

SPONSOR SUBSTITUTE FOR SENATE BILL NO. 117

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-FIRST LEGISLATURE - SECOND SESSION

BY SENATOR BEGICH

Introduced: 2/5/20

Referred: State Affairs, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to disbursement of the permanent fund dividend."**

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

3 * **Section 1.** AS 43.23.055 is amended to read:

4 **Sec. 43.23.055. Duties of the department.** The department shall

5 (1) annually pay permanent fund dividends from the dividend fund **in**
6 **twice-yearly installments;**

7 (2) subject to AS 43.23.011 and (8) of this section, adopt regulations
8 under AS 44.62 (Administrative Procedure Act) that establish procedures and time
9 limits for claiming a permanent fund dividend; the department shall determine the
10 number of eligible applicants by October 1 of the year for which the dividend is
11 declared and pay the dividends by December 31 of that year;

12 (3) adopt regulations under AS 44.62 (Administrative Procedure Act)
13 that establish procedures and time limits for an individual upon emancipation or upon
14 reaching majority to apply for permanent fund dividends not received during minority
15 because the parent, guardian, or other authorized representative did not apply on

1 behalf of the individual;

2 (4) assist residents of the state, particularly in rural areas, who, because
3 of language, disability, or inaccessibility to public transportation, need assistance to
4 establish eligibility and to apply for permanent fund dividends;

5 (5) use a list of individuals ineligible for a dividend under
6 AS 43.23.005(d) provided annually by the Department of Corrections and the
7 Department of Public Safety to determine the number and identity of those
8 individuals;

9 (6) adopt regulations that are necessary to implement AS 43.23.005(d)
10 and 43.23.048;

11 (7) adopt regulations that establish procedures for the parent, guardian,
12 or other authorized representative of a disabled individual to apply for prior year
13 permanent fund dividends not received by the disabled individual because no
14 application was submitted on behalf of the individual;

15 (8) adopt regulations that establish procedures for an individual to
16 apply to have a dividend disbursement under AS 37.25.050(a)(2) reissued if it is not
17 collected within two years after the date of its issuance; however, the department may
18 not establish a time limit within which an application to have a disbursement reissued
19 must be filed;

20 (9) provide any information, upon request, contained in permanent
21 fund dividend records to the child support services agency created in AS 25.27.010, or
22 the child support enforcement agency of another state, for child support purposes
23 authorized under law; if the information is contained in an electronic data base, the
24 department shall provide the requesting agency with either

25 (A) access to the data base; or

26 (B) a copy of the information in the data base and a statement
27 certifying its contents;

28 (10) establish a fraud investigation unit for the purpose of assisting the

29 (A) Department of Law in the prosecution of individuals who
30 apply for or obtain a permanent fund dividend in violation of a provision in
31 AS 11, by detecting and investigating those crimes; and

1 (B) commissioner to detect and investigate the claiming or
2 paying of permanent fund dividends that should not have been claimed by or
3 paid to an individual and to impose the penalties and enforcement provisions
4 under AS 43.23.270;

5 (11) adopt regulations under AS 44.62 (Administrative Procedure Act)
6 so that contributions under AS 43.23.130 are given a priority over donations under
7 AS 43.23.230 if the total amount of contributions and donations elected by an
8 applicant exceeds the amount of the permanent fund dividend that the applicant is
9 entitled to receive.