

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 152 (FINANCE)

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Offered: 5/19/91

Referred: Rules

Sponsor(s): SENATORS HALFORD, Collins, Shultz, Adams, Rodey, Menard, Duncan, Uehling, Jones, Frank, Hoffman, Zharoff, Eliason

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to a temporary grant program for certain individuals who served in
2 active duty in the Persian Gulf or as a result of the Persian Gulf War; relating to
3 eligibility for permanent fund dividends of certain individuals; and providing for an
4 effective date."

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

6 * **Section 1. GRANTS FOR CERTAIN INDIVIDUALS WHO SERVED IN THE MILITARY. (a)**

7 The Department of Revenue shall pay a grant of \$500 to a state resident, or the resident's estate, if the
8 resident

9 (1) as a member of the military forces of the United States, served in active duty in the
10 Persian Gulf at any time during September 1, 1990, through March 15, 1991, or as a member of a United
11 States military reserve, the United States Coast Guard reserve, or the Alaska National Guard served in
12 active duty outside of the United States at any time during September 1, 1990, through March 15, 1991,
13 as a result of the Persian Gulf War; and

14 (2) is qualified to receive a permanent fund dividend for 1991 or the resident's estate is

1 qualified to receive the dividend.

2 (b) A grant may not be paid except upon written application for the grant on a form prepared
3 by the department. The claimant must file the application with the department no later than
4 December 31, 1991. The department shall require proof of the right to the grant.

5 (c) The Department of Revenue shall pay grants under (a) of this section from appropriations
6 for the purpose. If appropriations are not sufficient to fully fund all grants, the amount available shall
7 be distributed pro rata among eligible individuals.

8 * **Sec. 2. PERMANENT FUND DIVIDENDS FOR CERTAIN INDIVIDUALS.** (a) Notwithstanding
9 AS 43.23.005(a)(3),

10 (1) an individual absent from the state while serving in the armed forces of the United
11 States is eligible to receive a 1991 permanent fund dividend if the individual was stationed in the Persian
12 Gulf war zone or was under military orders suspending the individual's military leave as a result of the
13 Persian Gulf conflict and the commissioner of revenue determines that the individual is otherwise
14 qualified;

15 (2) the spouse or dependent of an individual described in (1) of this subsection is eligible
16 to receive a 1991 permanent fund dividend if the spouse or dependent is otherwise qualified.

17 (b) Notwithstanding AS 43.23.015(c), an individual absent from the state while serving in the
18 armed forces of the United States and stationed in the Persian Gulf war zone may execute a power of
19 attorney authorizing another person to apply for the 1991 permanent fund dividend on behalf of the
20 individual. An individual stationed in the Persian Gulf war zone at any time during April 1, 1991
21 through June 30, 1991, may apply for a 1991 permanent fund dividend during the 1992 application
22 period if no application was submitted on the individual's behalf during the 1991 application period and
23 the individual otherwise qualifies for a 1991 dividend. The dividend shall be paid in the same manner
24 as prior year dividends under AS 43.23.025(a)(1)(C) and 43.23.055(3) and (7).

25 (c) Notwithstanding AS 43.23.005(a) and 43.23.015(c), if an individual was killed while serving
26 in the armed forces of the United States and stationed in the Persian Gulf war zone at any time during
27 January 1, 1991, through June 30, 1991, and if the individual qualified for a 1990 permanent fund
28 dividend, the personal representative of the individual's estate may apply for the 1991 dividend on behalf
29 of the individual's estate at any time during the 1991 or 1992 dividend application period.

30 (d) Notwithstanding AS 43.23.015(b), the Department of Revenue shall prescribe and furnish
31 an application form for claiming a dividend under this section. The department shall adopt regulations

- 1 defining the limits of the Persian Gulf war zone and prescribing any additional evidence the department
- 2 may require to determine eligibility, including evidence of the applicant's or deceased individual's
- 3 assignment to the Persian Gulf war zone during the 1991 application period.
- 4 * **Sec. 3.** Section 1 of this Act is repealed March 1, 1992.
- 5 * **Sec. 4.** This Act takes effect immediately under AS 01.10.070(c).