

Offered: 2/18/88
Referred: Rules

5-0137N

Original sponsor: Abood

1 IN THE SENATE BY THE FINANCE COMMITTEE
2 CS FOR SENATE BILL NO. 3 (Finance)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FIFTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act relating to motor vehicle registration and
7 registration plates; and providing for an effective
8 date."
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
10 * Section 1. AS 28.10.051 is amended to read:
11 Sec. 28.10.051. DEPARTMENT MAY SUSPEND OR REVOKE REGISTRATION.
12 The department may suspend or revoke the registration of a vehicle,
13 the certificate of registration or a registration plate [PLATES] for a
14 vehicle, or a special permit when
15 (1) the department determines that the registration or
16 certificate, plate, or permit was fraudulently procured or erroneously
17 issued;
18 (2) the department determines that a registered vehicle is
19 mechanically unsafe to be driven or moved on a highway, vehicular way
20 or area, or other public property in this state and the vehicle has
21 been seized or impounded under AS 28.05.091;
22 (3) a registered vehicle has been scrapped, dismantled or
23 destroyed beyond repair;
24 (4) the department determines that a required fee or tax
25 has not been paid and the fee or tax is not paid upon reasonable
26 notice and demand;
27 (5) a registration plate, permit, or certificate is know-
28 ingly displayed upon a vehicle other than the vehicle for which is-
29 sued;

1 (6) the department determines that the owner of a vehicle
2 has committed an offense under this chapter involving the registration
3 or the certificate, plate, or permit to be suspended or revoked;

4 (7) the vehicle has been reported to the department as
5 stolen or unlawfully converted; or

6 (8) the department is otherwise required to do so under the
7 laws of this state.

8 * Sec. 2. AS 28.10.091 is amended to read:

9 Sec. 28.10.091. LOST OR MUTILATED CERTIFICATE [CERTIFICATES] OF
10 REGISTRATION OR REGISTRATION PLATE [PLATES]. If a certificate of
11 registration or a registration plate is lost, stolen, mutilated or
12 becomes illegible, the owner or legal representative or successor in
13 interest of the owner of the vehicle for which the certificate or
14 plate was issued as shown by the records of the department shall,
15 immediately upon discovering the fact, apply for a duplicate or sub-
16 stitute certificate of registration or registration plate and shall
17 return to the department all parts of the original certificate of
18 registration or the registration plate [PLATES] that the applicant
19 possesses.

20 * Sec. 3. AS 28.10.108(g) is amended to read:

21 (g) The department shall issue to the registered owner, upon
22 receipt of the proper application and fees, a registration plate, tab
23 [PLATES, TABS] and registration form displaying the month and year in
24 which the registration expires.

25 * Sec. 4. AS 28.10.108(h) is amended to read:

26 (h) The department shall mail notice of registration expiration
27 to the registered owner of record at the owner's mailing address as
28 shown in the records of the department. An owner of a vehicle subject
29 to registration who has received notice under this subsection may

1 renew registration of the vehicle by returning the notice form, to-
2 gether with appropriate fees, to the department by mail postmarked no
3 later than the fifth day of the registration renewal period shown upon
4 the vehicle's current registration or notice form. Upon receipt of a
5 timely postmarked registration renewal and the appropriate fees and
6 taxes, the department shall renew the registration and mail the cur-
7 rent registration card and registration plate or tab [PLATES OR TABS]
8 to the owner at the owner's mailing address as shown in the depart-
9 ment's records.

10 * Sec. 5. AS 28.10.111(b) is amended to read:

11 (b) The department may receive an application for the renewal of
12 vehicle registration and issue a new certificate of registration at
13 any time before the expiration of the annual registration as pre-
14 scribed in regulations adopted by the commissioner. Nothing in this
15 section prevents the commissioner from providing for multi-year regis-
16 tration; however, a person may not display the new registration plate
17 [PLATES] on a vehicle before a date which may be set by the commis-
18 sioner.

19 * Sec. 6. AS 28.10.161(a) is amended to read:

20 (a) The [EXCEPT AS PROVIDED IN AS 28.10.181(i), THE] department,
21 upon registering a vehicle, shall issue the owner one fully reflector-
22 ized registration plate for the [A TRAILER OR A MOTORCYCLE AND TWO
23 FULLY REFLECTORIZED REGISTRATION PLATES FOR EVERY OTHER] vehicle.
24 Except as specifically provided in AS 28.10.181, the plate must [OR
25 PLATES SHALL] remain with the vehicle as long as the vehicle is sub-
26 ject to registration under this chapter.

27 * Sec. 7. AS 28.10.171(b) is amended to read:

28 (b) Every registration plate issued under this chapter shall be
29 securely fastened to the rear of the vehicle to which it is assigned,

1 with the upper edge of the plate horizontal, at a height of not less
2 than 12 inches from the ground measuring from the bottom of the plate,
3 and maintained in a location and condition so as to be clearly legible.
4 However, when considered necessary to insure legibility, the
5 commissioner may provide by regulation for another method of installation.
6

7 * Sec. 8. AS 28.10.181(a) is amended to read:

8 (a) The department shall register unique and special vehicles
9 and vehicles used for special purposes and issue registration plates
10 as provided in this section. Notwithstanding other provisions of this
11 chapter, a registration plate [PLATES] issued under this section
12 remains [REMAIN] with the person or organization to whom it was [THEY
13 ARE] issued when vehicle ownership is transferred or title or interest
14 in the vehicle is assigned, except for a plate [PLATES] issued under
15 (b), (h), and (i) of this section. A registration plate [REGISTRATION
16 PLATES] issued under this section may not be used on, or transferred
17 to, a vehicle other than the vehicle for which the plate was [PLATES
18 ARE] issued without the approval of the department and payment of any
19 required fees and taxes prescribed in AS 28.10.421(d), 28.10.431 and
20 28.10.441; however, if a plate [THE PLATES] issued under (c), (f), or
21 [AND] (j) of this section is [ARE] transferred to a vehicle for which
22 the registration fee is more than the fee for the vehicle from which
23 the plate was [PLATES ARE] transferred, the owner shall pay the difference
24 between the two fees. A registration plate [REGISTRATION
25 PLATES] issued under this section to which a person is no longer
26 entitled or a plate that has been transferred [THE TRANSFER OF THE
27 PLATES] to another vehicle which the department does not approve shall
28 be returned immediately to the department by the person or organization
29 to whom the plate was [PLATES WERE] originally issued.

1 * Sec. 9. AS 28.10.181(b) is amended to read:

2 (b) Historic vehicles. The owner of an historic vehicle may
3 make application for special registration under this subsection. The
4 department, when satisfied that the vehicle meets the requirements for
5 historic vehicle registration under regulations adopted by the commis-
6 sioner, shall register the vehicle and issue a [TWO] permanent regis-
7 tration plate [PLATES] of distinctive design and color bearing no
8 date. This plate must [THESE PLATES] remain with the vehicle as long
9 as it is registered under this subsection. A vehicle [VEHICLES]
10 qualifying for registration under this subsection shall be issued a
11 registration plate [PLATES] numbered in a separate numerical series
12 beginning with "Historic Vehicle No. 1."

13 * Sec. 10. AS 28.10.181(c) is amended to read:

14 (c) Special request plate [PLATES]. Upon application by the
15 owner of a passenger vehicle, noncommercial van or pick-up truck, or
16 motor home, the department may design and issue a registration plate
17 [PLATES] containing a series of not more than six letters or numbers
18 or combination of letters and numbers as requested by the owner. The
19 department may, in its discretion, disapprove the issuance of a regis-
20 tration plate [PLATES] under this subsection when the requested sym-
21 bols are a duplication of an existing registration or when the symbols
22 are considered unacceptable by the department.

23 * Sec. 11. AS 28.10.181(f) is amended to read:

24 (f) Vehicles owned by elected state officials. The department
25 shall issue a special registration plate [PLATES] to each incumbent
26 elected state official for display on a noncommercial motor vehicle
27 [VEHICLES] owned and driven by the official. The department shall
28 number or design the plate [PLATES] so that registration by an elected
29 state official is indicated upon the plate [PLATES]. The registration

1 plate [PLATES] issued under this subsection remains [REMAIN] with the
2 owner of the vehicle only during the official's term of office.

3 * Sec. 12. AS 28.10.181(g) is amended to read:

4 (g) Vehicles owned by consular officers of foreign governments.
5 A vehicle owned by a consular officer of a foreign government shall be
6 issued a registration plate [PLATES] displaying the title "consular
7 corps" or "cc." However, the commissioner may waive the registration
8 of consular vehicles and the payment of fees and taxes when consistent
9 with international treaties or agreements.

10 * Sec. 13. AS 28.10.181(h) is amended to read:

11 (h) Vehicles owned by ranchers, farmers, and dairymen. A vehi-
12 cle not exceeding an unladen total gross weight of 16,000 pounds,
13 owned by a person deriving the person's primary source of livelihood
14 from the operation of a ranch, farm, or dairy where the person resides
15 full-time, and which vehicle is used exclusively to transport the
16 person's own ranch, farm, or dairy products to and from the market or
17 to transport supplies, commodities or equipment to be used on the
18 person's ranch, farm, or dairy, may be registered under this sub-
19 section and may be issued a registration plate [PLATES] of a distinc-
20 tive design or system of numbering.

21 * Sec. 14. AS 28.10.181(i) is amended to read:

22 (i) Amateur mobile radio station vehicles. A validly licensed
23 amateur radio operator who presents satisfactory proof that the owner
24 holds an unexpired Federal Communications Commission amateur radio
25 operator's license of any renewable class, and who presents satisfac-
26 tory proof that the vehicle contains or carries an amateur radio
27 transmitter and receiving unit of a type applicable to the license
28 class applied for, and who is permitted by law to operate a fixed
29 station, may register one amateur mobile radio station vehicle for

1 each radio license issued by the federal government and may receive
2 for the vehicle a distinctive registration plate [PLATES INSTEAD OF
3 REGULAR REGISTRATION PLATES]. The number on the plate [PLATES] shall
4 be the radio call sign of the owner.

5 * Sec. 15. AS 28.10.181(j) is amended to read:

6 (j) Vehicles owned by dealers. A state-registered and bonded
7 vehicle dealer may apply for dealer registration plates. A plate
8 issued under this subsection may be used only on dealer-owned vehicles
9 during the routine and normal course of the dealer's business, exclud-
10 ing service vehicles, or for transporting an unregistered vehicle from
11 a port of entry to the dealer's facilities or from one dealer to
12 another or, in the case of a house trailer, from the retail facility
13 to a trailer space. If the dealer sells or transfers the vehicle, the
14 dealer plate [PLATES] may be used on the vehicle by the new owner or
15 transferee for a period of not more than five days after the sale or
16 transfer. The department may seize the dealer plate [PLATES] if it has
17 reason to believe that the plate is [PLATES ARE] being used to defeat
18 the purposes of, or is [ARE] in violation of, this chapter.

19 * Sec. 16. AS 28.10.181(1) is amended to read:

20 (1) Vehicles owned by former prisoners of war. The department,
21 upon receipt of written proof, may issue without charge a special
22 registration plate [PLATES] for one noncommercial motor vehicle to a
23 person who has been a prisoner of war during a declared war or other
24 conflict, as determined by the Department of Defense under federal
25 regulations. The design and color of the prisoner of war plate
26 [PLATES] shall be solely within the discretion of the commissioner.

27 * Sec. 17. AS 28.10.181(m) is amended to read:

28 (m) Special request plate [PLATES] for Alaska National Guard
29 personnel. Upon application by the owner of a passenger vehicle,

1 noncommercial van or pick-up truck, or motor home who presents satis-
2 factory proof of current membership in the Alaska National Guard, the
3 department may design and issue a registration plate [PLATES] that
4 identifies [IDENTIFY] the vehicle as registered to a member of the
5 Alaska National Guard. The owner shall return the registration plate
6 [PLATES] to the department within 10 days following discharge from the
7 Alaska National Guard.

8 * Sec. 18. AS 28.10.271(a) is amended to read:

9 (a) When the owner of a registered vehicle transfers or assigns
10 the owner's title or interest in the vehicle, the registration of the
11 vehicle expires; however, the registration plate remains [PLATES
12 REMAIN] on the vehicle except as otherwise provided in AS 28.10.181.

13 * Sec. 19. AS 28.10.281(b) is amended to read:

14 (b) A vehicle transferred to a dealer may not be driven unless
15 it is re-registered under this chapter or is driven under a dealer
16 registration plate [PLATES] issued under AS 28.10.181(j).

17 * Sec. 20. AS 28.10.331 is amended to read:

18 Sec. 28.10.331. DEPARTMENT TO ISSUE NEW CERTIFICATES OF TITLE
19 AND REGISTRATION. The department, upon receipt of the certificate of
20 title properly endorsed, the certificate of registration, the regis-
21 tration plate [PLATES], if any, the application for new title and
22 registration and all required fees and taxes, shall issue a certifi-
23 cate of title and a certificate of registration to the transferee or
24 the lienholder lawfully entitled to the certificates.

25 * Sec. 21. AS 28.10.351 is amended to read:

26 Sec. 28.10.351. DISMANTLING OR WRECKING VEHICLE. A person who
27 dismantles, scraps, or destroys a registered vehicle shall immediately
28 forward to the department the certificates of title and registration
29 and the registration plate [PLATES] for the vehicle.

1 * Sec. 22. AS 28.10.421(d)(10) is amended to read:
2 (10) dealer registration plate [PLATES],
3 (A) an [THE] initial plate [SET OF PLATES] . . . \$45;
4 (B) each subsequent plate [SET OF PLATES]. . . \$25;

5 * Sec. 23. AS 28.10.441 is amended to read:
6 Sec. 28.10.441. SCHEDULE OF OTHER FEES AND CHARGES. The follow-
7 ing fees and charges are imposed by the department for the stated
8 services which it provides:

- 9 (1) title fee (including transfer of title)..... \$ 5;
- 10 (2) lien filing fee..... \$ 5;
- 11 (3) replacement of any registration plate [SET], including
12 a special request plate [PLATES] \$ 5;
- 13 (4) duplicate of original certificate of title..... \$ 5;
- 14 (5) duplicate of certificate of registration..... \$ 2;
- 15 (6) temporary preregistration permit issued under AS 28.-
16 10.031 none;
- 17 (7) special transport permit issued under AS 28.10.151 ...
18 \$ 5;
- 19 (8) special permit for vehicle used for transport of dis-
20 abled or handicapped person as provided in AS 28.10.215..... none.

21 * Sec. 24. AS 28.10.461 is amended to read:
22 Sec. 28.10.461. DRIVING VEHICLE WITHOUT EVIDENCE OF REGISTRA-
23 TION. Except as otherwise expressly permitted in this chapter, a
24 person may not drive or move, nor may an owner knowingly permit to be
25 driven or moved, on a highway or vehicular way or area, a vehicle
26 required to be registered under this chapter unless a valid registra-
27 tion plate, decal, or permit [PLATES, DECALS OR PERMITS] for the
28 current registration period is [ARE] attached to and displayed on the
29 vehicle in the manner required by this chapter, and unless a valid

1 certificate of registration for the current registration period is
2 carried, as required by this chapter, in the vehicle and is available
3 for inspection by a peace officer or an authorized representative of
4 the department.

5 * Sec. 25. AS 28.10.171(a) is repealed.

6 * Sec. 26. This Act takes effect January 1, 1989.