

CS FOR SENATE BILL NO. 208(STA)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - SECOND SESSION

BY THE SENATE STATE AFFAIRS COMMITTEE

**Offered:
Referred:**

Sponsor(s): SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the registration and titling of vehicles; relating to electronic**
2 **registration and titling; relating to the powers of the commissioner of administration**
3 **with respect to motor vehicles; relating to the transfer of vehicles; relating to motor**
4 **vehicle liability insurance; relating to electronic identification cards; relating to**
5 **electronic driver's licenses and permits; relating to motor vehicle liability insurance;**
6 **relating to non-domiciled commercial driver's licenses and non-domiciled commercial**
7 **learner's permits; and providing for an effective date."**

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

9 *** Section 1.** AS 18.65.310(a) is amended to read:

10 (a) Upon payment of a \$15 fee, the department shall issue a **physical** card
11 identical to the motor vehicle operator's license provided for in AS 28.15.111, except
12 that the card shall be of a different color and shall state in bold type letters across the
13 face of **the card** [IT] that **the card** [IT] is for identification purposes only. Upon

1 request of a person and upon payment of an additional \$20 fee, the department may
2 issue an identification card under this section that is federally compliant.

3 * **Sec. 2.** AS 18.65.310 is amended by adding new subsections to read:

4 (s) The department may issue an electronic identification card to a person who
5 possesses a physical identification card upon application and payment of an additional
6 \$50 fee. A person issued an electronic identification card shall retain the physical
7 identification card issued by the department.

8 (t) The department shall adopt regulations for the issuance and use of
9 electronic identification cards.

10 (u) Presentation of an electronic identification card on a mobile electronic
11 device for identification purposes does not constitute consent for a peace officer or
12 other authorized representative of the Department of Public Safety to search, view, or
13 access other contents of the mobile electronic device. A peace officer or other
14 authorized representative of the Department of Public Safety presented with an
15 electronic identification card shall promptly return the mobile electronic device to the
16 person once the peace officer or representative verifies the identity of the person.

17 (v) A peace officer or other authorized representative of the Department of
18 Public Safety presented with an electronic identification card on a mobile electronic
19 device under this section is immune from liability resulting from damage to the
20 device, except that a peace officer or other authorized representative of the
21 Department of Public Safety may be liable for civil damages that are the result of the
22 peace officer's or representative's intentional misconduct.

23 * **Sec. 3.** AS 18.65.320(b) is amended to read:

24 (b) A person whose identification card has been cancelled shall return the
25 **physical** card to the department. Failure to return a cancelled card within 10 days after
26 receiving notice of the cancellation is a violation punishable by a fine of up to \$100.

27 * **Sec. 4.** AS 18.65.330 is amended to read:

28 **Sec. 18.65.330. Definitions [DEFINITION].** In AS 18.65.310 - 18.65.330,

29 **(1) "department" means the Department of Administration;**

30 **(2) "electronic identification card" means a data file specific to an**

31 **individual that**

1 (A) displays the current identification card of the individual
2 and all data provided on the front and back of the individual's physical
3 identification card; and

4 (B) is available on a mobile electronic device through an
5 application that allows the individual's data file to be downloaded from
6 the department.

7 * **Sec. 5.** AS 28.05.011 is amended by adding a new subsection to read:

8 (d) The commissioner of administration may adopt regulations to provide for
9 the electronic registration or titling of motor vehicles.

10 * **Sec. 6.** AS 28.05.021 is amended by adding a new subsection to read:

11 (c) The commissioner of administration may enter into an agreement with a
12 law enforcement agency, governmental agency or program, or data exchange service,
13 including the National Driver Register, the Problem Driver Pointer System, the
14 Commercial Driver's License Information System, the State-to-State Verification
15 Service, and the Driver License Data Verification Service.

16 * **Sec. 7.** AS 28.05.045 is amended to read:

17 **Sec. 28.05.045. Voter registration.** The administrative component of the
18 department that administers motor vehicle and driver's license laws shall comply with
19 AS 15.07.055 to serve as a voter registration agency to the extent required by state and
20 federal law, including 42 U.S.C. 1973gg (National Voter Registration Act of 1993)
21 and this section. A state resident, who will be 18 years of age or older within 90 days,
22 who applies to [IN AN OFFICE OF] the department for a driver's license,
23 identification card issued under AS 18.65.310, or vehicle registration under AS 28.10
24 shall at the time of application be advised by the division that the resident may also
25 register to vote. The application submitted by the resident shall serve as an application
26 for voter registration unless the resident fails to sign the voter registration portion of
27 the application. The department shall forward completed voter registration forms to
28 the division of elections. The department shall prominently display notice of the right
29 to apply for voter registration at each place that the public may apply for a driver's
30 license, identification card, or vehicle registration.

31 * **Sec. 8.** AS 28.05.051 is amended to read:

1 **Sec. 28.05.051. Suspended or revoked documents.** (a) When the department
2 suspends or revokes a vehicle registration, certificate of registration, registration plate,
3 permit, or certificate of title or suspends, cancels, or revokes a license, the owner or
4 person in possession of the document shall, immediately upon receiving notice of the
5 suspension, revocation, or cancellation, mail or deliver the registration, certificate,
6 plate, permit, or **physical** license to the department.

7 (b) The commissioner, officers and employees of the department designated
8 by the commissioner, judges and employees of a court, and all peace officers [,] may
9 take possession of a certificate of title, registration, or **physical** license issued by this
10 jurisdiction that has been revoked, canceled, limited, or suspended, or is fictitious,
11 stolen, or altered.

12 * **Sec. 9.** AS 28.10.081 is amended to read:

13 **Sec. 28.10.081. Issuance of certificate of registration; certificate to be**
14 **signed, carried, and displayed.** (a) The department shall mail or deliver the
15 certificate of registration to the owner **of a vehicle in accordance with this chapter.**
16 The certificate of registration must contain the assigned registration number, the name,
17 the residence and mailing addresses of the owner, the vehicle identification number,
18 the fees paid, and as much of the vehicle description appearing on the title as the
19 commissioner considers necessary.

20 (b) **A driver shall carry a physical or electronic certificate of registration**
21 **in the vehicle to which it refers, except for when the physical certificate of**
22 **registration is** [EVERY CERTIFICATE OF REGISTRATION SHALL, EXCEPT
23 WHEN] used to apply for renewal of registration or to transfer the registration [, BE
24 CARRIED IN THE VEHICLE TO WHICH IT REFERS. THE DRIVER OF A
25 VEHICLE SHALL DISPLAY THE ORIGINAL CERTIFICATE OF
26 REGISTRATION OR A LEGIBLE PHOTOCOPY IF THE ORIGINAL IS ON FILE
27 AT THE ADDRESS SHOWN ON THE CERTIFICATE OF REGISTRATION TO A
28 PEACE OFFICER OR AN OFFICER OR EMPLOYEE OF THE DEPARTMENT
29 ACTING IN AN OFFICIAL CAPACITY UPON THE REQUEST OF THAT
30 OFFICER OR EMPLOYEE].

31 * **Sec. 10.** AS 28.10.081 is amended by adding a new subsection to read:

1 (c) At the request of a peace officer, an officer or employee of the department
2 acting in an official capacity, or an authorized representative of the Department of
3 Public Safety, the driver of a vehicle shall display the certificate of registration or a
4 legible photocopy if the original certificate of registration is physically stored at the
5 address shown on the certificate of registration. A driver's display of an electronic
6 certificate of registration on a mobile electronic device under this subsection does not
7 constitute consent for a peace officer or officer or employee of the department to
8 access other contents of the mobile electronic device. A peace officer presented with a
9 mobile electronic device under this subsection is immune from liability resulting from
10 damage to the device, except that a peace officer may be liable for civil damages as a
11 result of the peace officer's intentional misconduct.

12 * **Sec. 11.** AS 28.10.091 is amended to read:

13 **Sec. 28.10.091. Lost or mutilated certificates of registration or registration**
14 **plates.** If a certificate of registration or a registration plate is lost, **is** stolen, **is**
15 mutilated, or becomes illegible **or defective**, the owner or legal representative or
16 successor in interest of the owner of the vehicle for which the certificate or plate was
17 issued as shown by the records of the department shall, immediately upon discovering
18 the fact, apply for a duplicate or substitute certificate of registration or registration
19 plate and shall, **if applicable**, return to the department all parts of the original
20 certificate of registration or registration plates that the applicant possesses.

21 * **Sec. 12.** AS 28.10.108(h) is amended to read:

22 (h) The department shall mail or deliver notice of registration expiration to the
23 registered owner of record at the owner's mailing address or electronic mail address as
24 shown in the records of the department. An owner of a vehicle subject to registration
25 who has received notice under this subsection may renew registration of the vehicle on
26 the department's Internet website [OR BY RETURNING THE NOTICE FORM,
27 TOGETHER WITH APPROPRIATE FEES, TO THE DEPARTMENT BY MAIL
28 POSTMARKED NOT LATER THAN THE FIFTH DAY OF THE REGISTRATION
29 RENEWAL PERIOD SHOWN ON THE VEHICLE'S CURRENT REGISTRATION
30 OR NOTICE FORM]. Upon receipt of a timely registration renewal application and
31 the appropriate fees and taxes, the department shall renew the registration and **deliver**

1 **to the owner, or mail to the mailing address of the owner shown in department**
2 **records,** [MAIL] the current registration [CARD AND REGISTRATION PLATE OR
3 TABS TO THE OWNER AT THE OWNER'S MAILING ADDRESS AS SHOWN
4 IN THE DEPARTMENT'S RECORDS].

5 * **Sec. 13.** AS 28.10.181(e) is amended to read:

6 (e) Vehicles owned by the state, municipalities, and charitable organizations
7 of the state. Every certificate of registration and registration plate issued to the state, a
8 municipality, or charitable organization of the state is in effect until the vehicle for
9 which the registration certificate and plate were issued is no longer owned and
10 operated by the state, [THE] municipality, or [THE] charitable organization of the
11 state or until the department, in its discretion, declares its expiration. The state,
12 municipality, or charitable organization of the state shall maintain a current listing of
13 all vehicles registered to it [IN THE ORDER OF THE REGISTRATION NUMBER
14 ASSIGNED TO EACH VEHICLE,] and shall provide a copy of the listing to the
15 department upon request. The listing must include a description of each vehicle and
16 other identifying information required by the department. Registration plates issued
17 under this subsection must be of a distinctive design and numbering system. For the
18 purposes of this subsection, "charitable organization" means a nonprofit association,
19 corporation, society, or other entity organized, incorporated, or headquartered in the
20 state for educational, cultural, scientific, or other charitable purposes, as prescribed in
21 regulations of the department.

22 * **Sec. 14.** AS 28.10.201(c) is repealed and reenacted to read:

23 (c) When issuing an initial certificate of title that lists more than one owner,
24 the department shall list the owners in the conjunctive using "and" or in the disjunctive
25 using "or." If a certificate of title lists the owners in the conjunctive, the department
26 may not register the vehicle without the consent of all owners listed. If a certificate of
27 title lists the owners in the disjunctive, the department may register the vehicle at the
28 request of any owner listed.

29 * **Sec. 15.** AS 28.10.231(c) is amended to read:

30 (c) The department **shall** [MAY NOT] indicate [ON A CERTIFICATE OF
31 TITLE MORE THAN] the primary lienholder and **all registered owners on a**

1 **certificate of title** [THE PRIMARY REGISTERED OWNER WHEN INDICATING
2 LIENHOLDERS AND REGISTERED OWNERS].

3 * **Sec. 16.** AS 28.10.251(a) is amended to read:

4 (a) If a certificate of title is lost, **is** stolen, **is** mutilated, **is** destroyed, or
5 becomes illegible **or defective**, the first lienholder or, if none, **an** [THE] owner or
6 legal representative of **an** [THE] owner named in the title as shown by the records of
7 the department shall apply for and obtain a duplicate title upon furnishing information
8 satisfactory to the department and payment of the prescribed fee. The duplicate title
9 must indicate that it is a duplicate title, and it shall be mailed or delivered to the first
10 lienholder named in it or, if none, to **a** [THE] registered owner.

11 * **Sec. 17.** AS 28.10.271(a) is amended to read:

12 (a) When the owner of a registered vehicle transfers or assigns the owner's
13 title or interest in the vehicle, the registration of the vehicle **does not expire and**
14 [EXPIRES; HOWEVER,] the registration plates remain on the vehicle, except as
15 otherwise provided in AS 28.10.181.

16 * **Sec. 18.** AS 28.10.381(b) is amended to read:

17 (b) Upon approval of the application, the department shall send to the person
18 holding a lien or other encumbrance a new certificate of title **that** [WHICH] displays
19 the name of the owner **or owners of the vehicle** and indicates the existence of the lien
20 or other encumbrance.

21 * **Sec. 19.** AS 28.10.441 is amended by adding a new subsection to read:

22 (b) If the commissioner adopts regulations under AS 28.05.011(d) for the
23 electronic registration or titling of motor vehicles, the commissioner shall also set in
24 regulation the fees for verification of electronic certificates of registration and
25 electronic certificates of title.

26 * **Sec. 20.** AS 28.15.011(b) is amended to read:

27 (b) Every person exercising the person's privilege to drive, or exercising any
28 degree of physical control of a motor vehicle **on** [UPON] a highway, vehicular way or
29 area, or other public property in this state, is required to have in the possession of the
30 person a valid **physical or electronic** Alaska driver's license issued under the
31 provisions of this chapter for the type or class of vehicle driven, unless expressly

1 exempted by law from this requirement.

2 * **Sec. 21.** AS 28.15.031(c) is amended to read:

3 (c) The department may not issue an original or duplicate commercial driver's
4 license to, nor renew or reinstate the commercial driver's license of, a person who is
5 disqualified from operating commercial motor vehicles in this or any other jurisdiction
6 [OR IS NOT DOMICILED IN THIS STATE].

7 * **Sec. 22.** AS 28.15 is amended by adding a new section to read:

8 **Sec. 28.15.126. Electronic licenses and permits.** (a) Upon application, the
9 department may issue an electronic driver's license or permit under this chapter to a
10 person who possesses a physical driver's license or permit. A person issued an
11 electronic driver's license or permit shall retain the physical driver's license or permit
12 issued by the department.

13 (b) The commissioner shall adopt regulations for the issuance and use of
14 electronic drivers' licenses and permits issued under this chapter. The commissioner
15 may adopt regulations to require a driver to possess a physical driver's license on their
16 person in certain circumstances.

17 (c) If a person's physical driver's license is seized, revoked, canceled, limited,
18 restricted, or suspended under this chapter, the department shall display a notice
19 regarding the seizure, revocation, cancellation, limitation, restriction, or suspension
20 across the front of the person's electronic driver's license.

21 * **Sec. 23.** AS 28.15.131(a) is amended to read:

22 (a) A licensee shall have the licensee's **physical or electronic** driver's license
23 in immediate possession at all times when driving a motor vehicle, and shall present
24 the license for inspection upon the demand of a peace officer or other authorized
25 representative of the Department of Public Safety identified as such to the licensee by
26 the officer or representative. However, a person charged with violating this section
27 may not be convicted if the person produces in court or in the office of the arresting or
28 citing officer, a driver's license previously issued to the person that was valid at the
29 time of the person's arrest or citation.

30 * **Sec. 24.** AS 28.15.131 is amended by adding new subsections to read:

31 (c) Presentation of an electronic driver's license or permit on a mobile

1 electronic device under this chapter does not constitute consent for a peace officer or
2 other authorized representative of the Department of Public Safety to search, view, or
3 access other contents of the mobile electronic device. A peace officer or other
4 authorized representative of the Department of Public Safety presented with an
5 electronic driver's license or permit shall promptly return the mobile electronic device
6 to the person once the peace officer or representative verifies the identity and license
7 or permit status of the person.

8 (d) A peace officer or other authorized representative of the Department of
9 Public Safety presented with an electronic driver's license or permit on a mobile
10 electronic device under this chapter is immune from liability resulting from damage to
11 the device, except that a peace officer or other authorized representative of the
12 Department of Public Safety may be liable for civil damages that are the result of the
13 peace officer's or representative's intentional misconduct.

14 * **Sec. 25.** AS 28.15.151(a) is amended to read:

15 (a) The department shall maintain a file of

16 (1) every driver's license application, license or permit, and duplicate
17 driver's license issued by **the department** [IT];

18 (2) every license that has been suspended, revoked, canceled, limited,
19 restricted, or denied, and the reasons for those actions;

20 (3) all accident reports required to be forwarded to the department
21 under this title; [AND]

22 (4) every disqualification of an individual from operating a
23 commercial motor vehicle; **and**

24 **(5) every application for an electronic driver's license or permit**
25 **and the electronic drivers' licenses and permits issued by the department.**

26 * **Sec. 26.** AS 28.15.165(b) is amended to read:

27 (b) After reading the notice under (a) of this section, the law enforcement
28 officer shall seize the person's **physical** driver's license if **the physical driver's**
29 **license** [IT] is in the person's possession and shall deliver **the physical driver's**
30 **license** [IT] to the department with a sworn report describing the circumstances under
31 which **the physical driver's license** [IT] was seized. If the person was operating a

1 commercial motor vehicle, the officer shall order the person out of service under
2 AS 28.33.130.

3 * **Sec. 27.** AS 28.15.166(a) is amended to read:

4 (a) A person who has received a notice under AS 28.15.165(a) may make a
5 written request for administrative review of the department's action under
6 AS 28.15.165(c) or for limited license privileges under AS 28.15.165(d). If the
7 person's **physical** driver's license has not been previously surrendered to the
8 department, **the physical driver's license** [IT] shall be surrendered to the department
9 at the time the request for review is made.

10 * **Sec. 28.** AS 28.15.182(d) is amended to read:

11 (d) When imposing a limitation under (c) of this section, the court shall
12 (1) require the surrender of the **physical** driver's license; and
13 (2) issue to the person a certificate valid for the duration of the
14 limitation specifying the terms of the limited license.

15 * **Sec. 29.** AS 28.15.183(b) is amended to read:

16 (b) After reading the notice under (a) of this section, the peace officer shall
17 seize the person's **physical** driver's license or permit if **the physical driver's license**
18 **or permit** [IT] is in the person's possession and shall deliver **the physical driver's**
19 **license or permit** [IT] to the department with a sworn report describing the
20 circumstances under which **the physical driver's license or permit** [IT] was seized.

21 * **Sec. 30.** AS 28.15.184(a) is amended to read:

22 (a) A person who has received a notice under AS 28.15.183(a) may make a
23 written request for administrative review of the department's action. If the person's
24 **physical** driver's license or permit has not been previously surrendered to the
25 department, **the physical driver's license or permit** [IT] shall be surrendered to the
26 department at the time the request for review is made.

27 * **Sec. 31.** AS 28.15.187(b) is amended to read:

28 (b) After reading the notice under (a) of this section, the peace officer shall
29 seize the person's **physical** driver's license if **the physical driver's license** [IT] is in
30 the person's possession and shall deliver **the physical driver's license** [IT] to the
31 department with a sworn report describing the circumstances under which **the**

1 **physical driver's license** [IT] was seized.

2 * **Sec. 32.** AS 28.15.189(a) is amended to read:

3 (a) A person who has received a notice under AS 28.15.187(a) may make a
4 written request for administrative review of the department's action. If the person's
5 **physical** driver's license has not been previously surrendered to the department, **the**
6 **physical driver's license** [IT] shall be surrendered to the department at the time the
7 request for review is made.

8 * **Sec. 33.** AS 28.15.191(c) is amended to read:

9 (c) A court that suspends, revokes, or limits a driver's license shall require the
10 surrender of the **physical** license, and shall immediately forward **the physical driver's**
11 **license** [IT] to the department with the record of conviction and notification of the
12 effective date of the suspension, revocation, or limitation as determined under
13 AS 28.15.211(b).

14 * **Sec. 34.** AS 28.15.191(g) is amended to read:

15 (g) A court that has ordered a person to refrain from consuming alcoholic
16 beverages as part of a sentence for conviction of a crime under AS 28.35.030,
17 28.35.032, or a similar municipal ordinance or as a condition of probation or parole
18 following a conviction under those sections or a similar municipal ordinance, or as a
19 condition of probation or parole for any other crime shall

20 (1) require the surrender of the person's **physical** license and
21 identification card and forward the **physical** license and identification card to the
22 department;

23 (2) report the order to the department within two days; and

24 (3) inform the person that the person's license and identification card
25 are subject to cancellation under AS 28.15.161 and AS 18.65.310 and, if the person is
26 otherwise qualified to receive a license or identification card, when the person obtains
27 a new license or identification card, the license or identification card must list the
28 restriction imposed by AS 04.16.160 for the period of probation or parole.

29 * **Sec. 35.** AS 28.15.191(h) is amended to read:

30 (h) The board of parole shall notify the department within two days whenever
31 a person has been ordered to refrain from consuming alcoholic beverages as a

1 condition of parole, shall require the person to surrender the person's **physical** license
 2 and identification card, and shall inform the person that the person's license and
 3 identification card are subject to cancellation under AS 28.15.161 and AS 18.65.310,
 4 and that, if the person is otherwise qualified to receive a license or identification card,
 5 when the person obtains a new license or identification card, the license or
 6 identification card must list the restriction imposed by AS 04.16.160.

7 * **Sec. 36.** AS 28.15.201(b) is amended to read:

8 (b) A court imposing a limitation under (a) of this section shall

- 9 (1) require certification of employment;
- 10 (2) require proof of enrollment in and compliance with or completion
 11 of an alcoholism treatment program when appropriate;
- 12 (3) require the surrender of the **physical** driver's license; and
- 13 (4) issue to the licensee a certificate valid for the duration of the
 14 limitation.

15 * **Sec. 37.** AS 28.15.271(a) is amended to read:

16 (a) The fees for drivers' licenses and permits, including renewals, and all
 17 related driver skills tests are as follows:

- 18 (1) all noncommercial vehicles and motor-driven cycles
 - 19 (A) each license fee **\$31** [\$20];
 - 20 (B) each driver skills test \$15;
- 21 (2) all commercial motor vehicles
 - 22 (A) each license fee **\$155** [\$100];
 - 23 (B) each driver skills test \$25;
- 24 (3) instruction permit **\$23** [\$15];
- 25 (4) duplicate of driver's license or instruction permit **\$23** [\$15];
- 26 (5) temporary license and renewal of permit **\$8** [\$5];
- 27 (6) school bus driver's endorsement renewal **\$8**;
- 28 **(7) an electronic driver's license or permit \$50** [\$5].

29 * **Sec. 38.** AS 28.20.560(a) is amended to read:

30 (a) A person whose license or registration is suspended under any provision of
 31 this chapter, or whose policy of insurance or bond, when required under this chapter,

1 is canceled or terminated, shall immediately return the person's **physical** license or
2 registration to the department. If a person fails to return the license or registration to
3 the department, the department, through the commissioner of public safety, shall
4 immediately direct a peace officer to obtain possession of **the license or registration**
5 **[IT]** and to return **the license or registration** **[IT]** to the department.

6 * **Sec. 39.** AS 28.22.019(d) is amended to read:

7 (d) Displaying proof of motor vehicle liability insurance on a mobile
8 electronic device under this section does not constitute consent for a peace officer or
9 other authorized representative of the Department of Public Safety to access other
10 contents of the mobile electronic device. **A peace officer or other authorized**
11 **representative of the Department of Public Safety presented proof of motor**
12 **vehicle liability insurance on a mobile electronic device shall promptly return the**
13 **device to the person once the peace officer or representative verifies that the**
14 **person possesses proof of motor vehicle liability insurance.**

15 * **Sec. 40.** AS 28.22.019 is amended by adding a new subsection to read:

16 (f) A peace officer or other authorized representative of the Department of
17 Public Safety presented proof of motor vehicle liability insurance on a mobile
18 electronic device under this section is immune from liability resulting from damage to
19 the device, except that a peace officer or other authorized representative of the
20 Department of Public Safety may be liable for civil damages that are the result of the
21 peace officer's or representative's intentional misconduct.

22 * **Sec. 41.** AS 28.22.031 is amended by adding a new subsection to read:

23 (c) The department shall review all accident reports and shall request proof of
24 insurance from a vehicle owner or operator in each case in which evidence of motor
25 vehicle liability insurance that complies with this chapter is not present.

26 * **Sec. 42.** AS 28.22.041(d) is amended to read:

27 (d) When imposing a limitation under this section, the department shall
28 (1) require the surrender of the driver's **physical** license; and
29 (2) issue to the licensee a certificate valid for the duration of the
30 limitation.

31 * **Sec. 43.** AS 28.33.100(a) is amended to read:

1 (a) A person may not drive a commercial motor vehicle until the person
 2 applies for and is issued a license for that purpose under AS 28.15.041. The
 3 department may not issue a license to drive a commercial motor vehicle unless the
 4 applicant

5 (1) is at least 18 years of age, to operate in intrastate commerce, or at
 6 least 21 years of age, to operate in interstate commerce, except as provided in (f) of
 7 this section;

8 (2) has successfully completed all required driving tests and written
 9 and physical examinations; **and**

10 (3) either does not have a driver's license issued by another jurisdiction
 11 or surrenders all driver's licenses issued by other jurisdictions, **except that an**
 12 **applicant for a non-domiciled commercial driver's license or non-domiciled**
 13 **commercial learner's permit under AS 28.33.105(a)(1)(A) may not be required**
 14 **under this paragraph to surrender a license issued by a foreign jurisdiction** ;

15 AND

16 (4) IS DOMICILED IN THIS STATE].

17 * **Sec. 44.** AS 28.33.100 is amended by adding a new subsection to read:

18 (g) Upon application, the department may issue an electronic commercial
 19 driver's license as provided under AS 28.15.126.

20 * **Sec. 45.** AS 28.33 is amended by adding a new section to read:

21 **Sec. 28.33.105. Non-domiciled commercial driver's license and non-**
 22 **domiciled commercial learner's permit.** (a) The department may issue a non-
 23 domiciled commercial driver's license or non-domiciled commercial learner's permit
 24 to an applicant who

25 (1) is domiciled in

26 (A) a foreign jurisdiction that meets the requirements set out in
 27 49 C.F.R. 383.23(b)(1); or

28 (B) another state that meets the requirements set out in 49
 29 C.F.R. 383.23(b)(2); and

30 (2) meets the applicable requirements set out in AS 28.33.100(a) and
 31 49 C.F.R. 383.71.

1 (b) Except as otherwise provided by law, a person issued a non-domiciled
2 commercial driver's license or non-domiciled commercial learner's permit under this
3 section is subject to the same privileges and requirements as a person issued a
4 commercial driver's license or commercial learner's permit who is domiciled in the
5 state.

6 (c) A non-domiciled commercial driver's license or non-domiciled commercial
7 learner's permit must be marked with "non-domiciled" on the face of the document.

8 (d) A non-domiciled commercial driver's license or non-domiciled
9 commercial learner's permit expires

10 (1) for an applicant under (a)(1)(A) of this section, on the earlier of

11 (A) the expiration date determined by the United States
12 Department of Homeland Security that is stated on the form required for the
13 applicant under 49 C.F.R. 383.71(f)(2)(i); or

14 (B) one year from the date of issuance;

15 (2) for an applicant under (a)(1)(B) of this section, one year from the
16 date of issuance.

17 * **Sec. 46.** AS 28.33.140(i) is amended to read:

18 (i) In addition to the requirements of AS 28.15.191, a court that disqualifies a
19 person from driving a commercial motor vehicle shall require the surrender of the
20 **physical** license, and shall immediately forward the **physical** license to the department
21 with the record of conviction and notification of the effective date of the
22 disqualification. If the disqualification occurs by administrative action as described in
23 (a) of this section, the person disqualified from driving shall surrender the **physical**
24 license to the department.

25 * **Sec. 47.** AS 28.35.034 is amended to read:

26 **Sec. 28.35.034. Surrender of license or permit.** A person whose license or
27 permit to operate or drive a motor vehicle has been revoked under AS 28.15.165 or
28 28.15.181 shall surrender the **physical** license or permit to the department on receipt
29 of notice of the revocation. After the period of revocation has expired, the person may
30 make application for a new license as provided by law.

31 * **Sec. 48.** AS 28.39.040(c) is amended to read:

1 (c) The department shall, upon assignment of a registration number, issue and
2 deliver to the owner a certificate of registration in a form prescribed by the
3 department. [A CERTIFICATE OF REGISTRATION IS NOT VALID UNLESS IT
4 IS SIGNED BY THE PERSON WHO SIGNED THE APPLICATION FOR
5 REGISTRATION.]

6 * **Sec. 49.** AS 28.39.040(f) is amended to read:

7 (f) While operating a snowmobile that is required to be registered under this
8 chapter, a person shall have in possession or carry in the snowmobile a valid
9 registration. Upon demand by a peace officer authorized to enforce this chapter **or an**
10 **officer or employee of the department acting in an official capacity**, a person
11 operating a snowmobile shall produce for inspection the certificate of registration for
12 the snowmobile and furnish to the peace officer **or officer or employee of the**
13 **department** any information necessary for the identification of the snowmobile and
14 its owner. **A person's display of an electronic certificate of registration on a**
15 **mobile electronic device under this subsection does not constitute consent for a**
16 **peace officer or officer or employee of the department to access other contents of**
17 **the mobile electronic device. A peace officer presented with a mobile electronic**
18 **device under this subsection is immune from liability resulting from damage to**
19 **the device, except that a peace officer may be liable for civil damages as a result**
20 **of the peace officer's intentional misconduct.**

21 * **Sec. 50.** AS 28.39.050(a) is amended to read:

22 (a) If there is a change of ownership of a snowmobile, the [SELLER AND]
23 buyer shall [FILL OUT THE TRANSFER OF OWNERSHIP SECTION OF THE
24 REGISTRATION, AND THE SELLER SHALL SIGN OVER THE
25 REGISTRATION TO THE NEW OWNER. THE SELLER SHALL] promptly submit
26 **an application for registration** [THE TRANSFER OF OWNERSHIP SECTION] to
27 the department, and, **if the application meets the requirements set out in this**
28 **chapter and in regulation**, the department shall issue a new certificate of registration
29 to the new owner.

30 * **Sec. 51.** AS 28.90.990(a) is amended by adding new paragraphs to read:

31 (33) "commercial driver's license" includes a non-domiciled

1 commercial driver's license;

2 (34) "commercial learner's permit" includes a non-domiciled
3 commercial learner's permit;

4 (35) "electronic driver's license or permit" means a data file specific to
5 an individual that

6 (A) displays the current driver's license or permit status of the
7 individual and all data included on the front and back of the individual's
8 physical driver's license or permit; and

9 (B) is available on a mobile electronic device through an
10 application that allows the individual's data file to be downloaded from the
11 department.

12 * **Sec. 52.** AS 33.16.150(i) is amended to read:

13 (i) In addition to other conditions of parole imposed under this section, for a
14 prisoner who is serving a sentence for an offense involving the use of alcohol and
15 whom the board has ordered to refrain from possessing or consuming alcoholic
16 beverages, the board shall require the surrender of the person's physical driver's
17 license or identification card, forward the physical license or identification card to the
18 department, and impose as a condition of parole that, if the parolee is eligible for a
19 driver's license or identification card, the parolee shall apply to the department for a
20 new license or identification card with a restriction imposed on the person under
21 AS 04.16.160. The board shall notify the department of the board's order under this
22 subsection by providing a copy of the board's order. Upon discharge from parole, the
23 board shall notify the department of the parolee's discharge. In this subsection,
24 "department" means the Department of Administration.

25 * **Sec. 53.** AS 28.10.271(d); and AS 28.33.190(9) are repealed.

26 * **Sec. 54.** This Act takes effect immediately under AS 01.10.070(c).