

Introduced: 2/8/82  
Referred: State Affairs and  
Finance

1 IN THE HOUSE

BY HURLBERT AND HALFORD

2 HOUSE BILL NO. 743

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for contingency distribution of  
7 permanent fund income to residents of the state; and  
8 providing for an effective date."

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

10 \* Section 1. CONTINGENT DIVIDEND DISTRIBUTION. (a) If the distribution  
11 of permanent fund dividends provided in AS 43.23 is determined to be invalid  
12 by a final decision of a court the money in the dividend fund (AS 43.23.050)  
13 on the date of that determination shall be paid as dividends equally to each  
14 resident of Alaska.

15 (b) An individual who is a resident of the state at the time of a final  
16 court determination that the distribution of permanent fund dividends under  
17 AS 43.23 is invalid and who had been a resident for at least 30 days before  
18 that time is eligible for a dividend under this section.

19 (c) The commissioner of revenue shall adopt regulations under the  
20 Administrative Procedure Act (AS 44.62) for determining the eligibility of  
21 individuals under this section. The commissioner of revenue may require an  
22 individual to provide proof of eligibility, or he may use other information  
23 available to him from other state departments or agencies to determine the  
24 eligibility of individuals. The commissioner of revenue may establish  
25 procedures for paying dividends under this section along with other payments  
26 of money or state benefits. The commissioner of revenue shall prescribe and  
27 furnish an application form for claiming dividends under this section.

28 (d) The amount of each dividend payable under this section is deter-  
29 mined by dividing the amount of money in the dividend fund (AS 43.23.050) by

1 the number of eligible applicants.

2 (e) If an applicant eligible for a dividend under this section is under  
3 the age of 18 years the dividend shall be paid into a trust fund established  
4 by the commissioner. The commissioner shall invest the money in the trust  
5 fund in investments permitted under AS 37.10.070 for investment of state  
6 money. A separate account within the trust fund shall be established for  
7 each individual. The investment income of the trust fund shall be allocated  
8 annually to each individual account in equal proportions. When the individual  
9 for whom an account is established reaches the age of 18 years the balance in  
10 the individual account is payable to the individual.

11 \* Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-  
12 070(c).

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