

**HOUSE BILL NO. 7**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

**BY REPRESENTATIVE KOHRING**

**Introduced: 1/19/99**

**Referred: Transportation, State Affairs, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to motor vehicle registration plates."**

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

3 **\* Section 1.** AS 28.10.051(a) is amended to read:

4 (a) The department may suspend or revoke the registration of a vehicle, the  
5 certificate of registration or registration plates for a vehicle, or a special permit when

6 (1) the department determines that the registration or certificate, plate,  
7 or permit was fraudulently procured or erroneously issued;

8 (2) the department determines that a registered vehicle is mechanically  
9 unsafe to be driven or moved on a highway, vehicular way or area, or other public  
10 property in this state and the vehicle has been seized or impounded under  
11 AS 28.05.091;

12 (3) a registered vehicle has been scrapped, dismantled, or destroyed  
13 beyond repair;

14 (4) the department determines that a required fee or tax has not been  
15 paid and the fee or tax is not paid upon reasonable notice and demand;

1 (5) a registration plate, permit, or certificate is knowingly displayed  
2 upon a vehicle other than the vehicle for which issued **or approved**;

3 (6) the department determines that the owner of a vehicle has  
4 committed an offense under this chapter involving the registration or the certificate,  
5 plate, or permit to be suspended or revoked;

6 (7) the vehicle has been reported to the department as stolen or  
7 unlawfully converted;

8 (8) the department is otherwise required to do so under the laws of this  
9 state;

10 (9) the department determines that the vehicle owner has violated the  
11 requirements of AS 28.10.146 or 28.10.147;

12 (10) the department determines that a repair to a commercial motor  
13 vehicle, ordered by the Department of Transportation and Public Facilities or the  
14 Department of Public Safety under regulations adopted under AS 19, was not  
15 completed after the owner or operator represented to the Department of Transportation  
16 and Public Facilities, the Department of Public Safety, or the Department of  
17 Administration that the repair had been completed; or

18 (11) the owner or operator of a commercial motor vehicle has placed  
19 a commercial motor vehicle back in service after it has been placed out of service by  
20 the Department of Transportation and Public Facilities or the Department of Public  
21 Safety without having it reinspected as required under regulations adopted under  
22 AS 19.

23 \* **Sec. 2.** AS 28.10.091 is amended to read:

24 **Sec. 28.10.091. Lost or mutilated certificates of registration or registration**  
25 **plates.** If a certificate of registration or a registration plate is lost, stolen, mutilated,  
26 or becomes illegible, the owner or legal representative or successor in interest of the  
27 owner of the vehicle for which the certificate or plate was issued **or approved** as  
28 shown by the records of the department shall, immediately upon discovering the fact,  
29 apply for a duplicate or substitute certificate of registration or registration plate and  
30 shall return to the department all parts of the original certificate of registration or  
31 registration plates that the applicant possesses.

1 \* **Sec. 3.** AS 28.10.161(a) is amended to read:

2 (a) Except for a vehicle registered under AS 28.10.152, the department, upon  
3 registering a vehicle, shall issue the owner one fully reflectorized registration plate for  
4 a trailer or a motorcycle and two fully reflectorized registration plates for every other  
5 vehicle. **When vehicle ownership is transferred or assigned, the registration plate**  
6 **or plates shall remain with the owner or organization to whom they are issued.**  
7 **The registration plate or plates may not be used on or transferred to a vehicle**  
8 **other than the vehicle for which the plate or plates are issued without approval**  
9 **of the department and payment of any required fees and taxes imposed under this**  
10 **chapter. If the registration plate or plates issued under this section are**  
11 **transferred to a vehicle for which the registration fee is more than the fee for the**  
12 **vehicle from which the plates are transferred, the owner shall pay the difference**  
13 **between the two fees. The registration plate or plates issued under this subsection**  
14 **that a person is no longer entitled to use or the transfer of the registration plate**  
15 **or plates to another vehicle that the department does not approve shall be**  
16 **returned immediately to the department by the person or organization to whom**  
17 **the plate or plates were originally issued** [EXCEPT AS SPECIFICALLY  
18 PROVIDED IN AS 28.10.181, THE PLATE OR PLATES MUST REMAIN WITH  
19 THE VEHICLE AS LONG AS THE VEHICLE IS SUBJECT TO REGISTRATION  
20 UNDER THIS CHAPTER].

21 \* **Sec. 4.** AS 28.10.181(a) is amended to read:

22 (a) The department shall register unique and special vehicles and vehicles used  
23 for special purposes and issue registration plates as provided in this section.  
24 [NOTWITHSTANDING OTHER PROVISIONS OF THIS CHAPTER,  
25 REGISTRATION PLATES ISSUED UNDER THIS SECTION REMAIN WITH THE  
26 PERSON OR ORGANIZATION TO WHOM THEY ARE ISSUED WHEN VEHICLE  
27 OWNERSHIP IS TRANSFERRED OR TITLE OR INTEREST IN THE VEHICLE IS  
28 ASSIGNED, EXCEPT FOR PLATES ISSUED UNDER (b), (h) AND (i) OF THIS  
29 SECTION. REGISTRATION PLATES ISSUED UNDER THIS SECTION MAY NOT  
30 BE USED ON, OR TRANSFERRED TO, A VEHICLE OTHER THAN THE  
31 VEHICLE FOR WHICH THE PLATES ARE ISSUED WITHOUT THE APPROVAL

1 OF THE DEPARTMENT AND PAYMENT OF ANY REQUIRED FEES AND  
 2 TAXES PRESCRIBED IN AS 28.10.421(d), 28.10.431 AND 28.10.441; HOWEVER,  
 3 IF THE PLATES ISSUED UNDER (c), (f) AND (j) OF THIS SECTION ARE  
 4 TRANSFERRED TO A VEHICLE FOR WHICH THE REGISTRATION FEE IS  
 5 MORE THAN THE FEE FOR THE VEHICLE FROM WHICH THE PLATES ARE  
 6 TRANSFERRED, THE OWNER SHALL PAY THE DIFFERENCE BETWEEN THE  
 7 TWO FEES. REGISTRATION PLATES ISSUED UNDER THIS SECTION TO  
 8 WHICH A PERSON IS NO LONGER ENTITLED OR THE TRANSFER OF THE  
 9 PLATES TO ANOTHER VEHICLE WHICH THE DEPARTMENT DOES NOT  
 10 APPROVE SHALL BE RETURNED IMMEDIATELY TO THE DEPARTMENT BY  
 11 THE PERSON OR ORGANIZATION TO WHOM THE PLATES WERE  
 12 ORIGINALLY ISSUED.]

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

14 (b) Historic vehicles. The owner of an historic vehicle may make application  
 15 for special registration under this subsection. The department, when satisfied that the  
 16 vehicle meets the requirements for historic vehicle registration under regulations  
 17 adopted by the commissioner, shall register the vehicle and issue two permanent  
 18 registration plates of distinctive design and color bearing no date. **Notwithstanding**  
 19 **AS 28.10.161(a), historic** [THESE] plates remain with the vehicle as long as it is  
 20 registered under this subsection. Vehicles qualifying for registration under this  
 21 subsection shall be issued registration plates numbered in a separate numerical series  
 22 beginning with "Historic Vehicle No. 1."

23 \* **Sec. 6.** AS 28.10.181(e) is amended to read:

24 (e) Vehicles owned by the state, municipalities, and charitable organizations  
 25 of the state. Every certificate of registration and registration plate issued to the state,  
 26 a municipality, or charitable organization of the state is in effect until the vehicle for  
 27 which the registration certificate and plate were issued **or approved** is no longer  
 28 owned and operated by the state, the municipality, or the charitable organization of the  
 29 state or until the department, in its discretion, declares its expiration. The state,  
 30 municipality, or charitable organization of the state shall maintain a current listing of  
 31 all vehicles registered to it in the order of the registration number assigned to each

1 vehicle [,] and shall provide a copy of the listing to the department upon request. The  
2 listing must include a description of each vehicle and other identifying information  
3 required by the department. Registration plates issued under this subsection must be  
4 of a distinctive design and numbering system. For the purposes of this subsection,  
5 "charitable organization" means a nonprofit association, corporation, society, or other  
6 entity organized, incorporated, or headquartered in the state for educational, cultural,  
7 scientific, or other charitable purposes, as prescribed in regulations of the department.

8 \* **Sec. 7.** AS 28.10.271(a) is amended to read:

9 (a) When the owner of a registered vehicle transfers or assigns the owner's title  
10 or interest in the vehicle, the registration of the vehicle expires; however, the  
11 registration plates remain **with the owner or organization** [ON THE VEHICLE  
12 EXCEPT] as [OTHERWISE] provided in **AS 28.10.161(a)** [AS 28.10.181].

13 \* **Sec. 8.** AS 28.10.331 is amended to read:

14 **Sec. 28.10.331. Department to issue new certificates of title and**  
15 **registration.** The department, upon receipt of the certificate of title properly endorsed,  
16 the certificate of registration, [THE REGISTRATION PLATES, IF ANY,] the  
17 application for new title and registration, and all required fees and taxes, shall issue  
18 a certificate of title and a certificate of registration to the transferee or the lienholder  
19 lawfully entitled to the certificates.

20 \* **Sec. 9.** AS 28.10.351 is amended to read:

21 **Sec. 28.10.351. Dismantling or wrecking vehicle.** A person who dismantles,  
22 scraps, or destroys a registered vehicle shall immediately forward to the department  
23 the certificates of title and registration [AND THE REGISTRATION PLATES] for the  
24 vehicle.

25 \* **Sec. 10. APPLICABILITY.** This Act applies to registration of a motor vehicle that  
26 occurs on or after the effective date of this Act.