

Offered: 2/29/84
Referred: Finance

Original sponsors: Barnes, Hayes,
Bussell, et al

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2

CS FOR HOUSE BILL NO. 575 (Judiciary)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to permanent fund dividends; and
7 providing for an effective date."

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

9 * Section 1. AS 43.23.005 is amended by adding a new subsection to
10 read:

11 (d) Notwithstanding the provisions of (a) - (c) of this section,
12 an individual who has been convicted of a felony is not eligible for a
13 permanent fund dividend for a year when, during all or part of the
14 eligibility period for that year's dividend, as a result of the
15 conviction the individual is under sentence for the felony. An
16 individual under sentence in accordance with this subsection is
17 considered to be ineligible whether or not the individual has applied
18 for the dividend.

19 * Sec. 2. AS 43.23.025 is amended by adding a new subsection to read:

20 (b) for the purpose of calculating the amount of a permanent
21 fund dividend under (a) of this section an individual who is ineli-
22 gible to receive a dividend under the provisions of AS 43.23.005(d)
23 shall be considered to be an eligible individual.

24 * Sec. 3. AS 43.23.055 is amended to read:

25 Sec. 43.23.055. DUTIES OF THE DEPARTMENT. The department shall
26 (1) annually pay permanent fund dividends from the dividend
27 fund;
28 (2) adopt regulations under the Administrative Procedure
29 Act (AS 44.62) that establish procedures and time limits for claiming

1 a permanent fund dividend; the department shall set the time limit for
2 applications for permanent fund dividends so that the number of eli-
3 gible applicants is determined by December 1 of the year for which the
4 dividend is declared and permanent fund dividends for a year are paid
5 before April 30 of the year following that year;

6 (3) adopt regulations under the Administrative Procedure
7 Act (AS 44.62) that establish procedures and time limits for an indi-
8 vidual upon emancipation or upon reaching majority to apply for perma-
9 nent fund dividends not received during minority because the parent,
10 guardian, or other authorized representative did not apply on behalf
11 of the individual;

12 (4) assist residents of the state, particularly in rural
13 areas, who because of language, disability, or inaccessibility to
14 public transportation need assistance to establish eligibility and to
15 apply for permanent fund dividends;

16 (5) adopt regulations under the Administrative Procedure
17 Act (AS 44.62) that establish procedures for estimating the number of
18 individuals ineligible for a permanent fund dividend under AS 43.23.-
19 005(d);

20 (6) adopt other regulations that are necessary to implement
21 the provisions of this chapter.

22 * Sec. 4. This Act applies only to eligibility for permanent fund
23 dividends for years after 1983.

24 * Sec. 5. It is the intent of the legislature that an amount approxi-
25 mately equal to the money that would otherwise be paid as permanent fund
26 dividends to individuals ineligible under AS 43.23.005(d), enacted by sec.
27 1 of this Act be appropriated annually from the dividend fund to the crime
28 victim compensation fund (AS 18.67.162), to be used for the purposes stated
29 in AS 18.67.

1 * Sec. 6. This Act takes effect immediately in accordance with AS 01.-
2 10.070(c).