

HOUSE BILL NO. 77

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES LYNN, Croft

Introduced: 2/5/03

Referred: Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act allowing certain motor vehicles to be operated while unattended."**

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

3 * **Section 1.** AS 28.05.011(a) is amended to read:

4 (a) The commissioner of public safety shall, unless otherwise provided by
5 statute, adopt regulations in compliance with AS 44.62 (Administrative Procedure
6 Act) necessary to carry out the provisions of this title and other statutes whose
7 administration is vested in the Department of Public Safety. The regulations must
8 include

9 (1) rules of the road relating to the driving, stopping, standing, parking,
10 and other conduct of vehicles, to pedestrians, and to official traffic control devices;
11 regulations adopted under this paragraph may not prohibit

12 **(A) the operation of a motor vehicle while it is unattended,**
13 **including operation by a remote starter; this subparagraph does not apply**
14 **to a motor vehicle that is unlocked or that is occupied by a disabled person**
15 **or a person under 14 years of age; or**

1 **(B)** the use of an electric personal motor vehicle on a sidewalk,
2 bike path, or vehicular way or area restricted to the use of pedestrians;
3 limitations on regulation of electric personal motor vehicles imposed under this
4 **subparagraph** [PARAGRAPH] do not apply to a municipal ordinance
5 regulating electric personal motor vehicles enacted to meet local requirements;

6 (2) minimum equipment for vehicles, including minimum standards of
7 compliance to be met by manufacturers and vehicle sales and repairs businesses;

8 (3) inspection of vehicles other than commercial motor vehicles, and
9 the removal of vehicles from areas of public use when they are found to be in a
10 defective or unsafe condition;

11 (4) abandonment of vehicles;

12 (5) management of records of the Department of Public Safety
13 required for that department's administration of this title and its regulations adopted
14 under this title, including provisions for ensuring the accuracy of information
15 contained in automated and manual information retrieval systems;

16 (6) definitions of words and phrases used in this title and in regulations
17 adopted under this title unless otherwise provided by statute;

18 (7) certification and regulation of junk yards;

19 (8) regulations necessary to implement requirements imposed by
20 federal law or regulation that relate to commercial motor vehicles and that are needed
21 to avoid loss or withholding of federal highway money, other than requirements
22 relating to a commercial motor vehicle driver's licensing program or a commercial
23 motor vehicle safety inspection program.