (A) is a citizen of the United States; and

16 (B) is at least 18 years of age or will be within 90 days of the  
17 date of the application; and

18 (2) the mailing addresses for all resource [PERMANENT FUND]  
19 dividend applicants.

20 \* **Sec. 55.** AS 43.23.110 is amended to read:

21 **Sec. 43.23.110. Applicant information confidential.** (a) Except as provided  
22 in (c) of this section, information on each resource [PERMANENT FUND] dividend  
23 application, except the applicant's name, is confidential. The department may only  
24 release information that is confidential under this section

25 (1) to a local, state, or federal government agency;

26 (2) in compliance with a court order;

27 (3) to the individual who or agency that files an application on behalf  
28 of another;

29 (4) to a banking institution to verify the direct deposit of a resource  
30 [PERMANENT FUND] dividend or correct an error in that deposit;

31 (5) as directed to do so by the applicant;

1 (6) to a contractor who has a contract with a person entitled to obtain  
2 the information under (1) - (5) of this section to receive, store, or manage the  
3 information on that person's behalf; a contractor receiving data under this paragraph  
4 may only use the data as directed by and for the purposes of the person entitled to  
5 obtain the information;

6 (7) to the division of elections as required by AS 43.23.101.

7 (b) Notwithstanding (a) of this section, the department may release the names  
8 and addresses of resource [PERMANENT FUND] dividend applicants to a legislator  
9 of this state and to the legislator's office staff for official legislative purposes.

10 (c) Information submitted on a resource [PERMANENT FUND] dividend  
11 application that is used for the purpose of registering an applicant to vote under  
12 AS 43.23.101 shall be kept confidential by the division of elections as provided in  
13 AS 15.07.195.

14 \* **Sec. 56.** AS 43.23.130(a) is amended to read:

15 (a) Notwithstanding AS 43.23.200, the Department of Revenue shall prepare  
16 the electronic resource [ALASKA PERMANENT FUND] dividend application to  
17 allow an applicant who files electronically to direct that money be subtracted from the  
18 dividend payment and contributed to the crime victim compensation fund  
19 (AS 18.67.162), the peace officer and firefighter survivors' fund, or one or more of the  
20 educational organizations, community foundations, or charitable organizations that  
21 appear on the contribution list contained in the application. A contribution to the crime  
22 victim compensation fund, the peace officer and firefighter survivors' fund or to an  
23 organization may be \$25, \$50, \$75, \$100, or more, in increments of \$50, up to the  
24 total amount of the resource [PERMANENT FUND] dividend that the applicant is  
25 entitled to receive. If the total amount of contributions elected by an applicant exceeds  
26 the amount of the resource [PERMANENT FUND] dividend that the applicant is  
27 entitled to receive, contributions shall be deducted from the dividend in the order of  
28 priority elected by the applicant on the application until the entire amount of the  
29 dividend that the applicant is entitled to receive is allocated for contribution. The  
30 electronic dividend application form must include notice that seven percent of the  
31 money contributed will be used for administrative costs incurred in implementing this

1 section, and money from the dividend fund will not be used for that purpose.

2 \* **Sec. 57.** AS 43.23.140 is amended to read:

3 **Sec. 43.23.140. Exemption of and levy on resource [PERMANENT FUND]**  
 4 **dividends.** (a) Except as provided in (b) of this section, 20 percent of the annual  
 5 **resource** [PERMANENT FUND] dividend payable to an individual is exempt from  
 6 levy, execution, garnishment, attachment, or any other remedy for the collection of  
 7 debt. No other exemption applies to a dividend. Notwithstanding other laws, a writ of  
 8 execution **on** [UPON] a dividend that has not been delivered to the debtor may be  
 9 served on the commissioner by

10 (1) certified mail, return receipt requested; or

11 (2) a civilian process server licensed by the commissioner of public  
 12 safety using electronic execution procedures, as provided under regulations adopted by  
 13 the department.

14 (b) An exemption is not available under this section for **resource**  
 15 [PERMANENT FUND] dividends taken to satisfy

16 (1) child support obligations required by court order or decision of the  
 17 child support services agency under AS 25.27.140 - 25.27.220;

18 (2) court ordered restitution under AS 12.55.045 - 12.55.051,  
 19 12.55.100, or AS 47.12.120(b)(4);

20 (3) claims on defaulted education loans under AS 43.23.160;

21 (4) court ordered fines;

22 (5) writs of execution under AS 09.35 of a judgment that is entered

23 (A) against a minor in a civil action to recover damages and  
 24 court costs;

25 (B) under AS 09.65.255 against the parent, parents, or legal  
 26 guardian of an unemancipated minor;

27 (6) a debt owed by an eligible individual to an agency of the state,  
 28 including the University of Alaska, unless the debt is contested and an appeal is  
 29 pending, or the time limit for filing an appeal has not expired;

30 (7) a debt owed to a person for a program for the rehabilitation of  
 31 perpetrators of domestic violence required under AS 12.55.101, AS 18.66.100(c)(15),

1 AS 25.20.061(3), or AS 33.16.150(f)(2);

2 (8) a judgment for unpaid rent or damage owed to a landlord by an  
3 eligible individual that was a tenant of the landlord; in this paragraph, "tenant" has the  
4 meaning given in AS 34.03.360;

5 (9) court-ordered forfeiture of an appearance or performance bond  
6 under AS 12.30.075.

7 (c) Claims listed in (b) of this section have priority in the order listed over  
8 other claims on a resource [PERMANENT FUND] dividend whether payments are  
9 sought through legal actions for the collection of debts or through assignments from  
10 the debtor.

11 (d) An assignment of or levy, execution, garnishment, attachment, or other  
12 remedy for the collection of debt applied to a dividend for a year may not be accepted  
13 by the department before April 1 of that same year. AS 09.38.080(c) and 09.38.085 do  
14 not apply to a levy on a resource [PERMANENT FUND] dividend. Upon receipt of a  
15 writ of execution under (a) of this section or another court order, the commissioner  
16 shall deliver to the court that portion of the dividend executed on along with the case  
17 name and number. At the time payment is made to the court, the department shall send  
18 notice to the court that issued the writ or order and to the individual at the address  
19 provided in the individual's dividend application or the electronic mail address at  
20 which the individual has consented to receive notices or documents in a verifiable  
21 manner, as provided in regulations adopted by the department. The notice must  
22 contain

23 (1) notification that all or part of the individual's dividend has been  
24 seized under a writ of execution or court order;

25 (2) the name and address of the court that issued the writ or order;

26 (3) the case number for which the writ or order was issued;

27 (4) the amount seized under the writ or order; and

28 (5) notification that the individual has 30 days from the date the notice  
29 is mailed in which to file with the court an objection to the seizure if a mistake has  
30 been made.

31 \* **Sec. 58.** AS 43.23.150(a) is amended to read:

1 (a) AS 09.38 does not apply to **a resource dividend** [PERMANENT FUND  
2 DIVIDENDS] taken under AS 47.12.155(c). Notwithstanding AS 09.35, execution on  
3 a dividend claimed under AS 47.12.155(c) is accomplished by delivering a certified  
4 claim to the department containing the following information:

5 (1) the name and social security number of the individual whose  
6 dividend is being claimed;

7 (2) the amount the individual owes on the reimbursement claim; and

8 (3) a statement that

9 (A) the Department of Family and Community Services has  
10 notified the individual that future **resource** [PERMANENT FUND] dividends  
11 of the individual will be taken to satisfy the reimbursement claim;

12 (B) the individual was notified of the right to request a hearing  
13 and allowed 30 days after the date of the notice described in (A) of this  
14 paragraph to request the Department of Family and Community Services to  
15 hold a hearing on the reimbursement claim;

16 (C) the reimbursement claim has not been contested, or, if  
17 contested, that the issue has been resolved in favor of the Department of  
18 Family and Community Services; and

19 (D) if the reimbursement claim has been contested and resolved  
20 in favor of the Department of Family and Community Services, no appeal is  
21 pending, the time limit for filing an appeal has expired, or the appeal has been  
22 resolved in favor of the Department of Family and Community Services.

23 \* **Sec. 59.** AS 43.23.150(b) is amended to read:

24 (b) The Department of Family and Community Services shall notify the  
25 individual if a dividend is claimed under (a) of this section. The notice shall be sent to  
26 the address provided in the individual's **resource** [PERMANENT FUND] dividend  
27 application and must provide the following information:

28 (1) the amount of the reimbursement claim;

29 (2) notice that the **resource** [PERMANENT FUND] dividend, or that  
30 portion of the **resource** [PERMANENT FUND] dividend that does not exceed the  
31 amount of the reimbursement claim, shall be paid to the Department of Family and

1 Community Services; and

2 (3) notification that the individual has a right to request a hearing and  
3 has 30 days after the date the notice is mailed in which to file with the Department of  
4 Family and Community Services an objection to the dividend claim if a mistake has  
5 been made.

6 \* **Sec. 60.** AS 43.23.160(a) is amended to read:

7 (a) AS 09.38 does not apply to a **resource** [PERMANENT FUND] dividend  
8 taken under AS 14.43.145. Notwithstanding AS 09.35, the Alaska Commission on  
9 Postsecondary Education may take a **resource** [PERMANENT FUND] dividend  
10 under AS 14.43.145 by delivering a claim to the department certifying the following  
11 information:

12 (1) the name and social security number of the individual whose  
13 dividend is being claimed;

14 (2) the amount the individual owes on a loan awarded under AS 14.43;  
15 and

16 (3) a statement that the loan is in default under AS 14.43.145, or, if the  
17 individual has requested review of the status of the loan under AS 14.43.145(c), that a  
18 final determination has been made that the loan is in default.

19 \* **Sec. 61.** AS 43.23.160(b) is amended to read:

20 (b) The Alaska Commission on Postsecondary Education shall notify the  
21 individual of a claim under (a) of this section. The notice shall be sent to the address  
22 provided in the individual's **resource** [PERMANENT FUND] dividend application  
23 and must provide the following information:

24 (1) the amount of the claim;

25 (2) notice that the amount of the **resource** [PERMANENT FUND]  
26 dividend up to the amount of the claim shall be paid to the Alaska Commission on  
27 Postsecondary Education to be credited against the individual's loan balance; and

28 (3) the individual's right to a hearing under (c) of this section.

29 \* **Sec. 62.** AS 43.23.160(c) is amended to read:

30 (c) Within 30 days after the date of the notice under (b) of this section, the  
31 individual may request a hearing. AS 44.62.330 - 44.62.630 apply to a hearing under

1 this section. At the hearing, the borrower has the burden to show that

2 (1) the commission has not sent a notice of default in compliance with  
3 AS 14.43.145(b);

4 (2) the notice of default has been rescinded after review under  
5 AS 14.43.145(c); or

6 (3) the amount owed by the borrower is less than the amount claimed  
7 from the resource [PERMANENT FUND] dividend.

8 \* **Sec. 63.** AS 43.23.170(a) is amended to read:

9 (a) AS 09.38 does not apply to a resource dividend [PERMANENT FUND  
10 DIVIDENDS] taken under AS 47.05.080(b). Notwithstanding AS 09.35, execution on  
11 a dividend claimed under AS 47.05.080(b) is accomplished by delivering a certified  
12 claim to the department containing the following information:

13 (1) the name and social security number of the individual whose  
14 dividend is being claimed;

15 (2) the amount the individual owes on the overpayment claim; and

16 (3) a statement that

17 (A) the Department of Health has notified the individual that  
18 future resource [PERMANENT FUND] dividends of the individual will be  
19 taken to satisfy the overpayment claim;

20 (B) the individual was notified of the right to request a hearing  
21 and allowed 30 days from the date of the notice under (A) of this paragraph to  
22 request the Department of Health to hold a hearing on the overpayment claim;

23 (C) the overpayment claim has not been contested, or, if  
24 contested, that the issue has been resolved in favor of the Department of  
25 Health; and

26 (D) if the overpayment claim has been contested and resolved  
27 in favor of the Department of Health, no appeal is pending, the time limit for  
28 filing an appeal has expired, or the appeal has been resolved in favor of the  
29 Department of Health.

30 \* **Sec. 64.** AS 43.23.170(b) is amended to read:

31 (b) The Department of Health shall notify the individual if a dividend is

1 claimed under (a) of this section. The notice shall be sent to the address provided in  
 2 the individual's resource [PERMANENT FUND] dividend application and must  
 3 provide the following information:

4 (1) the amount of the overpayment claim;

5 (2) notice that the amount of the resource [PERMANENT FUND]  
 6 dividend that does not exceed the amount of the overpayment claim shall be paid to  
 7 the Department of Health; and

8 (3) notification that the individual has a right to request a hearing and  
 9 has 30 days from the date the notice is mailed in which to file with the Department of  
 10 Health an objection to the dividend claim if a mistake has been made.

11 \* **Sec. 65.** AS 43.23.180(a) is amended to read:

12 (a) AS 09.38 does not apply to a resource dividend [PERMANENT FUND  
 13 DIVIDENDS] taken by the Department of Labor and Workforce Development for a  
 14 claim for payment of money owed under AS 23.20 (Alaska Employment Security  
 15 Act). Notwithstanding AS 09.35, execution on a dividend claimed under this section is  
 16 accomplished by delivering a certified claim to the Department of Revenue containing  
 17 the following information:

18 (1) the name and social security number of the individual whose  
 19 dividend is being claimed; if the Department of Labor and Workforce Development  
 20 does not have access to the individual's social security number for this purpose, the  
 21 department may supply other identification information authorized under regulations  
 22 to make a claim under AS 43.23.140;

23 (2) the amount the individual owes on the claim under AS 23.20;

24 (3) a statement that

25 (A) the Department of Labor and Workforce Development has  
 26 notified the individual that future resource [PERMANENT FUND] dividends  
 27 of the individual will be taken to satisfy the claim under AS 23.20;

28 (B) the individual was notified of the right to request a hearing  
 29 under AS 23.20 and the Department of Labor and Workforce Development has  
 30 allowed the individual at least 30 days after the date of the notice described in  
 31 (A) of this paragraph to request a hearing on the claim;

1 (C) the claim under AS 23.20 has not been contested, or, if  
 2 contested, the issue has been resolved in favor of the Department of Labor and  
 3 Workforce Development; and

4 (D) if the claim under AS 23.20 has been contested and  
 5 resolved in favor of the Department of Labor and Workforce Development, an  
 6 appeal is not pending, the time limit for filing an appeal has expired, or the  
 7 appeal has been resolved in favor of the department.

8 \* **Sec. 66.** AS 43.23.180(b) is amended to read:

9 (b) The Department of Labor and Workforce Development shall notify the  
 10 individual if a dividend is claimed under (a) of this section. The notice shall be sent to  
 11 the mailing address provided in the individual's **resource** [PERMANENT FUND]  
 12 dividend application and must provide the following information:

13 (1) the amount of the claim under AS 23.20;

14 (2) notice that the **resource** [PERMANENT FUND] dividend, or that  
 15 portion of the **resource** [PERMANENT FUND] dividend that does not exceed the  
 16 amount of the claim under AS 23.20, shall be paid to the Department of Labor and  
 17 Workforce Development in accordance with priorities established in state law;

18 (3) notice that the individual has a right to request a hearing and has a  
 19 specific time after the date that the notice is mailed in which to file with the  
 20 Department of Labor and Workforce Development an objection to paying the claim  
 21 from the individual's **resource** [PERMANENT FUND] dividend.

22 \* **Sec. 67.** AS 43.23.190(a) is amended to read:

23 (a) AS 09.38 does not apply to a **resource** [PERMANENT FUND] dividend  
 24 taken under AS 14.40.251. Notwithstanding AS 09.35, the University of Alaska may  
 25 take a **resource** [PERMANENT FUND] dividend under AS 14.40.251 by delivering a  
 26 claim to the department certifying the following information:

27 (1) the name and social security number of the individual whose  
 28 dividend is being claimed;

29 (2) the amount the individual owes the university; and

30 (3) a statement that

31 (A) the amount claimed is in default under AS 14.40.251;

1 (B) the university has notified the individual that future  
2 resource [PERMANENT FUND] dividends will be taken to satisfy the claim;

3 (C) the individual was notified of the right to request a hearing  
4 and allowed 30 days after the date of the notice described in (B) of this  
5 paragraph to request the university to hold a hearing on the claim;

6 (D) the claim has not been contested or, if contested, the issue  
7 has been resolved in favor of the university; and

8 (E) if the claim has been contested and resolved in favor of the  
9 university, no appeal is pending, the time limit for filing an appeal has expired,  
10 or the appeal has been resolved in favor of the university.

11 \* **Sec. 68.** AS 43.23.190(b) is amended to read:

12 (b) The University of Alaska shall notify the individual of a claim under (a) of  
13 this section. The notice shall be sent to the address provided in the individual's  
14 resource [PERMANENT FUND] dividend application and must provide the  
15 following information:

16 (1) the amount of the claim;

17 (2) notice that the amount of the resource [PERMANENT FUND]  
18 dividend up to the amount of the claim shall be paid to the university to be credited  
19 against the individual's default balance; and

20 (3) notice of the individual's right to a hearing under (c) of this section.

21 \* **Sec. 69.** AS 43.23.190(c) is amended to read:

22 (c) Within 30 days after the date of the notice under (b) of this section, the  
23 individual may request a hearing. AS 44.62.330 - 44.62.630 apply to a hearing under  
24 this subsection. At the hearing, the individual has the burden to show that

25 (1) the university has not sent a notice of default in compliance with  
26 AS 14.40.251(b);

27 (2) the notice of default has been rescinded after review under  
28 AS 14.40.251(c); or

29 (3) the amount owed by the individual is less than the amount claimed  
30 from the resource [PERMANENT FUND] dividend.

31 \* **Sec. 70.** AS 43.23.200(a) is amended to read:

1 (a) Except as provided in (b) of this section, a person eligible to receive a  
 2 **resource** [PERMANENT FUND] dividend may not assign the right to the dividend.  
 3 An attempted assignment of the right to receive a **resource** [PERMANENT FUND]  
 4 dividend is against public policy and is void.

5 \* **Sec. 71.** AS 43.23.200(b) is amended to read:

6 (b) A person may assign the right to receive a **resource** [PERMANENT  
 7 FUND] dividend to a federal, state, or municipal government agency or to a court.

8 \* **Sec. 72.** AS 43.23.230(b) is amended to read:

9 (b) Notwithstanding AS 43.23.200, the department shall provide on the  
 10 **resource** [ALASKA PERMANENT FUND] dividend application an option for an  
 11 applicant who is 18 years of age or older to direct that all or a portion of the applicant's  
 12 dividend payment be donated for educational purposes and to enter the  
 13 [PERMANENT FUND] dividend raffle as provided in (c) of this section. A donation  
 14 under this section may be \$100 or more, in increments of \$100, up to the total amount  
 15 of the **resource** [PERMANENT FUND] dividend that the applicant is entitled to  
 16 receive.

17 \* **Sec. 73.** AS 43.23.240 is amended to read:

18 **Sec. 43.23.240. Eligibility for public assistance.** (a) In determining the  
 19 eligibility of an individual under a public assistance program administered by the  
 20 Department of Health in which eligibility for assistance is based on financial need, the  
 21 Department of Health may not consider a **resource** [PERMANENT FUND] dividend  
 22 as income or resources received by the recipient of public assistance or by a member  
 23 of the recipient's household unless required to do so by federal law or regulation. The  
 24 Department of Health shall notify all recipients of public assistance of the effects of  
 25 receiving a **resource** [PERMANENT FUND] dividend.

26 (b) An individual who is denied medical assistance under 42 U.S.C. 1396 -  
 27 1396p (Social Security Act, Title XIX) solely because of the receipt of a **resource**  
 28 [PERMANENT FUND] dividend by the individual or by a member of the individual's  
 29 household is eligible for state-funded medical assistance under AS 47.25.120 -  
 30 47.25.300 (general relief assistance program). The individual is entitled to receive, for  
 31 a period not to exceed four months, the same level of medical assistance as the

1 individual would have received under 42 U.S.C. 1396 - 1396p (Social Security Act,  
2 Title XIX) had there been no resource [PERMANENT FUND] dividend program.

3 (c) An individual who is denied assistance solely because a resource  
4 dividend [PERMANENT FUND DIVIDENDS] received by the individual or by a  
5 member of the individual's household are counted as income or resources under  
6 federal law or regulation is eligible for cash assistance under AS 47.25.120 -  
7 47.25.300 (general relief assistance program). Notwithstanding the limit in  
8 AS 47.25.130, the individual is entitled to receive, for a period not to exceed four  
9 months, the same amount as the individual would have received under other public  
10 assistance programs had there been no resource [PERMANENT FUND] dividend  
11 program.

12 \* **Sec. 74.** AS 43.23.250 is amended to read:

13 **Sec. 43.23.250. Eligibility for state programs.** A program administered by  
14 the state or any of its instrumentalities or municipalities, the eligibility for which is  
15 based on financial need, may not consider a resource [PERMANENT FUND]  
16 dividend as income or resources unless required to do so by federal law or regulation.

17 \* **Sec. 75.** AS 43.23.270(a) is amended to read:

18 (a) In addition to any criminal penalties imposed by state law, if an individual  
19 is convicted of a crime in connection with a false statement made in a certification  
20 required under AS 43.23.015, and the conviction is not reversed, that individual  
21 forfeits all resource [PERMANENT FUND] dividends paid and is not eligible for a  
22 future resource [PERMANENT FUND] dividend.

23 \* **Sec. 76.** AS 43.23.270(b) is amended to read:

24 (b) If the commissioner determines that a resource [PERMANENT FUND]  
25 dividend should not have been claimed by or paid to an individual, the commissioner  
26 may use all collection procedures or remedies available for collection of taxes under  
27 this title to recover the payment of a resource [PERMANENT FUND] dividend that  
28 was improperly made. A notice of an improperly paid dividend must be sent to the  
29 individual within

30 (1) three years after the improper payment is sent; or

31 (2) six years after the improper payment is sent if the commissioner

1 determines that the individual exercised gross negligence or recklessly disregarded a  
2 material fact in connection with a false statement made in an application.

3 \* **Sec. 77.** AS 43.23.270(c) is amended to read:

4 (c) In addition to any criminal penalties imposed by state law, if the  
5 department finds that an individual, in claiming a **resource** [PERMANENT FUND]  
6 dividend, or an individual, in certifying another person's eligibility, wilfully  
7 misrepresents, exercises gross negligence with respect to, or recklessly disregards a  
8 material fact pertaining to [,] eligibility, the department may issue an order against the  
9 individual for the

10 (1) forfeiture of the dividend;

11 (2) imposition of a civil fine of up to \$3,000; and

12 (3) loss of eligibility to receive the next five dividends following the  
13 forfeited dividend.

14 \* **Sec. 78.** AS 43.23.295 is amended by adding a new paragraph to read:

15 (9) "resource dividend" means a right to receive a payment from the  
16 dividend fund.

17 \* **Sec. 79.** AS 43.40.092(b)(1) is amended to read:

18 (1) the term "resident worker" means an individual who

19 (A) is physically present in the state with the intent to remain in  
20 the state indefinitely and has a home in the state;

21 (B) demonstrates that intent by maintaining a residence in the  
22 state;

23 (C) possesses a resident fishing, trapping, or hunting license, or  
24 receives a **resource** [PERMANENT FUND] dividend; and

25 (D) may be required to state under oath that the individual is  
26 not claiming residency outside of the state or obtaining benefits under a claim  
27 of residency outside of the state;

28 \* **Sec. 80.** AS 43.82.230(e)(3) is amended to read:

29 (3) "Alaska resident" means a natural person who

30 (A) receives a **resource** [PERMANENT FUND] dividend  
31 under AS 43.23; or

1 (B) is registered to vote under AS 15 and qualifies for a  
2 resident fishing, hunting, or trapping license under AS 16;

3 \* **Sec. 81.** AS 44.64.030(a)(33) is amended to read:

4 (33) AS 43.23 (resource [PERMANENT FUND] dividends);

5 \* **Sec. 82.** AS 44.99.205(c)(3) is amended to read:

6 (3) "program" includes the resource [PERMANENT FUND] dividend  
7 program under AS 43.23 and the longevity bonus program under AS 47.45.010 -  
8 47.45.160;

9 \* **Sec. 83.** AS 45.35.040 is amended to read:

10 **Sec. 45.35.040. Prohibited provisions.** A lease-purchase agreement may not  
11 contain

12 (1) a confession of judgment;

13 (2) a negotiable instrument;

14 (3) a security interest in, or another claim on, real or personal property  
15 that is not the subject of the agreement;

16 (4) a wage assignment;

17 (5) an assignment of a resource [AN ALASKA PERMANENT  
18 FUND] dividend;

19 (6) a waiver by the consumer of claims or defenses relating to the  
20 agreement;

21 (7) a provision authorizing the lessor or a person acting on the lessor's  
22 behalf to enter the consumer's premises or to commit a breach of the peace in the  
23 repossession of personal property;

24 (8) an agreement by the consumer to pay attorney fees and costs,  
25 except as allowed under court rules.

26 \* **Sec. 84.** AS 47.05.080(b) is amended to read:

27 (b) The resource [PERMANENT FUND] dividend of a former recipient of a  
28 public assistance program listed under (a) of this section may be taken under  
29 AS 43.23.140(b)(6) and 43.23.170 to satisfy the balance due on a defaulted  
30 overpayment claim.

31 \* **Sec. 85.** AS 47.10.115(a) is amended to read:

1 (a) The department shall annually apply for a resource [PERMANENT  
2 FUND] dividend and retain in trust under AS 43.23.015(e) for the benefit of the child  
3 the dividend and accrued interest on the dividend if the child is in the custody of the  
4 department when the application is due.

5 \* **Sec. 86.** AS 47.12.155(c) is amended to read:

6 (c) If a court orders a minor's parent or guardian to participate in treatment  
7 under (b) of this section, the court also shall order the parent or guardian to use any  
8 available insurance or another resource to cover the treatment, or to pay for the  
9 treatment if other coverage is unavailable. If the court determines that the parent or  
10 guardian is unable to pay for the treatment due to indigence and the department pays  
11 for the treatment, the department may seek reimbursement only from the indigent  
12 parent's or guardian's resource [PERMANENT FUND] dividend.

13 \* **Sec. 87.** AS 47.12.155(d) is amended to read:

14 (d) The resource [PERMANENT FUND] dividend of an indigent parent or  
15 guardian participating in treatment ordered under (b) of this section may be taken  
16 under AS 43.23.140(b)(6) and 43.23.150 to satisfy the balance due on a  
17 reimbursement claim by the department under (c) of this section.

18 \* **Sec. 88.** AS 47.55.020(d) is amended to read:

19 (d) Notwithstanding AS 47.55.070 and (b) of this section, a resident of a home  
20 whose income, assets, and other resources are insufficient to pay the monthly or daily  
21 rates set under AS 47.55.030(f) plus charges under AS 47.55.030(b), and who does not  
22 have private insurance to cover the cost of care, qualifies for payment assistance if the  
23 resident is otherwise in compliance with requirements under this chapter. The amount  
24 of payment assistance equals the amount needed, when added to other income and  
25 assets of the resident, to pay the monthly or daily rates set under AS 47.55.030(f) plus  
26 charges under AS 47.55.030(b). Payment assistance received by a home resident is a  
27 debt to the state. In determining the amount of payment assistance for which a home  
28 resident qualifies, the following income, assets, and other resources of the resident  
29 shall be disregarded:

30 (1) income from any source in an amount up to \$300 a month as  
31 established by the department by regulation;

1 (2) the following assets received under 43 U.S.C. 1601 et seq. (Alaska  
2 Native Claims Settlement Act):

3 (A) cash dividends and other income equal to at least \$2,000 as  
4 established by the department by regulation;

5 (B) stock;

6 (C) noncash dividends from stock; and

7 (D) land;

8 (3) a resource [PERMANENT FUND] dividend issued under  
9 AS 43.23;

10 (4) compensation to volunteers under the federal retired and senior  
11 volunteers (42 U.S.C. 5001), foster grandparents (42 U.S.C. 5011), and senior  
12 companion (42 U.S.C. 5013) programs made in accordance with 42 U.S.C. 5044(f);

13 (5) federal World War II restitution payments made under 50 U.S.C.  
14 App. 1989b-4 and c-5;

15 (6) payments under AS 18.67 (Violent Crimes Compensation Board);

16 (7) an amount, determined by the department by regulation, that is  
17 sufficient for burial expenses of the resident, the resident's spouse, and dependents of  
18 the resident;

19 (8) real property being used as the primary residence of the resident's  
20 spouse or a dependent of the resident;

21 (9) other real or personal property equal to at least a total value of up  
22 to \$10,000 as established by the department by regulation;

23 (10) federal payments that are excluded by law from income for  
24 federal assistance purposes.

25 \* **Sec. 89.** AS 43.23.295(5) is repealed.

26 \* **Sec. 90.** The uncodified law of the State of Alaska is amended by adding a new section to  
27 read:

28 **APPLICABILITY.** The following sections apply to offenses committed on or after the  
29 effective date of this Act:

30 (1) AS 11.56.205(a), as amended by sec. 4 of this Act;

31 (2) AS 11.56.205(b), as amended by sec. 5 of this Act;

- 1                   (3) AS 11.56.800(a), as amended by sec. 6 of this Act;  
2                   (4) AS 11.66.280(3), as amended by sec. 7 of this Act;  
3                   (5) AS 12.25.200(b), as amended by sec. 8 of this Act; and  
4                   (6) AS 12.55.041(d), as amended by sec. 9 of this Act.

5       \* **Sec. 91.** The uncodified law of the State of Alaska is amended by adding a new section to  
6 read:

7           TRANSITION. A right, responsibility, liability, or other obligation related to the  
8 former permanent fund dividend created by or under a law amended or repealed by this Act,  
9 and in effect on the effective date of this Act, remains in effect notwithstanding this Act's  
10 taking effect.

11       \* **Sec. 92.** This Act takes effect July 1, 2026.