

ALASKA LEGISLATURE

Representative Jonathan Kreiss-Tomkins

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Sectional Analysis | HB 186 — Off-Highway Driver’s Licenses

Section 1.

Amends AS.28.10.011, the vehicle registration exemption statute. It changes vehicle exemption categories: it no longer defines vehicles exempt from registration as those that are driven on highways, vehicular ways, or parking places unconnected to the to the state highway system or a vehicular way with an average daily traffic count of 499. Instead, it exempts vehicles driven in off-road eligible areas by drivers with valid driver’s licenses. Valid driver’s licenses in off-road eligible areas include off-road restricted non-commercial driver’s licenses.

Section 2.

Adds section 28.15.126, which says the department of administration shall waive the road test and issue an off-road restricted license to driver’s who meet the qualifications in off-road eligible areas.

It maintains that someone with an off-road restricted license cannot drive on state highways and connected roadways unless they are accompanied by a fully licensed driver: their off-highway license functions as a provisional license might.

It requires the department to publish a list of off-road areas in which drivers are eligible for off-road licenses.

Section 3.

Amends AS 28.15.201(d) to use the word “area” instead of “community” in the statute that requires drivers to use breathalyzer style devices if their license privileges have been revoked by a court, so that it applies to drivers with off-highway licenses as well as regular licenses.

Section 4.

Amends AS 28.22.011 so that instead of being exempt from registration and insurance on roadways with traffic counts less than 499, drivers with off-highway restricted licenses are exempt when driving in off-highway restricted eligible areas.

Section 5.

Uses the word “areas” instead of “communities” to include off-highway restricted eligible drivers in existing statutes on breathalyzer style devices.

Section 6.

Uses the word “areas” instead of “communities” to include off-highway restricted eligible drivers in existing statutes on breathalyzer style devices.

Section 7.

Defines an “off-road system eligible area” as an area of the state that does not have land-connected road access to a DMV office which offers road tests for regular driver’s licenses. These are the place where drivers are eligible for off-highway restricted licenses.

Section 8.

Repeals 28.22.011(b), which required the DMV to publish a list of communities exempt from registration and insurance under the old eligibility guidelines.