

Original sponsor: Rules Committee by
request of the Governor

Offered: 5/4/77
Referred: Rules

1 IN THE SENATE

BY THE COMMERCE COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 75

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to motor vehicle title transfer
7 penalties."

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

9 * Section 1. AS 28.10.100 is amended to read:

10 Sec. 28.10.100. GROUNDS FOR REFUSING REGISTRATION. The department
11 may [SHALL] refuse registration, or a transfer of registration, upon any
12 of the following grounds:

13 (1) that the application contains a false or fraudulent
14 statement, or that the applicant has failed to furnish required infor-
15 mation or reasonable additional information requested by the department,
16 or that the applicant is not entitled to the issuance of a certificate
17 of registration of the vehicle;

18 (2) that the department has reasonable ground to believe that
19 the vehicle is a stolen or embezzled vehicle, or that the granting of
20 registration would constitute a fraud against the rightful owner or other
21 person having a lien upon the vehicle;

22 (3) that the registration of the vehicle stands suspended or
23 revoked for any reason provided by law;

24 (4) that the required license and registration taxes have
25 not been paid.

26 * Sec. 2. AS 28.10.310 is amended to read:

27 Sec. 28.10.310. GROUNDS FOR REFUSAL TO ISSUE CERTIFICATE OF TITLE.
28 The department may [SHALL] refuse to issue a certificate of title upon
29 any ground justifying refusal of registration under sec. 100 of this

1 chapter.

2 * Sec. 3. AS 28.10.350(b) is amended to read:

3 (b) The owner shall [MAY] notify the department of the transfer
4 or assignment of his title or interest in the vehicle within 10 days
5 following transfer or assignment. This notification shall constitute
6 a valid transfer under sec. 370 of this chapter. The notice form to
7 be provided by the department shall include the following information:

- 8 (1) name and address of owner;
9 (2) name and address of transferee;
10 (3) date of transfer or assignment;
11 (4) description and license number of vehicle.

12 * Sec. 4. AS 28.10.360 is amended to read:

13 Sec. 28.10.360. NEW OWNER TO SECURE TRANSFERS. The transferee
14 shall present the certificate of registration and certificate of
15 title, properly endorsed, accompanied by a fee of \$5, to the department
16 within 30 days following transfer of ownership, and shall apply for a
17 new certificate of title and obtain a new registration for the vehicle,
18 except as permitted in sec. 390 of this chapter. [THERE IS A \$25
19 PENALTY FOR THE VIOLATION OF THE 30-DAY PROVISION OF THIS SECTION.]

20 * Sec. 5. AS 28.20.050(a) is amended to read:

21 (a) The provisions of this chapter requiring deposit of security
22 and suspension for failure to deposit security apply to the driver and
23 owner of a vehicle subject to registration under the laws of this state
24 which is involved in any manner in an accident in this state resulting
25 in bodily injury to or death of a person or damage to the property of
26 any one person exceeding \$500 [\$200].

27 * Sec. 6. AS 28.20.100(c) is amended to read:

28 (c) If the department evaluates the injuries or damage to a minor
29 in an amount not more than \$500 [\$200], the department may accept, for

1 the purposes of this chapter only, evidence of a release from liability
2 executed by a natural or legal guardian on behalf of the minor without
3 court approval.

4 * Sec. 7. AS 28.35.080(a) and (b) are amended to read:

5 (a) The driver of a vehicle involved in an accident resulting in
6 bodily injury to or death of a person or total property damage to an
7 apparent extent of \$500 [\$100] or more shall immediately by the quickest
8 means of communication give notice of the accident to the local police
9 department if the accident occurs within a municipality, otherwise to
10 the Department of Public Safety.

11 (b) The driver of a vehicle involved in an accident resulting in
12 bodily injury to or death of a person or total property damage to an
13 apparent extent of \$500 [\$100] or more shall, within 10 [TWO] days after
14 the accident, forward a written report of the accident to the Department
15 of Public Safety and to the local police department if the accident
16 occurs within a municipality. No report is required under this subsec-
17 tion if the accident is investigated by a peace officer.