

**SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 34  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
EIGHTEENTH LEGISLATURE - FIRST SESSION**

**BY REPRESENTATIVE MENARD BY REQUEST**

**Introduced: 2/22/93**

**Referred: Community & Regional Affairs, State Affairs, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to a registration tax and a certificate of title for a snow  
2 vehicle; relating to municipal taxation of a snow vehicle; and providing for an  
3 effective date."

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

5 \* Section 1. AS 05.30 is amended by adding a new section to read:

6           Sec. 05.30.035. REGISTRATION TAX. (a) A municipality may elect, by  
7 passage of an appropriate ordinance, to impose a snow vehicle registration tax. The  
8 registration tax may be imposed only on a snow vehicle required to be registered under  
9 this chapter that is owned by an individual who resides in the municipality or, if the  
10 snow vehicle is not owned by an individual, the tax situs of which is located within  
11 the municipality. A municipality that elects to impose a registration tax shall notify  
12 the Department of Public Safety and may not rescind the tax for a period of one year.  
13 Notice required under this subsection must be filed with the department at least six  
14 months before the effective date of the registration tax.

1 (b) The registration tax is based on the age of the snow vehicle as determined  
2 under the following schedule:

3 Tax According to Age of Vehicle Since Model Year:

4	1st	2nd	3rd	4th	5th	6th	7th	8th
5	\$8	\$7	\$6	\$5	\$4	\$3	\$2	\$2.

6 (c) The registration tax shall be administered in the same manner as provided  
7 for registration fees under AS 28.10. Only one registration tax a year may be collected  
8 for a snow vehicle.

9 (d) The Department of Public Safety shall refund money collected under this  
10 section, less five percent as collection costs, to a municipality for which the money  
11 was collected, as determined by (1) the address of residence of an individual required  
12 to pay the tax, or (2) the tax situs of the snow vehicle if the vehicle is not owned by  
13 an individual. For the first year in which the tax is levied within a municipality, the  
14 department may retain actual costs of collection of the tax within the municipality as  
15 determined by the department.

16 (e) In this section, "tax situs" means the location at which the snow vehicle  
17 is usually, normally, or regularly kept or used.

18 \* Sec. 2. AS 28.10.201(a) is amended to read:

19 (a) Except as otherwise provided in (b) of this section or in AS 28.10.131 and  
20 28.10.141, every owner of a vehicle subject to registration in this state and every  
21 owner of a snow vehicle shall apply for a certificate of title under this chapter.

22 \* Sec. 3. AS 28.10.201(b) is amended to read:

23 (b) The owner of a vehicle described in AS 28.10.011 as being exempt from  
24 registration and the owner of an [A SNOWMOBILE OR] off-highway vehicle may not  
25 apply for, nor may the department issue, a certificate of title for such a vehicle.  
26 However, the department may issue a certificate of title to the owner of a vehicle  
27 exempt from registration under AS 28.10.011(3), (6), (7), (11), or (12) only upon  
28 application by that owner.

29 \* Sec. 4. AS 28.10.216(a) is amended to read:

30 (a) When the department is not satisfied as to the ownership of a vehicle or  
31 believes that there may be undisclosed security interests in it, the department may

1 register the vehicle but shall either  
2 (1) withhold issuance of a certificate of title until the applicant presents  
3 documents sufficient to satisfy the department  
4 (A) as to the ownership of the vehicle by applicant, and  
5 (B) that there are no undisclosed security interests in the  
6 vehicle; or  
7 (2) require the applicant, except for an applicant registering a snow  
8 vehicle, as a condition of the issuance of a certificate of title, to file with the  
9 department either  
10 (A) a bond in the form prescribed by the department and  
11 executed by the applicant, or  
12 (B) a deposit of cash.

13 \* Sec. 5. AS 29.45.030(a) is amended to read:  
14 (a) The following property is exempt from general taxation:  
15 (1) municipal property, including property held by a public corporation  
16 of a municipality, or state property, except that  
17 (A) a private leasehold, contract, or other interest in the  
18 property is taxable to the extent of the interest;  
19 (B) notwithstanding any other provision of law, property  
20 acquired by an agency, corporation, or other entity of the state through  
21 foreclosure or deed in lieu of foreclosure and retained as an investment of a  
22 state entity is taxable; this subparagraph does not apply to federal land granted  
23 to the University of Alaska under AS 14.40.380 or 14.40.390, or to other land  
24 granted to the university by the state to replace land that had been granted  
25 under AS 14.40.380 or 14.40.390;  
26 (C) an ownership interest of a municipality in real property  
27 located outside the municipality acquired after December 31, 1990, is taxable  
28 by another municipality; however, a borough may not tax an interest in real  
29 property located in the borough and owned by a city in that borough;  
30 (2) household furniture and personal effects of members of a  
31 household;

- 1                   (3) property used exclusively for nonprofit religious, charitable,  
2 cemetery, hospital, or educational purposes;
- 3                   (4) property of a nonbusiness organization composed entirely of persons  
4 with 90 days or more of active service in the armed forces of the United States whose  
5 conditions of service and separation were other than dishonorable, or the property of  
6 an auxiliary of that organization;
- 7                   (5) money on deposit;
- 8                   (6) the real property of certain residents of the state to the extent and  
9 subject to the conditions provided in (e) of this section;
- 10                  (7) real property or an interest in real property that is exempt from  
11 taxation under 43 U.S.C. 1620(d), as amended;
- 12                  (8) property of a political subdivision, agency, corporation, or other  
13 entity of the United States to the extent required by federal law; except that a private  
14 leasehold, contract, or other interest in the property is taxable to the extent of that  
15 interest;
- 16                  (9) natural resources in place including coal, ore bodies, mineral  
17 deposits, and other proven and unproven deposits of valuable materials laid down by  
18 natural processes, unharvested aquatic plants and animals, and timber;
- 19                  (10) snow vehicles registered as required by AS 05.30.010.

20 \* Sec. 6. This Act takes effect July 1, 1993.