

**SENATE CS FOR HOUSE BILL NO. 11(FIN)**  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTIETH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Offered: 5/2/98  
Referred: Rules

Sponsor(s): REPRESENTATIVES GREEN, Dyson

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to driver's licensing; and providing for an effective date."

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

3 \* **Section 1.** AS 28.15.031(a) is amended to read:

4 (a) The department may not issue a driver's license to a person who is  
5 (1) under the age of 16 years, except that the department may issue a  
6 permit under AS 28.15.051 or a restricted license under AS 28.15.121; **or**  
7 (2) at least 16 years of age but not yet 18 years of age unless the  
8 person meets the requirements of AS 28.15.057.

9 \* **Sec. 2.** AS 28.15.051(a) is amended to read:

10 (a) Except as provided in (b) of this section, a person who is at least 14 years  
11 of age may apply to the department for an instruction permit. The department may,  
12 after the applicant has successfully passed all parts of the examination under  
13 AS 28.15.081 other than the driving test, issue to the applicant an instruction permit.  
14 The permit allows a person, while having the permit in the person's immediate  
15 possession, to drive a specified type or class of motor vehicle on a highway or

1 vehicular way or area for a period not to exceed two years. The permittee **shall**  
 2 [MUST] be accompanied by a person at least **21** [19] years of age who has been  
 3 licensed at least one year to drive the type or class of vehicle being used, who is  
 4 capable of exercising control over the vehicle and who occupies a seat beside the  
 5 driver, or who accompanies and immediately supervises the driver when the permittee  
 6 drives a motorcycle. An instruction permit may be renewed.

7 \* **Sec. 3.** AS 28.15 is amended by adding new sections to read:

8 **Sec. 28.15.055. Provisional driver's license.** Upon application, the  
 9 department may issue a provisional driver's license to a person who is at least 16 years  
 10 of age but not yet 18 years of age if the person has been licensed under an instruction  
 11 permit issued under AS 28.15.051 or under the law of another state with substantially  
 12 similar requirements for at least six months.

13 **Sec. 28.15.057. Restrictions on driver's license issued to a person under 18.**  
 14 Except as provided under AS 28.15.051, a person who is at least 16 years of age but  
 15 not yet 18 years of age may not be issued a driver's license unless the person has been  
 16 licensed under an instruction permit issued under AS 28.15.051 for at least six months  
 17 and has held a valid provisional driver's license issued under AS 28.15.055 for at least  
 18 one year.

19 \* **Sec. 4.** AS 28.15.241(b) is amended to read:

20 (b) In addition to (a) of this section, two points shall be deducted from the  
 21 assessed total upon the driver's furnishing to the department adequate proof of  
 22 successful completion, within 12 months of the date of the driver's last violation, of  
 23 a driver improvement course approved by the department, **except that**

24 **(1) not** [. NO] more than one **driver improvement** course may be  
 25 used to obtain a reduction in points in any 12-month period; **and**

26 **(2) a driver improvement course for a person under 21 years of age**  
 27 **must be a course that is designed to benefit persons under 21 years of age and**  
 28 **must be certified by a national organization.**

29 \* **Sec. 5.** AS 28.15.253 is amended to read:

30 **Sec. 28.15.253. Driver improvement course.** Upon conviction of a violation  
 31 of a traffic law that results in a driver accumulating six or more points from offenses

1 committed during any consecutive 12-month period or nine or more points from  
 2 offenses committed during any 24-month period, (1) on request of the department, the  
 3 court may, in addition to any other penalty authorized by law, require the driver to  
 4 successfully complete a driver improvement course approved by the department within  
 5 a period of time prescribed by the court; **and (2) the department shall require a**  
 6 **person licensed under a provisional license to complete a driver improvement**  
 7 **course approved by the department within a time period prescribed by the**  
 8 **department. A driver improvement course approved under this section for a**  
 9 **person who is under 21 years of age must be a course that is designed to benefit**  
 10 **persons under 21 years of age and must be certified by a national organization.**

11 The department may suspend, revoke, or deny the driver's license of a person who  
 12 fails to successfully complete the driver improvement course required by the court  
 13 under this section within the prescribed time period.

14 \* **Sec. 6.** AS 28.40.100(a)(8) is amended to read:

15 (8) "driver's license" or "license," when used in relation to driver  
 16 licensing, means a license, **provisional license**, or permit to drive a motor vehicle, or  
 17 the privilege to drive or to obtain a license to drive a motor vehicle, under the laws  
 18 of this state [,] whether or not a person holds a valid license issued in this or another  
 19 jurisdiction;

20 \* **Sec. 7.** This Act takes effect January 1, 1999.