

ALASKA LEGISLATURE

Representative Jonathan Kreiss-Tomkins

Angoon · Coffman Cove · Craig · Edna Bay · Elfin Cove · Game Creek · Hollis · Hoonah · Kake · Kasaan · Klawock · Kupreanof · Naukati
Pelican · Petersburg · Point Baker · Port Alexander · Port Protection · Sitka · Tenakee Springs · Thorne Bay · Whale Pass

Sectional Analysis | HB 82 — Off-Highway Driver's Licenses

Section 1.

Amends AS.28.10.011, the vehicle registration exemption statute. It exempts vehicles driven in off-road eligible areas by drivers with valid driver's licenses, including off-road system restricted noncommercial driver's license. The requirements for off-highway commercial driver's licenses remain unchanged to comply with federal law.

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 system restricted noncommercial 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 communities 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 on drivers required to use in-vehicle ignition interlock devices, to explicitly include off-road system eligible areas.

Section 4.

Amends AS 28.22.011 to separate the insurance exemptions for commercial and noncommercial off-road system driver's licenses. Commercial off-road system licenses are unchanged. Noncommercial off-road system licenses, currently exempt from insurance, continue to be exempt under the new eligibility criteria.

Section 5.

Uses the word "areas" instead of "communities" to include off-road system eligible places in existing statutes on ignition interlock devices.

Section 6.

Uses the word "areas" instead of "communities" to include off-highway restricted eligible drivers in existing statutes on ignition interlock devices.

Section 7.

Defines an “off-road system eligible area” as an area of the state which does not have land-connected road access to a DMV office which offers road testing at least once every three months. These are the areas where drivers are eligible for off-road system restricted licenses.

Section 8.

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