

**HB**

**4**

**SFIN**

**FILE**

# SENATE FINANCE COMMITTEE REPORT

REPORTED DATE OF  
5/06/96

DATE: 4/10/95

FURTHER: SFC

DATE TURNED INTO OFFICE: 5/06/96

The Finance Committee considered CS FOR HOUSE BILL NO. 4(STA)(title am)  
Permanent fund dividend eligibility, efd.

and recommends:

- be replaced with S CS CS HB 4 (FIN)
- adopt previous      CS      (    )
- attached amendment(s)
- adopt Letter of Intent by      Committee
- further referral to the      Committee

- Senate Bill:**
- same title
  - new title
- House Bill:**
- same title
  - technical change
  - new: SCR#

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
		<i>Steve King</i>	✓		
		<i>[Signature]</i>	✓		
		<i>[Signature]</i>	✓		
		<i>to be reviewed</i>	✓		
Co-Chair: <i>Rick Halford</i>	✓				
Co-Chair:					

**NEW FISCAL NOTE(S):**

Department                      Date      Zero      Fiscal

Department	Date	Zero	Fiscal
Revenue/PFD	1/24/96		14.8

**PREVIOUS FISCAL NOTE(S):\***

Department                      Date      Zero      Fiscal

Department	Date	Zero	Fiscal

APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill

Revision Date: 1/24/96 Dept. Affected: Revenue  
 Title: Permanent Fund Dividend Eligibility BRU: Permanent Fund Dividend Division  
 Component: Permanent Fund Dividend Division  
 Sponsor: Representative KOTT  
 Requestor: Senate Finance COMPONENT SERIAL NO. 981

Expenditures/Revenues: (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	9.8					
TRAVEL						
CONTRACTUAL						
SUPPLIES	5.0					
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>14.8</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other Permanent Fund Div. Fund	14.8					
<b>TOTAL</b>	<b>14.8</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY96) cost \$ 0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

This bill will reinstate the historically allowable "piggyback" absence, which the Superior Court determined was invalid effective January 1, 1992.

There are approximately 7,000 applicants (spouses and children) for dividend years 1992, 1993, 1994, 1995, and 1996 who would qualify to have their files reactivated for an eligibility determination and possible dividend payment as a result of the passage of HB 4. See the attached detailed explanation.

Prepared by: NANCIA JONES, Director Phone: 465-2323  
 Division: Permanent Fund Dividend Date: 1/24/96  
 Approved by Commissioner: [Signature] Date: 1/24/96  
 Agency: Department of Revenue

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ALASKA DEPARTMENT OF REVENUE  
PERMANENT FUND DIVIDEND DIVISION

**FISCAL ANALYSIS OF SCS CSHB 4**

As of January 24, 1996

We estimate that 7,000 applicants, 4,500 applicants in years 1992 through 1995, and 2,500 who may apply in 1996, who have been denied a dividend would be made eligible by passage of SCS CSHB 4.

We will determine potentially payable individuals for dividend years 1992 through 1995 by redetermining their eligibility. These applicants have already been denied. Applicants filing during the current year, 1996, will be flagged for special processing; there will be no incremental cost to process the 1996 applications.

The applications will fall into three basic categories: 1) applicants eligible in all other respects, 2) applicants who must supply additional information before their applications are complete, and 3) applicants who have other items that need verification and review in order to determine eligibility. One hundred percent of the applicants in category one can be paid as soon as the bill passes and is signed into law. Applicants in category two may be denied, or may pass into category three once the missing information is supplied.

It will take an estimated four months (120 days) to process the 1992 through 1995 applications. Staff utilized on this project will have to work overtime in order to mitigate the backlog that will be created by this legislation. The estimated cost for this overtime is \$9,753. Costs for special forms, envelopes, and postage make up the balance of the cost of processing these applications at \$5,047.

5/6/96 Sen Sharp moved  
w/o objection  
adopted

WORK DRAFT

WORK DRAFT

WORK DRAFT

Sen. Halford's  
conceptual amend.  
to include 1/1/98 sunset.  
Adopted.

9-LS0036N  
Cook  
5/6/96

SENATE CS FOR CS FOR HOUSE BILL NO. 4(FIN)  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
NINETEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Offered:  
Referred:

Sponsor(s): REPRESENTATIVES KOTT, Mulder, Robinson

SENATORS Leman, Taylor

Tom will  
take care  
of w/ legal

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to absences from the state for the purposes of permanent  
2 fund dividend eligibility and receipt of a dividend; relating to the following  
3 allowable absences: receiving secondary or postsecondary education on a full-  
4 time basis, receiving vocational, professional, or other specific education on a  
5 full-time basis for which a comparable program is not reasonably available in  
6 the state, serving on active duty as a member of the armed forces of the  
7 United States, receiving certain medical treatment, accompanying a minor who  
8 is receiving certain medical treatment, providing care for a parent, spouse,  
9 sibling, child, or stepchild with a life-threatening illness who is being treated at  
10 a medical specialty complex outside the state, providing care for a terminally  
11 ill parent, spouse, sibling, child, or stepchild, settling the estate of a deceased  
12 parent, spouse, sibling, child, or stepchild, serving as a member of the Congress,

1 serving on the staff of a member of the Congress from this state, serving in  
2 the Peace Corps, serving as an employee of the state, actively participating on  
3 a United States national athletic team, accompanying another eligible resident as  
4 the spouse, minor dependent, or disabled dependent of the eligible resident, and  
5 for any reason consistent with the individual's intent to remain a resident;  
6 requiring, for the purposes of permanent fund dividend eligibility, an individual  
7 who is not physically present in the state to maintain and demonstrate at all  
8 times an intent to return to the state to remain permanently; relating to the  
9 eligibility for 1992, 1993, 1994, 1995, and 1996 permanent fund dividends of  
10 certain spouses and dependents of eligible applicants; and providing for an  
11 effective date."

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

13 \* Section 1. AS 43.23.005(a) is amended to read:

14 (a) An individual is eligible to receive one permanent fund dividend each year  
15 in an amount to be determined under AS 43.23.025 if the individual

16 (1) [THE INDIVIDUAL] applies to the department;

17 (2) [ON THE DATE OF APPLICATION THE INDIVIDUAL] is a  
18 state resident on the date of application;

19 (3) [THE INDIVIDUAL] was a state resident for at least the calendar  
20 year immediately preceding January 1 of the current dividend year;

21 (4) [THE INDIVIDUAL] has been physically present in the state at  
22 some time during the prior two calendar years before the current dividend year; [AND]

23 (5) [THE INDIVIDUAL] is

24 (A) a citizen of the United States;

25 (B) an alien lawfully admitted for permanent residence in the  
26 United States;

27 (C) an alien with refugee status under federal law; or

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(D) an alien that has been granted asylum under federal law;

and

(6) was, during the entire period described in (3) of this subsection, present in the state or, if absent, was absent only as allowed in AS 43.23.008.

\* Sec. 2. AS 43.23 is amended by adding a new section to read:

Sec. 43.23.008. ALLOWABLE ABSENCES. (a) Subject to (b) of this section, an otherwise eligible individual who is absent from the state during the calendar year immediately preceding the current dividend year remains eligible for the dividend if the individual was absent

(1) receiving secondary or postsecondary education on a full-time basis;

(2) receiving vocational, professional, or other specific education on a full-time basis for which, as determined by the Alaska Commission on Postsecondary Education, a comparable program was not reasonably available in the state;

(3) serving on active duty as a member of the armed forces of the United States;

(4) receiving continuous medical treatment recommended by a licensed physician or convalescing as recommended by the physician that treated the illness if the treatment or convalescence is not based on a need for climatic change;

(5) accompanying a minor who is absent under (4) of this subsection;

(6) serving as a member of the United States Congress;

(7) serving on the staff of a member of the United States Congress from this state;

(8) serving as a full-time volunteer in the Peace Corps;

(9) serving as an employee of the state in a field office or otherwise;

(10) actively participating on a United States national athletic team as an eligible athlete as evidenced by a document provided by the international federation or national governing body for that nonprofessional sport;

(11) accompanying another eligible resident who is absent for a reason permitted under this subsection as the spouse, minor dependent, or disabled dependent of the eligible resident;

(12) for any reason consistent with the individual's intent to remain a

1 state resident, provided the absence or cumulative absences do not exceed

2 (A) 180 days if the individual is not claiming an absence under  
3 (1) - (11) of this subsection;

4 (B) 120 days in addition to any absence or cumulative absences  
5 claimed under (1) or (2) of this subsection if the individual is not claiming any  
6 absence under (3) - (11) of this subsection; or

7 (C) 45 days in addition to any absence or cumulative absences  
8 claimed under (1) - (11) of this subsection.

9 (b) An individual who is otherwise eligible, and who is absent for more than  
10 180 days during the calendar year immediately preceding January 1 of the current  
11 dividend year, remains eligible for the dividend only if the individual was a resident  
12 of the state for at least six consecutive months immediately before leaving the state.

13 \* Sec. 3. AS 43.23 is amended by adding a new section to read:

14 Sec. 43.23.008. ALLOWABLE ABSENCES. (a) Subject to (b) of this  
15 section, an otherwise eligible individual who is absent from the state during the  
16 calendar year immediately preceding the current dividend year remains eligible for the  
17 dividend if the individual was absent

18 (1) receiving secondary or postsecondary education on a full-time basis;

19 (2) receiving vocational, professional, or other specific education on a  
20 full-time basis for which, as determined by the Alaska Commission on Postsecondary  
21 Education, a comparable program was not reasonably available in the state;

22 (3) serving on active duty as a member of the armed forces of the  
23 United States;

24 (4) receiving continuous medical treatment recommended by a licensed  
25 physician or convalescing as recommended by the physician that treated the illness if  
26 the treatment or convalescence is not based on a need for climatic change;

27 (5) accompanying a minor who is absent under (4) of this subsection;

28 (6) providing continuous care, for a period not to exceed 24 consecutive  
29 months, for a parent, spouse, sibling, child, or stepchild with a critical life-threatening  
30 illness whose treatment plan, as recommended by the attending physician, requires  
31 travel outside the state for treatment at a medical specialty complex;

1 (7) providing continuous care, for a period not to exceed 24 consecutive  
2 months, for the individual's terminally ill parent, spouse, sibling, child, or stepchild;

3 (8) settling the estate of the individual's deceased parent, spouse,  
4 sibling, child, or stepchild for a period not to exceed 12 consecutive months;

5 (9) serving as a member of the United States Congress;

6 (10) serving on the staff of a member of the United States Congress  
7 from this state;

8 (11) serving as a full-time volunteer in the Peace Corps;

9 (12) serving as an employee of the state in a field office or otherwise;

10 (13) actively participating on a United States national athletic team as  
11 an eligible athlete as evidenced by a document provided by the international federation  
12 or national governing body for that nonprofessional sport;

13 (14) accompanying another eligible resident who is absent for a reason  
14 permitted under this subsection as the spouse, minor dependent, or disabled dependent  
15 of the eligible resident;

16 (15) for any reason consistent with the individual's intent to remain a  
17 state resident, provided the absence or cumulative absences do not exceed

18 (A) 180 days if the individual is not claiming an absence under  
19 (1) - (14) of this subsection;

20 (B) 120 days in addition to any absence or cumulative absences  
21 claimed under (1) or (2) of this subsection if the individual is not claiming any  
22 absence under (3) - (14) of this subsection; or

23 (C) 45 days in addition to any absence or cumulative absences  
24 claimed under (1) - (14) of this subsection.

25 (b) An individual who is otherwise eligible, and who is absent for more than  
26 180 days during the calendar year immediately preceding January 1 of the current  
27 dividend year, remains eligible for the dividend only if the individual was a resident  
28 of the state for at least six consecutive months immediately before leaving the state.

29 \* **Sec. 4.** AS 43.23 is amended by adding a new section to read:

30 **Sec. 43.23.009. DIVIDENDS OF CERTAIN INDIVIDUALS WHO HAVE**  
31 **BEEN ABSENT.** (a) An individual eligible for the current year dividend may not

1 receive payment of that dividend until the individual meets the requirements of (b) of  
2 this section if the individual has been

3 (1) eligible for at least the three consecutive permanent fund dividends  
4 immediately preceding the current dividend year; and

5 (2) absent from the state for at least 181 days during each of the four  
6 calendar years immediately preceding the current dividend year.

7 (b) An individual for whom payment of a dividend has been withheld under  
8 (a) of this section may receive payment only when the individual

9 (1) has been physically present in the state for a subsequent calendar  
10 year, except that during that year the individual may have been absent for up to 90  
11 days; and

12 (2) is otherwise eligible for the dividend declared for the year  
13 immediately following the year that satisfies the requirements of (1) of this subsection.

14 (c) If, before receiving payment of a prior year dividend under (b) of this  
15 section, an individual fails to apply or qualify for a dividend for a subsequent year, the  
16 individual becomes ineligible for the prior year dividend.

17 (d) If an individual who is eligible for a dividend but has not received it dies  
18 before satisfying the requirements of (b)(1) and (2) of this section, the department shall  
19 pay the dividend to the appropriate person on behalf of the estate of the individual.

20 \* Sec. 5. AS 43.23.095(8) is amended to read:

21 (8) "state resident" means an individual who is physically present in the  
22 state with the intent to remain permanently in the state under the requirements of  
23 AS 01.10.055 or, if the individual is not physically present in the state, maintains and  
24 demonstrates at all times an intent [INTENDS] to return to the state to [AND]  
25 remain permanently in the state under the requirements of AS 01.10.055 [, AND IS  
26 ABSENT ONLY FOR ANY OF THE FOLLOWING REASONS:

27 (A) VOCATIONAL, PROFESSIONAL, OR OTHER SPECIFIC  
28 EDUCATION FOR WHICH A COMPARABLE PROGRAM WAS NOT  
29 REASONABLY AVAILABLE IN THE STATE;

30 (B) SECONDARY OR POSTSECONDARY EDUCATION;

31 (C) MILITARY SERVICE;

- 1 (D) MEDICAL TREATMENT;  
2 (E) SERVICE IN CONGRESS;  
3 (F) OTHER REASONS WHICH THE COMMISSIONER MAY  
4 ESTABLISH BY REGULATION; OR  
5 (G) SERVICE IN THE PEACE CORPS];

6 \* **Sec. 6. PERMANENT FUND DIVIDENDS FOR CERTAIN SPOUSES AND**  
7 **DEPENDENTS.** Notwithstanding the provision in AS 43.23.015(a) that the residency of an  
8 individual's spouse may not be the principal factor relied upon in determining the residency  
9 of the individual, regardless of appeal status, an otherwise eligible individual who applied for  
10 a 1992, 1993, 1994, 1995, or 1996 permanent fund dividend within the time prescribed by law  
11 is eligible for the dividend even if the individual was absent from the state while  
12 accompanying, as the spouse, minor dependent, or disabled dependent, another person who  
13 was absent for a reason permitted under AS 43.23.095(8) and was eligible for that dividend.

14 \* **Sec. 7. APPLICABILITY OF AS 43.23.009.** The provisions of AS 43.23.009, added in  
15 sec. 4 of this Act, apply only when determining eligibility for the 1999 dividend and for  
16 dividends thereafter.

17 \* **Sec. 8. CONFORMING ACTS.** If a version of House Bill 198 is adopted during the  
18 Second Regular Session of the Nineteenth Alaska State Legislature and enacted into law, secs.  
19 3 and 5 of this Act replace the amendment made to AS 43.23.095(8) in the enacted version  
20 of House Bill 198.

21 \* **Sec. 9.** Section 3 of this Act takes effect only if a version of House Bill 198 is adopted  
22 during the Second Regular Session of the Nineteenth Alaska State Legislature and enacted into  
23 law.

24 \* **Sec. 10.** Section 2 of this Act takes effect only if a version of House Bill 198 is not  
25 adopted during the Second Regular Session of the Nineteenth Alaska State Legislature and  
26 enacted into law.

27 \* **Sec. 11.** Sections 1, 4, 5, and 7 of this Act take effect January 1, 1997.

28 \* **Sec. 12.** Sections 6 and 8 - 10 of this Act take effect immediately under AS 01.10.070(c).

29 \* **Sec. 13.** If sec. 3 of this Act takes effect, it takes effect January 1, 1997.

30 \* **Sec. 14.** If sec. 2 of this Act takes effect, it takes effect January 1, 1997.

9-LS1890A  
Cook  
5/6/96

**SENATE CONCURRENT RESOLUTION NO.**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**NINETEENTH LEGISLATURE - SECOND SESSION**

**BY THE SENATE FINANCE COMMITTEE**

**Introduced:**  
**Referred:**

**A RESOLUTION**

1 **Suspending Uniform Rules 24(c), 35, 41(b), and 42(e) of the Alaska State**  
2 **Legislature concerning House Bill No. 4, relating to the permanent fund dividend**  
3 **program.**

4 **BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 That under Rule 54 of the Uniform Rules of the Alaska State Legislature, the  
6 provisions of Rules 24(c), 35, 41(b), and 42(e) of the Uniform Rules, regarding changes to the  
7 title of a bill, are suspended in consideration of House Bill No. 4, so that the title may be  
8 changed to read:

9 "An Act relating to absences from the state for the purposes of permanent fund dividend  
10 eligibility and receipt of a dividend; relating to the following allowable absences:  
11 receiving secondary or postsecondary education on a full-time basis, receiving vocational,  
12 professional, or other specific education on a full-time basis for which a comparable  
13 program is not reasonably available in the state, serving on active duty as a member of  
14 the armed forces of the United States, receiving certain medical treatment, accompanying  
15 a minor who is receiving certain medical treatment, providing care for a parent, spouse,  
16 sibling, child, or stepchild with a life-threatening illness who is being treated at a medical

1 specialty complex outside the state, providing care for a terminally ill parent, spouse,  
2 sibling, child, or stepchild, settling the estate of a deceased parent, spouse, sibling, child,  
3 or stepchild, serving as a member of the Congress, serving on the staff of a member of  
4 the Congress from this state, serving in the Peace Corps, serving as an employee of the  
5 state, actively participating on a United States national athletic team, accompanying  
6 another eligible resident as the spouse, minor dependent, or disabled dependent of the  
7 eligible resident, and for any reason consistent with the individual's intent to remain a  
8 resident; requiring, for the purposes of permanent fund dividend eligibility, an individual  
9 who is not physically present in the state to maintain and demonstrate at all times an  
10 intent to return to the state to remain permanently; relating to the eligibility for 1992,  
11 1993, 1994, 1995, and 1996 permanent fund dividends of certain spouses and dependents  
12 of eligible applicants; and providing for an effective date."

## OVERVIEW OF DRAFT SCS CSHB 4 (FIN) [9-LS00361N]

As of May 6, 1996

### Provisions the same as CSHB 4 (STA) (title am)

1. Reinstates the piggybacking spouse absence, retroactive to 1992 (**Sec. 6**).
2. Removes allowable absences from the definition of state resident and places them in a new section pertaining to eligibility (**Secs. 1, 3 & 5**).

### Provisions different from CSHB 4 (STA) (title am)

3. Eliminates Commissioner's ability to adopt new absences by regulation.
4. Retains all other allowable absences currently in statute or regulation (**Sec. 2**).
5. Replaces the phrase "military service" with "armed forces" to ensure that only service in the five branches of the armed forces (Army, Navy, Air Force, Marines and Coast Guard) qualify as an allowable absence. Will reinforce that service in the US Public Health Service and NOAA officer corps was not originally intended to be an allowable absence (**Sec. 2**).
6. Adds to statute the current regulatory requirement that an individual must have been a state resident for 6 months immediately before departing on an allowable absence of more than 180 days (**Sec. 2**).
7. Adds a "no-pay-till-stay" provision that requires the PFD Division to withhold payment of a dividend of any otherwise eligible resident who has been absent for more than 180 days in for the fourth qualifying year in a row until the resident returns to the state and lives for a year without being absent for more than 90 days (**Sec. 4**). This provision
  - a. will not be effective until the 1999 dividend (**Sec. 7**); and
  - b. allows students to receive their dividends while attending college and armed forces personnel will receive their dividend during a least one tour of duty without waiting.
8. Incorporates the allowable absences of HB 198 into the amendments made by this act should HB 198 be enacted (**Secs. 3, 8, 9 & 10**).

ALASKA DEPARTMENT OF REVENUE  
PERMANENT FUND DIVIDEND DIVISION  
**ALLOWABLE ABSENCES FOR PERMANENT FUND DIVIDEND ELIGIBILITY**  
**AS 43.23.095(8) and 15 AAC 23.163**

**Problems**

- Selective and exclusionary allowances creates inequities
- Millions of dollars leave the Alaskan economy
- Allowances are expensive to administer
- Constant requests for additional allowable absences

**Suggested Solutions**

**I. No allowable absences.** (must be physically present in the state for 185 days annually)

- |        |  |
|--------|--|
| Year 1 | ● Increase to Alaskan economy - \$9.3m - (see chart pg. 2) |
|        | ● Increase in amount of annual dividend payout             |
| Year 2 | ● Decrease in operating costs - \$30k - 50k                |
| Year 3 | ● Decrease in PFD staff - 8 PFT - \$340k                   |

**II. No allowable absences except medical.** (see chart pg. 2)  
(continuous medical treatment. minimum weekly doctor's visits)

- |        |  |
|--------|--|
| Year 1 | ● Increase to Alaskan economy - \$9.2m         |
|        | ● Increase in amount of annual dividend payout |
| Year 2 | ● Decrease in operating costs - \$30k - 50k    |
| Year 3 | ● Decrease in PFD staff - 8 PFT - \$340k       |

**III. No allowable absences except education.** (see chart pg. 2)  
(attending secondary or postsecondary school as a full-time student)

- |        |  |
|--------|--|
| Year 1 | ● Increase to Alaskan economy - \$5.7m         |
|        | ● Increase in amount of annual dividend payout |
| Year 2 | ● Decrease in operating costs - \$15k - 20k    |
| Year 3 | ● Decrease in PFD staff - 4 PFT - \$170k       |

ALASKA DEPARTMENT OF REVENUE  
PERMANENT FUND DIVIDEND DIVISION

FISCAL ANALYSIS OF SCS CSHB 4

As of January 24, 1996

We estimate that 7,000 applicants, 4,500 applicants in years 1992 through 1995, and 2,500 who may apply in 1996, who have been denied a dividend would be made eligible by passage of SCS CSHB 4.

We will determine potentially payable individuals for dividend years 1992 through 1995 by redetermining their eligibility. These applicants have already been denied. Applicants filing during the current year, 1996, will be flagged for special processing; there will be no incremental cost to process the 1996 applications.

The applications will fall into three basic categories: 1) applicants eligible in all other respects, 2) applicants who must supply additional information before their applications are complete, and 3) applicants who have other items that need verification and review in order to determine eligibility. One hundred percent of the applicants in category one can be paid as soon as the bill passes and is signed into law. Applicants in category two may be denied, or may pass into category three once the missing information is supplied.

It will take an estimated four months (120 days) to process the 1992 through 1995 applications. Staff utilized on this project will have to work overtime in order to mitigate the backlog that will be created by this legislation. The estimated cost for this overtime is \$9,753. Costs for special forms, envelopes, and postage make up the balance of the cost of processing these applications at \$5,047.

# FISCAL NOTE

No.   1  

Bill Version:   HB 4  

(H) Publish Date:   2/1/95  

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

Revision Date:   1/25/95   Dept. Affected:   Department of Revenue    
 Title:   Permanent Fund Dividend Eligibility   BRU:   Permanent Fund Dividend Division    
 Component:   Permanent Fund Dividend Division    
 Sponsor:   Representative KOTT    
 Recuester:   House State Affairs   COMPONENT SERIAL NO.   981  

**Expenditures/Revenues** (Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY95) cost: \$   0.6  

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS:** (Attach a separate page if necessary)

This bill attempts to reinstate the historically allowable "piggyback" absence, which the Superior Court determined was invalid effective January 1, 1992.

This fiscal note assumes that by June 30, 1995 the Division will mail each of the 1,317 denied 1994 "piggybacking" spouse a letter advising them of the change in the law along with a request to reapply application.

Prepared by:   Thomas C. Williams, Director   Phone:   465-2323    
 Division:   Permanent Fund Dividend Division   Date:   1/25/95    
 Approved by Commissioner:   [Signature]   Date:   1/25/95    
 Agency:   Department of Revenue  

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# SENATE COMMITTEE REPORT

DATE: 3/30/95

FURTHER: Finance

DATE TURNED INTO OFFICE: \_\_\_\_\_

Judiciary Committee considered CS FOR HOUSE BILL NO. 4(STA)(title am)

Permanent fund dividend eligibility; efd.

PH 4/10/95

and recommends:

be replaced with \_\_\_\_\_ CS \_\_\_\_\_ ( )

adopt previous \_\_\_\_\_ CS \_\_\_\_\_ ( )

attached amendment(s)

adopt Letter of Intent by \_\_\_\_\_ Committee

further referral to the \_\_\_\_\_ Committee

Senate Bill:

same title

new title

House Bill:

same title

technical change

new: SCR# \_\_\_\_\_

SIGNING <u>DO PASS</u>	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Linda Green</i>	✓	<i>all class</i>	✓		
<i>Mike Miller</i>	✓				
CHAIR: <i>Jim Taylor</i>	✓				

**NEW FISCAL NOTE(S):**

Department                      Date    Zero / Fiscal

<i>Revenue</i>	<i>1/25/95</i>	✓	

**PREVIOUS FISCAL NOTE(S):\***

Department                      Date    Zero    Fiscal

→			

APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill

# SENATE COMMITTEE REPORT

DATE: 3/7/95

FURTHER: Judiciary  
Finance

DATE TURNED INTO OFFICE: 3/29/95

State Affairs Committee considered CSHB 4(STA)(title am)

Permanent fund dividend eligibility relating to appeal periods for certain 1994 permanent fund dividends; efd.

*P H & F*

and recommends:

- be replaced with \_\_\_\_\_ CS \_\_\_\_\_ (\_\_\_\_\_)
- adopt previous \_\_\_\_\_ CS \_\_\_\_\_ (\_\_\_\_\_)
- attached amendment(s)
- adopt Letter of Intent by \_\_\_\_\_ Committee
- further referral to the \_\_\_\_\_ Committee

Senate Bill:

- same title
- new title
- House Bill:
- same title
- technical change
- new: SCR# \_\_\_\_\_

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Loren J. Lemmon</i> (3)	✓	<i>James Donley</i> (2)			✓
<i>Rebecca Wiley</i> (3)	✓	<i>[Signature]</i>	✓		
CHAIR: _____ →		<i>[Signature]</i>	✓		

**NEW FISCAL NOTE(S):**

Department                      Date      Zero      Fiscal


**PREVIOUS FISCAL NOTE(S):\***

Department                      Date      Zero      Fiscal

<i>REV. (14)</i>	<i>1/25</i>	✓	

APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill

03/06/95

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INTENT TO RETURN TO THE STATE TO REMAIN PERMANENTLY; RELATING TO THE ELIGIBILITY FOR 1992, 1993, AND 1994 PERMANENT FUND DIVIDENDS OF CERTAIN SPOUSES AND DEPENDENTS OF ELIGIBLE APPLICANTS; RELATING TO APPEAL PERIODS FOR CERTAIN 1994 PERMANENT FUND DIVIDENDS; AND PROVIDING FOR AN EFFECTIVE DATE."

REPRESENTATIVE VEZEY MOVED AND ASKED UNANIMOUS CONSENT THAT CSHB 4(STA)(TITLE AM) BE CONSIDERED ENGROSSED, ADVANCED TO THIRD READING AND PLACED ON FINAL PASSAGE. THERE BEING NO OBJECTION, IT WAS SO ORDERED.

CSHB 4(STA)(TITLE AM) WAS READ THE THIRD TIME.

\*\*THE PRESENCE OF REPRESENTATIVES FINKELSTEIN AND NAVARRE WAS NOTED.

THE QUESTION BEING: "SHALL CSHB 4(STA)(TITLE AM) PASS THE HOUSE?" THE ROLL WAS TAKEN WITH THE FOLLOWING RESULT:

YEAS: 38 NAYS: 0 EXCUSED: 2 ABSENT: 0

YEAS: AUSTERMAN, BARNES, BRICE, BROWN, BUNDE, B.DAVIS, G.DAVIS, ELTON, FINKELSTEIN, FOSTER, GREEN, GRUSSENDORF, HANLEY, IVAN, JAMES, KELLY, KOHRING, KOTT, KUBINA, MACKIE, MACLEAN, MARTIN, MASEK, MOSES, MULDER, NAVARRE, NICHOLIA, OGAN, PARNELL, PHILLIPS, PORTER, ROBINSON, ROKEBERG, SANDERS, THERRIALT, TOOHEY, VEZEY, WILLIS

EXCUSED: DAVIES, WILLIAMS

AND SO, CSHB 4(STA)(TITLE AM) PASSED THE HOUSE.

REPRESENTATIVE VEZEY MOVED AND ASKED UNANIMOUS CONSENT THAT THE ROLL CALL ON THE PASSAGE OF THE BILL BE CONSIDERED THE ROLL CALL ON THE

SELECTION=>

PF1	PF2	PF3	PF4	PF5	PF6	PF7	PF8	PF9	PF10	PF11	PF12
HELP		EXIT	MENU		PRINT	BWD	FWD		FIRST	LAST	QUIT