

1 IN THE SENATE

BY

*L. Ramon*

2 SENATE BILL NO. 92

3 IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4 TWENTY-FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Alaska Motor Vehicle  
7 Act (Chapter 124, Session Laws of Alaska,  
8 1951) and Amending Section 1 (3), Section  
9 1 (5), and Section 9, thereof; and declar-  
10 ing an emergency."

11 BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

12 Section 1. Section 1 (3) of Chapter 124, S.L.A., 1951,  
13 is hereby amended to read as follows:

14 (3) "Dealer" shall be taken to mean and include every  
15 person engaged in the business of buying, selling, or ex-  
16 changing vehicles of a type required to be registered here-  
17 under (IN THE TERRITORY) who has an established place of  
18 business and who is duly licensed under the provisions of  
19 the Alaska Business License Act, Ch. 43, S.L.A., 1949, for  
20 such purpose in this Territory.

21 Section 2. Section 1 (5) of Chapter 124, S.L.A., 1951 is  
22 hereby amended to read as follows:

23 (5) "Foreign Vehicle" shall be taken to mean and  
24 include every vehicle not previously registered in Alaska  
25 and of a type required to be registered hereunder brought  
26 into this Territory from another state or country by any  
27 person or dealer except new vehicles brought into the Terri-  
28 tory in the ordinary course of business by or through a  
29 manufacturer or dealer. (AND NOT REGISTERED IN THIS

1 (TERRITORY).

2 Section 3. Section 9 of Chapter 124, S.L.A. 1951, is hereby  
3 amended to read as follows:

4 Section 9. PENALTIES.

5 (1) Operating Vehicles Not Registered or for which  
6 Certificate of Title Has Not Been Issued. Any person who  
7 shall drive or move, or any owner who knowingly shall permit  
8 to be driven or moved, upon any highway in the Territory,  
9 any vehicle required to be registered hereunder which has  
10 not been so registered or for which a certificate of title  
11 has not been issued is guilty of a misdemeanor, and upon  
12 conviction shall be punished by a fine of not more than One  
13 Hundred (\$100.00) Dollars.

14 (2) Fraudulent Applications. Any person who fraudu-  
15 lently uses a false or fictitious name in any application  
16 for the registration of a vehicle or a certificate of title,  
17 or knowingly makes a false statement or knowingly conceals  
18 a material fact or otherwise commits a fraud in any such  
19 application is guilty of a felony, and upon conviction shall  
20 be punished by imprisonment in the penitentiary for not  
21 more than two years, or by a fine of not more than Two Thou-  
22 sand (\$2,000.00) Dollars, or by both such fine and imprison-  
23 ment.

24 (3) False Evidence of Title and Registration. Any  
25 person who (a) alters with fraudulent intent any certificate  
26 of title, registration card, registration plate or permit  
27 issued by the department, (b) forges or counterfeits any  
28 such document or plate purporting to have been issued by  
29 the department, (c) alters or falsifies with fraudulent

1 intent or forges any assignment upon a certificate of title,  
2 or (d) holds or uses any such document or plate knowing the  
3 same to have been altered, forged, or falsified, is guilty  
4 of a felony and upon conviction shall be punished by imprison-  
5 ment in the penitentiary for not more than two years or by a  
6 fine of not more than Two Thousand (\$2,000.00) Dollars, or  
7 by both such fine and imprisonment.

8 (4) (OTHER VIOLATIONS. ANY PERSON WHO VIOLATES ANY  
9 OTHER PROVISION OF THIS ACT SHALL BE GUILTY OF A MISDEMEANOR,  
10 AND UPON CONVICTION THEREOF SHALL BE PUNISHED BY A FINE OF  
11 NOT TO EXCEED \$100.00.) Any owner who removes or causes to  
12 be removed, in any manner, from the Territory any encumbered  
13 vehicle, which is subject to the provisions of this Act, with-  
14 out the written consent of the mortgagee or conditional ven-  
15 dor shall be guilty of a felony and upon conviction shall be  
16 punished by imprisonment in the penitentiary for not more  
17 than 2 years or by a fine of not more than Two Thousand  
18 (\$2,000.00) Dollars, or by both such fine and imprisonment.

19 (5) Any dealer or person who represents a foreign  
20 vehicle to be new and sells or procures the sale of such  
21 foreign vehicle as a new vehicle shall be guilty of a felony  
22 and upon conviction shall be punished by imprisonment in the  
23 penitentiary for not more than two (2) years or by a fine  
24 of not more than Two Thousand (\$2,000.00) Dollars, or by  
25 both such fine and imprisonment.

26 (6) Other Violations. Any person who violates any  
27 other provision of this Act shall be guilty of a misdemeanor,  
28 and upon conviction thereof shall be punished by a fine of  
29 not to exceed \$100.00.

Page 3, line 11, before "Any" insert "Removal of Vehicles from Territory."

Page 3, line , after "(5)" insert "Representations by Dealers as to  
foreign Vehicles."

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Section 7. An emergency is hereby declared to exist, and this Act shall take effect from and after its date of passage and approval.