

SENATE BILL NO. 94

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY SENATOR RODEY

Introduced: 1/30/91

Referred: Judiciary and Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the hold harmless provisions of the permanent fund dividend program;
2 and providing for an effective date."

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

4 * **Section 1. PURPOSE.** The legislature intends to fund the costs of the hold harmless provisions
5 of AS 43.23.075 through sources other than the dividend fund. It is the purpose of the legislature to
6 preclude the administrative use of money in the dividend fund for costs of the hold harmless provisions.

7 * **Sec. 2.** AS 43.23.025(a) is amended to read:

8 (a) By October 1 of each year the commissioner shall determine the value of each
9 permanent fund dividend for that year by

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

11 (A) the amount of income of the Alaska permanent fund transferred to the
12 dividend fund under AS 43.23.045(b) during the current year;

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

1 (C) less the amount necessary to pay dividends from the dividend fund in
2 the current year under AS 43.23.055(3) and (7);

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

7 (E) less appropriations from the dividend fund during the current year,
8 including amounts to pay costs of administering the dividend program [AND THE HOLD
9 HARMLESS PROVISIONS OF AS 43.23.075];

10 (2) determining the number of individuals eligible to receive a dividend payment
11 for the current year; and

12 (3) dividing the amount determined under (1) of this section by the amount
13 determined under (2) of this section.

14 * Sec. 3. AS 43.23.028 is amended to read:

15 Sec. 43.23.028. PUBLIC NOTICE. By October 1 of each year the commissioner shall
16 give public notice of the value of each permanent fund dividend for that year. The notice and the
17 stub attached to each individual dividend check must disclose the amount

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

20 (2) of each dividend attributable to income earned by the permanent fund from
21 appropriations to that fund and from amounts added to that fund to offset the effects of inflation;
22 and

23 (3) by which each dividend has been reduced due to each appropriation from the
24 dividend fund, including amounts to pay the costs of administering the dividend program [AND
25 THE HOLD HARMLESS PROVISIONS OF AS 43.23.075].

26 * Sec. 4. AS 43.23.075(b) is amended to read:

27 (b) An individual who is denied medical assistance under 42 U.S.C. 1396 - 1396p
28 (Social Security Act, Title XIX) solely because of the receipt of a permanent fund dividend by
29 the individual or by a member of the individual's household is eligible for state-funded medical
30 assistance under AS 47.25.120 - 47.25.300 (general relief assistance program). Subject to
31 appropriations for the purpose, the [THE] individual is entitled to receive, for a period not to

1 exceed four months, the same level of medical assistance as the individual would have received
2 under 42 U.S.C. 1396 - 1396p (Social Security Act, Title XIX) had there been no permanent
3 fund dividend program.

4 * Sec. 5. AS 43.23.075(c) is amended to read:

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

13 * Sec. 6. This Act takes effect immediately under AS 01.10.070(c).