

**HOUSE BILL NO. 19**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES STOLTZE AND KELLER, Neuman

Introduced: 1/16/13

Referred: Transportation, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to permanent motor vehicle registration; relating to the registration fee**  
2 **for noncommercial trailers and to the motor vehicle tax for trailers; and providing for**  
3 **an effective date."**

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

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

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

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

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

1 interest in the vehicle. A permanent registration may not be renewed. On receiving the  
2 proper application and fees, the department shall issue to the registered owner  
3 registration plates, tabs, and a permanent registration form.

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

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

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

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

23 (j) When a person registers a trailer not used or maintained for the  
24 transportation of persons or property for hire or for other commercial use, including a  
25 boat trailer, baggage trailer, box trailer, utility trailer, house trailer, travel trailer, or  
26 trailer rented or offered for rent, the person may choose to pay a biennial registration  
27 fee of \$30 or to register the trailer permanently. If the person permanently registers the  
28 trailer, the person shall pay the biennial registration fee plus a permanent registration  
29 fee of \$25. If the person permanently registers the trailer, no additional registration  
30 fees are required if the same person who initially registered the trailer continues to  
31 own the trailer. A new owner of a trailer previously registered under this subsection

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

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

11 (b) In addition to the permanent registration fee established in AS 28.10.155, a  
 12 \$2 fee is imposed on the owner of each permanently registered motor vehicle required  
 13 to be inspected under an emission control program established in AS 46.14.400 or  
 14 46.14.510. That fee shall be collected biennially.

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

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

|                           | Tax According to Age of |       |       |       |      |      |      |         |
|---------------------------|-------------------------|-------|-------|-------|------|------|------|---------|
|                           | Vehicle                 |       |       |       |      |      |      |         |
|                           | Since Model Year:       |       |       |       |      |      |      |         |
|                           |                         |       |       |       |      |      |      | 8th     |
|                           | 1st                     | 2nd   | 3rd   | 4th   | 5th  | 6th  | 7th  | or over |
| 25 Motor Vehicle          |                         |       |       |       |      |      |      |         |
| 26 (1) motorcycle         | \$ 17                   | \$ 15 | \$ 13 | \$ 10 | \$ 7 | \$ 5 | \$ 4 | \$ 4    |
| 27 (2) vehicles specified | 21                      | 99    | 77    | 55    | 39   | 28   | 19   | 16      |
| 28 in AS 28.10.421(b)(1)  |                         |       |       |       |      |      |      |         |
| 29 (3) vehicles specified | 121                     | 99    | 77    | 55    | 39   | 28   | 19   | 16      |
| 30 in AS 28.10.421(b)(3)  |                         |       |       |       |      |      |      |         |
| 31 (4) vehicles specified |                         |       |       |       |      |      |      |         |

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

19 \* **Sec. 7.** AS 28.10.431(c) is amended to read:

20 (c) **Except as provided in (m) of this section, the** [THE] registration tax  
 21 shall be levied, collected, enforced, and otherwise administered in the same manner as  
 22 provided for the registration fee in this chapter. Only one registration tax may be  
 23 collected with respect to the same motor vehicle in the year for which the tax is paid.

24 \* **Sec. 8.** AS 28.10.431(j) is amended to read:

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

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

7        \* **Sec. 9.** AS 28.10.431 is amended by adding a new subsection to read:

8                (m) The department may not collect a registration tax established by a  
9                municipality under (j) of this section for a permanently registered motor vehicle or  
10               trailer if the amount of the tax is greater than \$100 unless the tax is for a motor vehicle  
11               subject to registration under AS 28.10.421(c)(3) and (4).

12        \* **Sec. 10.** AS 28.10.421(b)(6) is repealed.

13        \* **Sec. 11.** This Act takes effect January 1, 2014.