

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 100(RLS)(title am)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - SECOND SESSION

BY THE SENATE RULES COMMITTEE

Amended: 4/18/02

Offered: 4/18/02

Sponsor(s): SENATOR HALFORD

A BILL

FOR AN ACT ENTITLED

"An Act relating to regulation and operation of personal motor vehicles."

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

*** Section 1.** AS 28.05.011(a) is amended to read:

(a) The commissioner of public safety shall, unless otherwise provided by statute, adopt regulations in compliance with AS 44.62 (Administrative Procedure Act) necessary to carry out the provisions of this title and other statutes whose administration is vested in the Department of Public Safety. The regulations must include [, BUT ARE NOT LIMITED TO:]

(1) rules of the road relating to the driving, stopping, standing, parking, and other conduct of vehicles, to pedestrians, and to official traffic control devices; regulations adopted under this paragraph may not prohibit the use of an electric personal motor vehicle on a sidewalk, bike path, or vehicular way or area restricted to the use of pedestrians; limitations on regulation of electric personal motor vehicles imposed under this paragraph do not apply to a municipal ordinance regulating electric personal motor vehicles enacted to meet local

requirements:

(2) minimum equipment for vehicles, including [, BUT NOT LIMITED TO,] minimum standards of compliance to be met by manufacturers and vehicle sales and repairs businesses;

(3) inspection of vehicles other than commercial motor vehicles, and the removal of vehicles from areas of public use when they are found to be in a defective or unsafe condition;

(4) abandonment of vehicles;

(5) management of records of the Department of Public Safety required for that department's administration of this title and its regulations adopted under this title, including provisions for ensuring the accuracy of information contained in automated and manual information retrieval systems;

(6) definitions of words and phrases used in this title and in regulations adopted under this title unless otherwise provided by statute;

(7) certification and regulation of junk yards;

(8) regulations necessary to implement requirements imposed by federal law or regulation that relate to commercial motor vehicles and that are needed to avoid loss or withholding of federal highway money, other than requirements relating to a commercial motor vehicle driver's licensing program or a commercial motor vehicle safety inspection program.

* **Sec. 2.** AS 28.10.011 is amended to read:

Sec. 28.10.011. Vehicles subject to registration. Every vehicle driven, moved, or parked upon a highway or other public parking place in the state shall be registered under this chapter except when the vehicle is

(1) driven or moved on a highway only for the purpose of crossing the highway from one private property to another, including an implement of husbandry as defined by regulation;

(2) driven or moved on a highway under a dealer's plate or temporary permit as provided for in AS 28.10.031 and 28.10.181(j);

(3) special mobile equipment as defined by regulation;

(4) owned by the United States;

- 1 (5) moved by human or animal power;
- 2 (6) exempt under 50 U.S.C. App. 501-591 (Soldiers' and Sailors' Civil
- 3 Relief Act);
- 4 (7) driven or parked only on private property;
- 5 (8) the vehicle of a nonresident as provided under AS 28.10.121;
- 6 (9) transported under a special permit under AS 28.10.151;
- 7 (10) being driven or moved on a highway, vehicular way, or a public
- 8 parking place in the state that is not connected by a land highway or vehicular way to
- 9 (A) the land-connected state highway system; [.] or
- 10 (B) a highway or vehicular way with an average daily traffic
- 11 volume greater than 499;
- 12 (11) an implement of husbandry operated in accordance with the
- 13 provisions of AS 19.10.065;
- 14 **(12) an electric personal motor vehicle.**

15 * **Sec. 3.** AS 28.15.021 is amended to read:

16 **Sec. 28.15.021. Persons exempt from driver licensing.** The following

17 persons are exempt from driver licensing under this chapter:

- 18 (1) an employee of the United States government while operating a
- 19 motor vehicle owned by or leased to the United States government and being operated
- 20 on official business, unless the employee is required by the United States government
- 21 or an agency of that government to have a state driver's license;
- 22 (2) a nonresident who is at least 16 years of age and who has a valid
- 23 driver's license issued by another jurisdiction; however, an Alaska driver's license
- 24 must be obtained by the end of a 90-day period after entry into the state;
- 25 (3) a member of the armed forces of the United States who has a valid
- 26 driver's license issued by another jurisdiction when the permanent residence of the
- 27 member is maintained in that jurisdiction;
- 28 (4) a person when driving an implement of husbandry, as defined by
- 29 regulation, that is only temporarily driven or moved on a highway;
- 30 **(5) a person when operating an electric personal motor vehicle.**

31 * **Sec. 4.** AS 28.40.100(a) is amended by adding a new paragraph to read:

1 (26) "electric personal motor vehicle" means an electric personal
2 assistive mobility device that is a self-balancing vehicle with two nontandem wheels,
3 designed to transport only one person, has an electric propulsion system, and has a
4 maximum speed of not more than 15 miles an hour.