

28-LS1263\U
Gardner/Strasbaugh
1/28/14

CS FOR SENATE BILL NO. 127()

**IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-EIGHTH LEGISLATURE - SECOND SESSION**

BY

**Offered:
Referred:**

Sponsor(s): SENATOR GIESSEL

A BILL

FOR AN ACT ENTITLED

"An Act authorizing the commissioner of administration to enter into agreements with agents to perform for compensation certain transactions related to vehicles; relating to the powers and duties of those agents; and providing for an effective date."

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

*** Section 1.** AS 28.05 is amended by adding a new section to read:

Sec. 28.05.024. Agreements with agents to perform title and registration services. (a) The commissioner may enter into an agreement with an agent to perform vehicle title and registration services. An agent shall meet the qualifications and requirements set by the department by regulation. The regulations must require, at a minimum, that the agent be bonded, have an Alaska business license under AS 43.70, and have been in existence for a minimum of one year before entering into the agreement with the commissioner. The commissioner shall provide in the agreement for regular audits of the agent and penalties for failure to submit timely the report required by (b)(2) of this section and remit the proceeds to the department as required

1 by (b)(1) of this section. Subject to regulations adopted by the department, the
2 commissioner may, in the agreement, allow the agent to

3 (1) retain up to 15 percent of the proceeds, excluding any taxes or fees
4 imposed by a municipality, collected on behalf of the department as compensation
5 under the agreement; and

6 (2) use the acronym "DMV" or a similar reference to the division of
7 the department responsible for vehicle title and registration in the agent's marketing.

8 (b) An agent under (a) of this section shall, as directed in the terms of the
9 agreement authorized by (a) of this section, transmit to the commissioner

10 (1) the proceeds collected by the agent on behalf of the department,
11 except the amount the agent is authorized to retain under (a) of this section; and

12 (2) a report of the title and registration services provided by the agent.

13 (c) In this section, "agent" does not include a person who is a state employee
14 when acting in the capacity of a state employee.

15 * **Sec. 2.** This Act takes effect July 1, 2014.