

**SENATE BILL NO. 255**

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

**BY SENATOR THERRIAULT**

**Introduced: 1/12/04**

**Referred: State Affairs, Judiciary, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to traffic preemption devices."**

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

3 \* **Section 1.** AS 11.56 is amended by adding a new section to read:

4 **Sec. 11.56.825. Unlawful possession or use of traffic preemption device.**

5 (a) A person commits the crime of unlawful possession or use of a traffic preemption  
6 device if the person possesses or uses a traffic preemption device and that person is  
7 not at the time of the possession or use operating an emergency vehicle.

8 (b) This section does not apply to an employee of the state or a municipality  
9 who at the time of the possession or use of a traffic preemption device is authorized to  
10 install, repair, or maintain traffic preemption devices and only uses a device in the  
11 process of installing, repairing, and maintaining the devices.

12 (c) In this section,

13 (1) "emergency vehicle" means a police, fire, or emergency medical  
14 service vehicle that only uses a traffic preemption device when responding to a fire or  
15 other emergency or when transporting a patient to a hospital or clinic or for transfer to

1 another emergency vehicle;

2 (2) "traffic preemption device" means a system that uses infrared light  
3 or other technology on a motor vehicle to transmit a signal to a receiver connected to a  
4 traffic light or other traffic control device for the purpose of giving the vehicle  
5 transmitting the signal the right-of-way by changing the traffic light or control device.

6 (d) Unlawful possession or use of a traffic preemption device is a class A  
7 misdemeanor.