

HOUSE BILL NO. 241

IN THE LEGISLATURE OF THE STATE OF ALASKA
THIRTY-FIRST LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE STORY

Introduced: 2/7/20

Referred: State Affairs, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to allowable absences from the state for individuals serving in the**
2 **National Oceanic and Atmospheric Administration Commissioned Officer Corps and**
3 **the United States Public Health Service Commissioned Corps for purposes of permanent**
4 **fund dividend eligibility; and providing for an effective date."**

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

6 * **Section 1.** AS 43.23.008(a) is amended to read:

7 (a) Subject to (b) and (d) of this section, an otherwise eligible individual who
8 is absent from the state during the qualifying year remains eligible for a current year
9 permanent fund dividend if the individual was absent

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

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

1 (3) serving on active duty as a member of the armed forces of the
 2 United States or accompanying, as that individual's spouse, minor dependent, or
 3 disabled dependent, an individual who is

4 (A) serving on active duty as a member of the armed forces of
 5 the United States; and

6 (B) eligible for a current year dividend;

7 (4) serving under foreign or coastal articles of employment aboard an
 8 oceangoing vessel of the United States merchant marine;

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

12 (6) providing care for a parent, spouse, sibling, child, or stepchild with
 13 a critical life-threatening illness whose treatment plan, as recommended by the
 14 attending physician, requires travel outside the state for treatment at a medical
 15 specialty complex;

16 (7) providing care for the individual's terminally ill family member;

17 (8) settling the estate of the individual's deceased parent, spouse,
 18 sibling, child, or stepchild, provided the absence does not exceed 220 cumulative days;

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

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

22 (11) serving as an employee of the state in a field office or other
 23 location;

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

25 (13) accompanying another eligible resident who is absent for a reason
 26 permitted under (1), (2), (5) - (12), **or (16) - (18)** [(16), OR (17)] of this subsection as
 27 the spouse, minor dependent, or disabled dependent of the eligible resident;

28 (14) serving as a volunteer in the federal peace corps program;

29 (15) because of training or competing as a member of the United States
 30 Olympic Team or a United States national team for an Olympic sport;

31 (16) participating for educational purposes in a student fellowship

1 sponsored by the United States Department of Education or by the United States
2 Department of State;

3 (17) servicing in the National Oceanic and Atmospheric
4 Administration Commissioned Officer Corps or the United States Public Health
5 Service Commissioned Corps;

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

8 (A) 180 days in addition to any absence or cumulative absences
9 claimed under (3) or (17) of this subsection if the individual is not claiming an
10 absence under (1), (2), or (4) - (16) of this subsection;

11 (B) 120 days in addition to any absence or cumulative absences
12 claimed under (1) - (3) or (17) of this subsection if the individual is not
13 claiming an absence under (4) - (16) of this subsection but is claiming an
14 absence under (1) or (2) of this subsection; or

15 (C) 45 days in addition to any absence or cumulative absences
16 claimed under (1) - (17) [(1) - (16)] of this subsection if the individual is
17 claiming an absence under (4) - (16) of this subsection.

18 * **Sec. 2.** AS 43.23.008(b) is amended to read:

19 (b) An individual may not claim an allowable absence under (a)(1) - (17)
20 [(a)(1) - (16)] of this section unless the individual was a resident of the state for at
21 least six consecutive months immediately before leaving the state.

22 * **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to
23 read:

24 APPLICABILITY. AS 43.23.008(a) and (b), as amended by secs. 1 and 2 of this Act,
25 apply to qualification for a 2021 permanent fund dividend and thereafter.

26 * **Sec. 4.** This Act takes effect January 1, 2021.