

CS FOR HOUSE BILL NO. 217(JUD)
IN THE LEGISLATURE OF THE STATE OF ALASKA
EIGHTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 4/7/93

Referred: Rules

Sponsor(s): REPRESENTATIVE MACLEAN

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to Native corporation dividends and other distributions due to
2 minors in the custody of a state."

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

4 * Section 1. AS 10.06 is amended by adding a new section to read:

5 Sec. 10.06.961. DISTRIBUTIONS BY NATIVE CORPORATIONS TO
6 MINORS IN THE CUSTODY OF A STATE. (a) Notwithstanding AS 13.46.085 or
7 the appointment of a guardian of the property of the minor under AS 47.10.010(c),
8 when a minor who is in the custody of this state under AS 47.10.010(a)(2) or of
9 another state under a provision similar to AS 47.10.010(a)(2) becomes entitled to
10 receive dividends or other distributions resulting from the ownership of stock or a
11 membership in a corporation organized under this chapter and under 43 U.S.C. 1601 -
12 1641 (Alaska Native Claims Settlement Act), the corporation paying the dividends or
13 making the other distributions shall retain the dividends and other distributions in an
14 interest bearing account for the benefit of the minor during the state custody.

1 (b) The corporation may not spend, obligate, or otherwise use the property
2 held in an account established under (a) of this section unless the use is approved by
3 a court.

4 (c) Upon presentation of proof of entitlement by the person entitled to
5 distribution, the corporation shall distribute the property remaining in an account
6 established under (a) of this section to the

7 (1) minor when the minor reaches the age of 18 years, whether or not
8 the minor is still in the state custody;

9 (2) legal guardian of the minor, when the state custody terminates while
10 the minor is less than 18 years of age;

11 (3) minor's heirs if the minor dies before the distribution.

12 (d) The retention and distribution of dividends and distributions under this
13 section is not subject to AS 13.46.

14 (e) In this section, "minor" means a person under 18 years of age.

15 * Sec. 2. This Act does not apply to a dividend paid, or a distribution made, by a
16 corporation before the effective date of this Act.