

# ALASKA LEGISLATURE

## *Representative Jonathan Kreiss-Tomkins*

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### **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.