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Referred: Rules

Original sponsors: Rieger, Ringstad,
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1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2

CS FOR HOUSE BILL NO. 535 (Judiciary)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the registration fees for motor
7 vehicles, the insurance requirements for obtaining
8 and maintaining motor vehicle registration, the
9 insurance requirements for motor-driven cycles, and
10 the cancellation of motor vehicle insurance policies;
11 and providing for an effective date."

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

13 * Section 1. AS 28.10.021(a) is amended to read:

14 (a) The owner of a vehicle subject to registration shall apply
15 for registration under this chapter by properly completing the form
16 prescribed by the commissioner under AS 28.05.041. Before the issu-
17 ance of a certificate of registration by the department, the owner
18 shall

19 (1) pay all registration fees and taxes required under this
20 chapter and federal heavy vehicle use taxes required under 26 U.S.C.
21 4481 (Internal Revenue Code of 1954);

22 (2) unless the owner qualifies as a self-insurer under
23 AS 28.20.400 or the vehicle is a motor-driven cycle, provide evidence
24 satisfactory to the department of the existence of a motor vehicle
25 liability policy that complies with AS 28.22.010 for the vehicle being
26 registered; and

27 (3) [SHALL] comply with [ANY] other applicable statutes and
28 regulations.

29 * Sec. 2. AS 28.10.041(a) is amended to read:

- 1 (a) The department may refuse to register a vehicle if
- 2 (1) the application contains a false or fraudulent state-
- 3 ment;
- 4 (2) the applicant fails to furnish information required by
- 5 the department;
- 6 (3) the applicant is not entitled to the issuance of a
- 7 certificate of title or registration under this chapter;
- 8 (4) the vehicle is determined to be mechanically unsafe to
- 9 be driven or moved on a highway, vehicular way or area, or other
- 10 public property in the [THIS] state;
- 11 (5) the department has reasonable grounds to believe that
- 12 the vehicle was stolen or fraudulently acquired or that the granting
- 13 of registration would be a fraud against the rightful owner or other
- 14 person having a valid lien upon the vehicle;
- 15 (6) the registration of the vehicle has been suspended or
- 16 revoked for any reason under the laws of the [THIS] state;
- 17 (7) the required fees or taxes have not been paid;
- 18 (8) the vehicle or applicant fails to comply with this
- 19 chapter or regulations authorized by this section;
- 20 (9) the vehicle is without a certificate of inspection
- 21 required under AS 28.32.010;
- 22 (10) the vehicle is subject to a state-approved local
- 23 emission inspection program adopted by municipal ordinance under
- 24 AS 46.03.210, and the vehicle does not meet the standards of that
- 25 program, unless the vehicle uses a fuel source that does not primarily
- 26 emit carbon monoxide;
- 27 (11) the applicant fails to provide evidence satisfactory
- 28 to the department of the existence of a motor vehicle liability policy
- 29 that complies with AS 28.22.010 for the vehicle being registered,

1 unless the owner of the vehicle qualifies as a self-insurer under
2 AS 28.20.400 or the vehicle is a motor-driven cycle.

3 * Sec. 3. AS 28.10.051 is amended by adding a new subsection to read:

4 (b) Unless the owner qualifies as a self-insurer under AS 28.-
5 20.400 or the vehicle is a motor-driven cycle, the department may
6 suspend or revoke the registration of a vehicle that is not insured by
7 a motor vehicle liability policy that complies with AS 28.22.010.

8 * Sec. 4. AS 28.10.111 is amended by adding a new subsection to read:

9 (c) Unless the owner of the vehicle qualifies as a self-insurer
10 under AS 28.20.400 or the vehicle is a motor-driven cycle, the depart-
11 ment may not renew the registration of a vehicle without receiving
12 evidence satisfactory to the department that the vehicle is insured by
13 a motor vehicle liability policy that complies with AS 28.22.010.

14 * Sec. 5. AS 28.10 is amended by adding a new section to read:

15 Sec. 28.10.115. NOTIFICATION OF CANCELLATION. An insurer shall
16 notify the department within 10 days after the cancellation of a motor
17 vehicle liability policy issued by the insurer for a vehicle that is
18 registered under this chapter, unless the vehicle is a motor-driven
19 cycle.

20 * Sec. 6. AS 28.10.421(b) is amended to read:

21 (b) The annual registration fees under this subsection are
22 imposed within the following classifications for:

23 (1) a passenger vehicle or motor home not used or main-
24 tained for the transportation of persons or property for hire or for
25 other commercial use \$31 [\$30];

26 (2) a pick-up truck or a van not exceeding 6,000 pounds
27 unladen weight and not used or maintained for the transportation of
28 persons or property for hire or for other commercial use .. \$36 [\$35];

29 (3) a taxicab \$66 [\$65];

- 1 (4) a motor bus with a seating capacity for 20 or more
2 persons and used exclusively for commercial purposes in the trans-
3 porting of visitors or tourists \$81 [\$80];
4 (5) a motorcycle or a motor-driven cycle . . . \$16 [\$15];
5 (6) a two- or four-wheeled trailer not used or maintained
6 for the transportation of persons or property for hire or for other
7 commercial use, including, but not limited to, a boat trailer, baggage
8 trailer, box trailer, utility trailer or house trailer \$5.

9 * Sec. 7. AS 28.10.421(c) is amended to read:

10 (c) The annual registration fees under this subsection are
11 imposed and are based upon the actual unladen weight as established by
12 the manufacturer's advertised weight or upon the actual weight that
13 [WHICH] the owner shall furnish, subject to the approval of the com-
14 missioner or the commissioner's representative, for a vehicle, includ-
15 ing a motor vehicle pulling a trailer or semi-trailer, used or main-
16 tained for the transportation of passengers for hire, excepting taxi-
17 cabs and buses under (b) of this section, or for the transportation of
18 property for hire or for other commercial use, including a commercial
19 vehicle such as a trailer, semi-trailer, truck, wrecker, tow car,
20 hearse, ambulance, and tractor, as follows:

- 21 (1) up to and including 5,000 pounds \$46 [\$45];
22 (2) more than 5,000 pounds to and including 12,000 pounds
23 \$81 [\$80];
24 (3) more than 12,000 pounds to and including 18,000 pounds
25 \$151 [\$150];
26 (4) more than 18,000 pounds \$216 [\$215].

27 * Sec. 8. AS 28.10.421(d) is amended to read:

28 (d) The special registration fees under this subsection are
29 imposed annually, unless otherwise specified, for:

- 1 (1) an historic vehicle (one time only upon initial regis-
- 2 tration under AS 28.10.181) \$10;
- 3 (2) special request plates \$20;
- 4 plus the fee required for that vehicle under (b)(1) or (2) of this
- 5 section; the fee required by this paragraph shall be collected only on
- 6 the first issuance and on the replacement of special request plates;
- 7 (3) a vehicle owned by a disabled veteran or other handi-
- 8 capped person, and registered under AS 28.10.181 or a resident 65
- 9 years of age or older who complies with AS 28.10.411(c) none;
- 10 (4) a vehicle owned by the state none;
- 11 (5) a vehicle owned by an elected state official
- 12 the fee required for that vehicle under (b) of this section;
- 13 (6) a vehicle owned by a consular officer, unless waived
- 14 under AS 28.10.181 \$31 [\$30];
- 15 (7) a vehicle owned by a rancher, farmer, or person engaged
- 16 in the dairy business [DAIRYMAN] and registered under AS 28.10.181
- 17 \$31 [\$30];
- 18 (8) a snowmobile or off-highway vehicle \$5;
- 19 (9) an amateur mobile radio station vehicle,
- 20 (A) with a transceiver capable of less than five-band
- 21 [5-BAND] operation the fee required for that vehi-
- 22 cle under (b) or (c) of this section;
- 23 (B) in recognition of service to the public: a mobile
- 24 amateur radio station owned by an amateur with general class or
- 25 higher license, provided the station must be satisfactorily
- 26 proved capable of operating on at least five bands between 160
- 27 through 10 meters, must have an antenna, and must have a power
- 28 supply and wiring as a permanent part of the vehicle; the trans-
- 29 mitting unit may be removed from the car for service or dry

1 storage none
2 for a mobile amateur radio station vehicle included in (b)(1) or
3 (2) of this section;
4 (10) dealer registration plates,
5 (A) the initial set of plates \$41 [\$40];
6 (B) each subsequent set of plates \$21 [\$20];
7 (11) a vehicle owned by a municipality or charitable organi-
8 zation meeting the requirements of AS 28.10.181(c) \$6 [\$5];
9 (12) an occasional use vehicle under AS 28.10.181(k)
10 \$16 [\$15];
11 (13) a vehicle owned by a former prisoner of war . . none.
12 * Sec. 9. AS 28.22 is amended by adding a new section to read:
13 Sec. 28.22.520. EXEMPTION FOR MOTOR-DRIVEN CYCLES. This chapter
14 does not apply to motor-driven cycles.
15 * Sec. 10. This Act takes effect July 1, 1987.