

Introduced: 2/13/68  
Referred: State Affairs  
and Judiciary

1 IN THE HOUSE

BY STEVENS, GUESS AND BRADY

2 HOUSE BILL NO. 547

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to operation of motor vehicles."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 \* Section 1. AS 28.15.030 is amended by adding a new paragraph to read:

9 (12) who, being under 18 years of age, has been found, in an  
10 adult or a children's legal proceeding in a state court, to have driven  
11 a motor vehicle on a public highway of this state knowing that he did  
12 not have the owner's consent.

13 \* Sec. 2. AS 28.15.040 is amended by adding a new subsection to read:

14 (e) An instruction permit to drive a motor vehicle or a temporary  
15 license to drive a motor vehicle shall not be issued under this section  
16 to a person under 16 years of age who has been found, in an adult or a  
17 children's legal proceeding in a state court, to have driven a motor  
18 vehicle on a public highway of this state knowing that he did not have  
19 the owner's consent.

20 \* Sec. 3. AS 28.15.060 is amended by adding a new subsection to read:

21 (e) An operator's license or instruction permit to drive a motor  
22 vehicle shall not be issued under this section to a person under 18  
23 years of age who has been found, in an adult or a children's legal pro-  
24 ceeding in a state court, to have driven a motor vehicle on a public  
25 highway of this state knowing that he did not have the owner's consent.

26 \* Sec. 4. AS 28.15.190 is amended to read:

27 Sec. 28.15.190. FORWARDING OF SURRENDERED LICENSE OR PERMIT AND  
28 REPORT OF ACTION. (a) A court which revokes, suspends, or limits a  
29 license or instruction permit shall require the surrender of the license

1 or instruction permit, and shall forward it to the department with the  
2 report of its action.

3 (b) A court which convicts a person of an offense, or in a  
4 children's proceeding finds that a person violated a law, described in  
5 this chapter, or any other law of this state or a municipal ordinance  
6 regulating the operation of motor vehicles on highways, but which does  
7 not suspend, limit, or revoke a license or instruction permit shall  
8 send a report of the conviction or finding of violation to the depart-  
9 ment. Convictions for and findings of violations of laws or ordinances  
10 governing standing or parking are not required to be reported.

11 (c) A forfeiture of bail or collateral deposited to secure a  
12 defendant's appearance in court which has not been vacated is equivalent  
13 to a conviction.

14 • Sec. 5. AS 28.15.210 is amended to read:

15 Sec. 28.15.210. MANDATORY REVOCATION OF LICENSE OR INSTRUCTION  
16 PERMIT. (a) The following offenses are grounds for the immediate  
17 revocation of an operator's license or instruction permit:

18 (1) manslaughter or negligent homicide resulting from the  
19 operation of a motor vehicle;

20 (2) a felony in the commission of which a motor vehicle is  
21 used;

22 (3) failure to stop and give aid as required under the laws  
23 of this state when a motor vehicle accident results in the death or  
24 personal injury of another;

25 (4) perjury or the making of a false affidavit or statement  
26 under oath to the department under a law relating to the ownership or  
27 operation of a motor vehicle.

28 (5) a finding in an adult or children's legal proceeding in  
29 a state court that a person under 18 years of age has driven a motor

1 vehicle on a public highway of this state knowing that he did not have  
2 the owner's consent.

3 (b) A court convicting a person of any of the offenses listed in  
4 (a) of this section shall revoke the license unless the court deter-  
5 mines that

6 (1) the person's ability to earn a livelihood would be  
7 severely impaired, and

8 (2) a limitation can be placed on the license which will  
9 enable the person to earn a livelihood without excessive risk of danger  
10 to the public.

11 \* Sec. 6. AS 28.15.240 is amended to read:

12 Sec. 28.15.240. SUSPENDING THE LICENSES OF CHILDREN [JUVENILES].  
13 The privilege given to persons under 18 years of age [JUVENILES] to  
14 operate a motor vehicle under this chapter is subject to suspension in  
15 the same manner and for the same cause as an adult licensed operator.  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29