

Introduced: 1/23/75  
Referred: Commerce

1 IN THE SENATE

BY CHANCE AND SACKETT

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SENATE BILL NO. 49

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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NINTH LEGISLATURE - FIRST SESSION

5

A BILL

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For an Act entitled: "An Act requiring certification of motor vehicle mechanics; and providing for an effective date."

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

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\* Section 1. AS 08 is amended by adding a new chapter to read:

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CHAPTER 67. MOTOR VEHICLE MECHANICS.

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ARTICLE 1. MOTOR VEHICLE MECHANICS CERTIFICATION BOARD.

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Sec. 08.67.010. CREATION AND MEMBERSHIP OF BOARD. (a) There is established the Motor Vehicle Mechanics Certification Board, consisting of seven members appointed by the governor and approved by the legislature.

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(b) The membership shall include

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(1) a vocational instructor of mechanics;

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(2) a person experienced in the operation of a motor

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vehicle mechanic's shop;

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(3) a person experienced in the field of diesel mechanics;

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(4) a person experienced in the field of aviation

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mechanics; and

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(5) a person experienced in the field of automobile

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mechanics.

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Sec. 08.67.020. TERM OF OFFICE. Each member serves a term of three years and until his successor is appointed. The first board shall be appointed with two members serving three-year terms, two members serving four-year terms, and one member serving a five-year term. A board member may not serve more than two full consecutive terms. If

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1 a vacancy occurs on the board due to resignation, death or other cause,  
2 the governor shall appoint a qualified person to serve the unexpired  
3 term in the same manner as original appointments.

4 Sec. 08.67.030. BOARD MEETINGS. The board shall meet as often as  
5 necessary to conduct its business.

6 Sec. 08.67.040. POWERS AND DUTIES OF THE BOARD. The board shall

7 (1) receive applications and issue certificates and renewals;

8 (2) review vocational education programs including those  
9 in public schools for mechanics and determine those which qualify as  
10 approved training programs;

11 (3) evaluate work experience and determine what qualifies  
12 as approved work experience;

13 (4) adopt and amend regulations which are necessary for the  
14 effective functioning of the board; and

15 (5) establish reasonable fees for certification.

16 Sec. 08.67.050. ADMINISTRATIVE DUTIES OF THE DEPARTMENT. The  
17 department shall furnish the board with administrative services,  
18 including collection of fees, issuing receipts, record keeping,  
19 printing and distribution of applications, and keeping a current  
20 register of certificate holders.

21 ARTICLE 2. CERTIFICATION.

22 Sec. 08.67.060. CERTIFICATE REQUIRED. No person may engage in  
23 or be employed as a motor vehicle mechanic without a certificate issued  
24 by the board. Violation of this section is a misdemeanor punishable by  
25 a \$500 fine.

26 Sec. 08.67.070. APPLICATION FOR CERTIFICATE. (a) A person  
27 applying for a motor vehicle mechanic's certificate or renewal of a  
28 certificate shall submit to the board evidence of

29 (1) successful completion of an approved training program;

1 and

2 (2) employment for at least one year in an approved work  
3 experience; or

4 (3) possession of a license or certificate from a state or  
5 territory of the United States or a foreign country, if the require-  
6 ments for the license or certificate possessed are considered by the  
7 board to be equivalent to those in this chapter.

8 (b) Certificates expire five years from the date of certification.  
9 A person wishing to renew his certificate must file an application for  
10 renewal with the board.

11 Sec. 08.67.080. DENIAL, SUSPENSION AND REVOCATION OF CERTIFICATE.

12 (a) The board may deny, suspend or revoke a motor vehicle mechanic's  
13 certificate upon a finding that

14 (1) the application is fraudulent or misleading; or

15 (2) the mechanic is incompetent or is engaged in fraudulent  
16 practices.

17 (b) Notice of a proposed denial, suspension or revocation of a  
18 certificate shall be given in writing, stating the reasons for the  
19 denial, suspension or revocation.

20 ARTICLE 3. GENERAL PROVISIONS.

21 Sec. 08.67.090. DEFINITIONS. In this chapter

22 (1) "board" means the Motor Vehicle Mechanics Certification  
23 Board;

24 (2) "department" means the Department of Commerce;

25 (3) "motor vehicle mechanic" means a person engaged in the  
26 business of, or purported to be in the business of, installing, building,  
27 repairing or maintaining motors or parts of motors in motor vehicles.

28 Sec. 08.67.100. APPLICABILITY OF THE ADMINISTRATIVE PROCEDURE ACT.  
29 The board shall comply with the Administrative Procedure Act (AS 44.62).

1 \* Sec. 2. AS 08.67.010 - 08.6&.050 and AS 08.67.100 in sec. 1 of this  
2 Act take effect immediately in accordance with AS 01.10.070(c).

3 \* Sec. 3. AS 08.67.060 - 08.67.090 in sec. 1 of this Act take effect  
4 January 1, 1979.

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