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Luckhaupt  
4/10/12

**HOUSE CS FOR CS FOR SENATE BILL NO. 19(FIN)**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**TWENTY-SEVENTH LEGISLATURE - SECOND SESSION**

**BY THE HOUSE FINANCE COMMITTEE**

**Offered:  
Referred:**

**Sponsor(s): SENATOR FRENCH**

**REPRESENTATIVE Holmes**

**A BILL**

**FOR AN ACT ENTITLED**

**"An Act setting special registration fees for alternative fuel vehicles; specifying the vehicle rental tax for motorcycles and motor-driven cycles; and providing for an effective date."**

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

**\* Section 1.** AS 28.10.421 is amended by adding a new subsection to read:

(j) Instead of the otherwise appropriate biennial registration fee under (b) or (c) of this section, a \$20 biennial registration fee is imposed on a qualified alternative fuel vehicle normally subject to a registration fee under (b) or (c) of this section. Instead of the otherwise appropriate annual registration fee under (h) of this section, a \$10 annual registration fee is imposed on a qualified alternative fuel vehicle normally subject to a registration fee under (h) of this section. To be qualified under this subsection, an alternative fuel vehicle

(1) must be manufactured primarily for use on public streets, roads, and highways;

(2) may not have been modified from the original manufacturer specifications;

(3) must be capable of achieving a speed of at least 55 miles an hour;

(4) must be a model year of 2010 or newer;

(5) must be fueled or powered

(A) solely by

(i) compressed natural gas;

(ii) liquefied natural gas;

(iii) liquefied petroleum gas;

(iv) hydrogen;

(v) a liquid at least 85 percent of the total volume of which consists of ethanol; or

(vi) electricity but only if the vehicle is powered by a motor that draws the electricity from a battery that has a capacity of at least four kilowatt-hours and is capable of being recharged from an external source of electricity; or

(B) by an engine capable of running on two fuels or power sources, one of which is gasoline or diesel and one of which is compressed natural gas, liquefied natural gas, liquefied petroleum gas, hydrogen, or electricity;

(6) must meet other requirements set by the department by regulation.

\* **Sec. 2.** AS 43.52.030 is amended to read:

**Sec. 43.52.030. Levy of recreational vehicle, motorcycle, and motor-driven cycle rental tax.** There is imposed an excise tax on the charge for the lease or rental of a recreational vehicle, motorcycle, or motor-driven cycle in this state if the lease or rental of the recreational vehicle, motorcycle, or motor-driven cycle does not exceed a period of 90 consecutive days.

\* **Sec. 3.** AS 43.52.040 is amended to read:

**Sec. 43.52.040. Rate of recreational vehicle, motorcycle, and motor-driven cycle rental tax.** The rate of the tax levied in AS 43.52.030 is three percent of the total fees and costs charged for the lease or rental of the recreational vehicle, motorcycle,

1 **or motor-driven cycle.**

2 \* **Sec. 4.** AS 43.52.060 is amended to read:

3 **Sec. 43.52.060. Applicability of the tax.** The provisions of AS 43.52.010 -  
4 43.52.099 apply to a passenger **vehicle**, [OR] recreational vehicle, **motorcycle, or**  
5 **motor-driven cycle** whether or not the vehicle is registered and licensed in this state.

6 \* **Sec. 5.** AS 43.52.099(2) is amended to read:

7 (2) "passenger vehicle" means a motor vehicle as defined in  
8 AS 28.90.990 that is driven or moved on a highway or other public right-of-way in the  
9 state, but does not include

10 (A) a commercial motor vehicle as that term is defined in  
11 AS 28.90.990;

12 (B) emergency or fire equipment that is necessary to the  
13 preservation of life or property;

14 (C) a farm vehicle that is controlled and operated by a farmer,  
15 used to transport agricultural products, farm machinery, or farm supplies to or  
16 from that farmer's farm, not used in the operations of a common or contract  
17 motor carrier, and used within 150 miles of the farmer's farm;

18 (D) a recreational vehicle;

19 (E) a taxicab;

20 (F) a rental truck; in this subparagraph, "rental truck" means a  
21 motor vehicle with a gross vehicle weight rating greater than 8,500 pounds that  
22 is designed, used, or maintained primarily for the transportation of personal  
23 property; [OR]

24 (G) a vehicle provided by an automobile dealer to a customer  
25 as replacement transportation during warranty, recall, or service contract  
26 repairs if the dealer does not receive compensation from the customer; **or**

27 **(H) a motorcycle or a motor-driven cycle;**

28 \* **Sec. 6.** AS 43.52.099 is amended by adding new paragraphs to read:

29 (6) "motorcycle" has the meaning given in AS 28.90.990;

30 (7) "motor-driven cycle" has the meaning given in AS 28.90.990.

31 \* **Sec. 7.** AS 28.10.421(j)(5)(B) is repealed December 31, 2015.

- 1     \* **Sec. 8.** AS 28.10.421(j) is repealed December 31, 2019.
- 2     \* **Sec. 9.** Section 1 of this Act takes effect January 1, 2013.
- 3     \* **Sec. 10.** Except as provided in sec. 9 of this Act, this Act takes effect immediately under
- 4     AS 01.10.070(c).