

Introduced: 3/5/63
Referred: Finance

1 IN THE SENATE

BY SENATOR B. PHILLIPS

2 SENATE BILL NO. 128

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to benefits for veterans of
7 World War II and the Korean War; and pro-
8 viding for an effective date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 26.15.130 is repealed and re-enacted to read:

11 Sec. 26.15.130. ELIGIBILITY OF VETERAN FOR LOANS. (a)

12 A resident of Alaska who is a veteran of World War II or the
13 Korean War, or both, is eligible for veterans loans if he
14 meets the residence, service, and discharge requirements of
15 this chapter.

16 (b) To be eligible, a veteran must

17 (1) have been a bona fide resident of the territory
18 for not less than one year before entry into military service,
19 and have returned to the state with intent to remain within
20 one year after discharge; or

21 (2) if he did not return to the state or territory
22 within one year after separation, have been a bona fide resi-
23 dent of the territory for not less than four years before
24 entry into service; or

25 (3) have resided in the state for at least 10
26 years following release from military service.

27 * Sec. 2. AS 26.15 is amended by adding new sections to read:

28 Sec. 26.15.135. ELIGIBILITY FOR LOANS OF DEPENDENT OF

29 VETERAN. (a) A person is eligible for loans under this

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chapter who

(1) was dependent upon a member or veteran of the armed forces during World War II or the Korean War who

(A) was a resident of the territory for at least one year before induction into service;

(B) died before the official date of termination of that war;

(C) before his death met the service requirements necessary to qualify as a veteran under this chapter;

(D) was not discharged other than honorably;

(2) is unmarried;

(3) depended upon the deceased service member or veteran as his or her chief means of support;

(4) bore or bears the relationship of widow, widower, minor son, minor daughter, or, if incapable of self-support, of father, mother, sister, or brother, to the deceased service member or veteran; and

(5) is a resident of the state at the time of making application, and intends to reside permanently in the state.

Sec. 26.15.138. PRIORITY OF LOANS. The department shall by regulation establish criteria for the assignment of priorities among loans if sufficient funds are not available to satisfy all proper requests. The criteria shall be based on

(1) the time of application,

(2) the amount of veterans benefits received by an applicant from this state or from other states,

- 1 (3) the type of loan applied for,
2 (4) the feasibility of the loan, and
3 (5) the standard practices in other lending
4 agencies.

5 Sec. 26.15.144. RIGHTS OF MINOR CHILD. (a) The rights
6 of a minor child may be exercised only if he has no surviving
7 parent and has an appointed guardian who may apply on his be-
8 half to secure a loan for his care, support, education, or
9 other purposes mentioned in sec. 40 of this chapter.

10 Sec. 26.15.147. JUSTIFIABLE FAILURE TO RETURN. The
11 eligibility of a veteran who failed to return within one year
12 as required by sec. 130(b)(1) of this chapter is not impaired
13 if the failure to return was for educational or medical
14 reasons, or for other reasons approved by the Department of
15 Commerce.

16 Sec. 26.15.165. DEFINITION. In this chapter, "veteran"
17 means a person who served in the armed forces of the United
18 States for 90 days or more, or whose service was for less
19 than 90 days because of injury or disability incurred in line
20 of duty, between September 16, 1940 and July 25, 1947 or
21 between June 25, 1950 and January 31, 1955, who was separated
22 from the armed forces with an honorable discharge or honorable
23 separation.

24 * Sec. 3. AS 26.15.160 is repealed.

25 * Sec. 4. This Act takes effect July 1, 1963.
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