

CS FOR HOUSE BILL NO. 19(RLS)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-EIGHTH LEGISLATURE - SECOND SESSION

BY THE HOUSE RULES COMMITTEE

Offered: 2/24/14

Referred: Rules

Sponsor(s): REPRESENTATIVES STOLTZE AND KELLER, Neuman, Gattis, Hughes

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to permanent motor vehicle registration in the unorganized borough**
2 **and in a municipality that has elected to allow permanent registration; relating to the**
3 **registration fee for noncommercial trailers and to the motor vehicle tax for trailers; and**
4 **providing for an effective date."**

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

6 * **Section 1.** AS 28.10.108(a) is amended to read:

7 (a) Except for a vehicle registered under AS 28.10.152 or 28.10.155, a vehicle
8 required to be registered under this chapter shall be registered under the procedures set
9 out in this section.

10 * **Sec. 2.** AS 28.10 is amended by adding a new section to read:

11 **Sec. 28.10.155. Permanent motor vehicle registration.** (a) The owner of a
12 motor vehicle, other than a commercial motor vehicle, that is required to be registered
13 under this chapter may elect to register the motor vehicle permanently in lieu of
14 registration under AS 28.10.108 if the vehicle is at least eight years old and the owner

1 resides in the unorganized borough or in a municipality that elects, by passage of an
 2 appropriate ordinance, to allow the permanent registration of motor vehicles. The
 3 permanent registration expires when the owner transfers or assigns the owner's title or
 4 interest in the vehicle. A permanent registration may not be renewed. On receiving the
 5 proper application and fees, the department shall issue to the registered owner
 6 registration plates, tabs, and a permanent registration form.

7 (b) The fees for permanent registration must equal the fees that would be
 8 applicable if the motor vehicle were registered under AS 28.10.108, plus a permanent
 9 registration fee of \$25. The motor vehicle registration tax for a permanently registered
 10 vehicle is the rate established for permanent motor vehicle registration under
 11 AS 28.10.431(j). If a municipality has not established a tax for a permanently
 12 registered motor vehicle, the biennial rate established in AS 28.10.431(b) or (j), if any,
 13 is levied upon the vehicle and is payable only once at the time a motor vehicle is
 14 permanently registered. Except as provided in AS 28.10.423(b), the owner of a
 15 permanently registered motor vehicle is not required to pay other registration fees or
 16 taxes under this chapter.

17 * **Sec. 3.** AS 28.10.411(f) is amended to read:

18 (f) A resident 65 years of age or older on January 1 of the year the vehicle is
 19 registered or a resident with a disability that limits or impairs the ability to walk and
 20 who provides proof of that disability as provided in 23 C.F.R. 1235.2 is entitled to an
 21 exemption from the registration fee required under this section for one vehicle subject
 22 to registration under AS 28.10.421(b)(1), (2), or (5), or (j) [(6)]. An exemption may
 23 not be granted except upon written application for the exemption on a form prescribed
 24 by the department.

25 * **Sec. 4.** AS 28.10.421 is amended by adding a new subsection to read:

26 (j) When a person registers a trailer not used or maintained for the
 27 transportation of persons or property for hire or for other commercial use, including a
 28 boat trailer, baggage trailer, box trailer, utility trailer, house trailer, travel trailer, or
 29 trailer rented or offered for rent, the person may choose to pay a biennial registration
 30 fee of \$30 or, if the person resides within the unorganized borough or in a
 31 municipality that elects, by passage of an appropriate ordinance, to allow the

1 permanent registration of motor vehicles, to register the trailer permanently. If the
 2 person permanently registers the trailer, the person shall pay the biennial registration
 3 fee plus a permanent registration fee of \$25. If the person permanently registers the
 4 trailer, no additional registration fees are required if the same person who initially
 5 registered the trailer continues to own the trailer. A new owner of a trailer previously
 6 registered under this subsection shall register and pay the biennial registration fee or
 7 the permanent registration fee as provided in this subsection. The motor vehicle
 8 registration tax for a permanently registered trailer is the rate established for
 9 permanent trailer registration under AS 28.10.431(j). If a municipality has not
 10 established a tax for a permanently registered trailer, the biennial rate established in
 11 AS 28.10.431(b) or (j), if any, is levied upon the trailer and is payable only once at the
 12 time a trailer is permanently registered. If the person pays the registration tax as
 13 required by this subsection and AS 28.10.431, no additional registration taxes are
 14 required if the same person who initially registered the trailer continues to own the
 15 trailer.

16 * **Sec. 5.** AS 28.10.423 is amended by adding a new subsection to read:

17 (b) In addition to the permanent registration fee established in AS 28.10.155, a
 18 \$2 fee is imposed on the owner of each permanently registered motor vehicle required
 19 to be inspected under an emission control program established in AS 46.14.400 or
 20 46.14.510. That fee shall be collected biennially.

21 * **Sec. 6.** AS 28.10.431(b) is amended to read:

22 (b) The biennial tax is levied upon motor vehicles subject to the registration
 23 fee under AS 28.10.411 and 28.10.421 and is based upon the age of vehicles as
 24 determined by model year in the first year of the biennial period, according to the
 25 following schedule:

Tax According to Age of									
Vehicle									
Since Model Year:									
	1st	2nd	3rd	4th	5th	6th	7th	8th	or over
Motor Vehicle									

1	(1) motorcycle	\$ 17	\$ 15	\$ 13	\$ 10	\$ 7	\$ 5	\$ 4	\$ 4
2	(2) vehicles specified	21	99	77	55	39	28	19	16
3	in AS 28.10.421(b)(1)								
4	(3) vehicles specified	121	99	77	55	39	28	19	16
5	in AS 28.10.421(b)(3)								
6	(4) vehicles specified								
7	in AS 28.10.421(c)(1)-(4)								
8	5,000 pounds or less	121	99	77	55	39	28	19	16
9	5,001-12,000 pounds	198	154	121	99	77	55	33	22
10	12,001-18,000 pounds	447	392	348	304	260	227	205	194
11	18,001 pounds or over	546	469	403	348	304	260	216	194
12	(5) vehicles specified	198	154	121	99	77	55	33	22
13	in AS 28.10.421(b)(4)								
14	(6) vehicles specified	17	15	13	10	7	5	4	4
15	in <u>AS 28.10.421(j)</u>								
16	[AS 28.10.421(b)(6)]								
17	(7) vehicles specified	121	99	77	55	39	28	19	16
18	in AS 28.10.421(d)(8)								
19	(8) vehicles specified	121	99	77	55	39	28	19	16
20	in AS 28.10.421(b)(2)								
21	(9) vehicles eligible	88							
22	for dealer								
23	plates under								
24	AS 28.10.421(d)(9).								

* **Sec. 7.** AS 28.10.431(j) is amended to read:

(j) A municipality that imposes a motor vehicle registration tax as described under (a) of this section may also, by passage of an appropriate ordinance, increase the scheduled amount of tax described under (b) or (l) of this section, establish a tax for a motor vehicle that is permanently registered under AS 28.10.155, or establish a tax for a trailer that is permanently registered under AS 28.10.421(j) [BY PASSAGE OF AN APPROPRIATE ORDINANCE]. A municipality that chooses

1 to change the tax imposed under (b) or (l) of this section **or establishes a tax for**
2 **permanently registered motor vehicles or trailers** shall file a written notice of the
3 change with the department by January 1 of the year preceding the year in which the
4 change in tax is to take effect. A municipality may not change the amount of the tax
5 imposed under this section more than once every two years. The department may
6 charge a municipality a one-time fee to cover the cost to the department of
7 implementing a change under this subsection.

8 * **Sec. 8.** AS 28.10.421(b)(6) is repealed.

9 * **Sec. 9.** This Act takes effect January 1, 2014.