

**SENATE BILL NO. 249**

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

**BY SENATOR WILKEN**

**Introduced: 1/12/04**

**Referred: State Affairs, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to a provisional driver's license and to issuance of a driver's license;**  
2 **and providing for an effective date."**

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

4 **\* Section 1.** AS 28.15.055 is amended to read:

5 **Sec. 28.15.055. Provisional driver's license.** Upon application, the  
6 department may issue a provisional driver's license to a person who is at least 16 years  
7 of age but not yet 18 years of age if the

8 **(1) person has been licensed under an instruction permit issued under**  
9 **AS 28.15.051 or under the law of another state with substantially similar requirements**  
10 **for at least six months;**

11 **(2) person's parent, legal guardian, or employer provides proof**  
12 **satisfactory to the department that the applicant has at least 50 hours of driving**  
13 **experience, including at least 10 hours of night driving; and**

14 **(3) person has not received a citation for a traffic offense or been**

1 **convicted of a traffic offense within the six months before the application is filed.**

2 \* **Sec. 2.** AS 28.15.057 is amended to read:

3 **Sec. 28.15.057. Restrictions on driver's license issued to a person under**  
 4 **18.** Except as provided under AS 28.15.051, a person who is at least 16 years of age  
 5 but not yet 18 years of age may not be issued a driver's license unless the person has  
 6 **(1)** been licensed under an instruction permit issued under  
 7 AS 28.15.051 **or under the law of another state with substantially similar**  
 8 **requirements** for at least six months;

9 **(2)** [AND HAS] held a valid provisional driver's license issued under  
 10 AS 28.15.055 for at least one year; **and**

11 **(3) not received a citation for a traffic offense or been convicted of**  
 12 **a traffic offense during the six months before applying for a driver's license.**

13 \* **Sec. 3.** AS 28.15.057 is amended by adding new subsections to read:

14 (b) A person authorized to drive a motor vehicle under a provisional driver's  
 15 license issued under AS 28.15.055 may not

16 (1) for the first six months after receiving a provisional driver's license,  
 17 operate a motor vehicle that is carrying any passengers except a passenger who is a  
 18 parent, legal guardian, or a person at least 25 years of age who is licensed to drive the  
 19 type or class of vehicle being used; and

20 (2) operate a motor vehicle between the hours of midnight and 5:00  
 21 a.m., except when the person is

22 (A) accompanied by a parent, legal guardian, or a person at  
 23 least 25 years of age who is licensed to drive the type or class of vehicle being  
 24 used; or

25 (B) driving to or from the person's place of employment and  
 26 the driving is along the most direct available route.

27 (c) A person who violates this section is guilty of an infraction.

28 \* **Sec. 4.** This Act takes effect January 1, 2005.