

CS FOR HOUSE BILL NO. 179(L&C)
IN THE LEGISLATURE OF THE STATE OF ALASKA
EIGHTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

Offered: 3/17/93
Referred: Finance

Sponsor(s): HOUSE LABOR AND COMMERCE COMMITTEE

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to motor vehicles and mobile homes: and providing for an
2 effective date."

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

4 * Section 1. AS 28.10.071(a) is amended to read:

5 (a) The department shall review each application for registration received and,
6 when satisfied that it is correct, register the vehicle and keep a record of the
7 registration in suitable books, index cards, or electronic or photographic recording and
8 storage media, or in any combination of them. The [RECORD IS REFERRED TO AS
9 THE "VEHICLE REGISTER" AND THE] vehicles are referred to as "registered
10 vehicles." The department may compile a record of the number and types of vehicles
11 registered in this state and may make statistical data available to the public for a fee
12 as prescribed in regulations adopted by the commissioner. The department may also
13 provide vehicle registration lists to the public for a fee, but only as an electronic
14 service or product under AS 09.25.115. The commissioner may prescribe, by

1 regulation, fees relating to the provision of vehicle registration lists.

2 * Sec. 2. AS 28.10.071(c) is amended to read:

3 (c) The department shall keep a record of the registrations of vehicles used in
4 law enforcement work when secrecy is necessary. This record is separate from the
5 record [VEHICLE REGISTER] required by (a) of this section and may be disclosed
6 only to and upon the request of the chief peace officer of a municipality, a state
7 trooper district commander, the chief federal law enforcement officer assigned to the
8 state, or to a court upon an appropriate order.

9 * Sec. 3. AS 28.10.181(c) is amended to read:

10 (c) Special request plates. Upon application by the owner of a passenger
11 vehicle, motorcycle, noncommercial van or pick-up truck, or motor home, the
12 department shall design and issue registration plates containing a series of not more
13 than six letters or numbers or combination of letters and numbers as requested by the
14 owner. The department may, in its discretion, disapprove the issuance of registration
15 plates under this subsection when the requested symbols are a duplication of an
16 existing registration or when the symbols are considered unacceptable by the
17 department. The department may also design and issue special registration plates
18 depicting Alaska plant life, fish, wildlife, geography, history, or other depictions
19 of the state.

20 * Sec. 4. AS 28.10.181(d) is repealed and reenacted to read:

21 (d) Vehicles owned by disabled veterans, including persons disabled in the line
22 of duty while serving in the Alaska Territorial Guard, or other persons with disabilities.
23 Upon the request of a person with a disability that limits or impairs the ability to walk,
24 as defined in 23 C.F.R. 1235.2, the department shall

25 (1) register one passenger vehicle in the name of the person without
26 charge; and

27 (2) issue a specially designed registration plate that displays

28 (A) recognition of the disabled veteran if the applicant's
29 disability originated from the applicant's service with the Alaska Territorial
30 Guard or the armed forces of the United States; or

31 (B) the standard symbol of disability (the wheelchair logo).

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

2 (j) Vehicles owned by dealers. A state-registered and bonded vehicle dealer
3 may apply for dealer registration plates. A plate issued under this subsection may be
4 used only on dealer-owned vehicles during the routine and normal course of the
5 dealer's business, excluding service vehicles, or for transporting an unregistered vehicle
6 from a port of entry to the dealer's facilities or from one dealer to another or, in the
7 case of a house trailer, from the retail facility to a trailer space. A vehicle permitted
8 to have dealer plates must be affixed with two plates issued under this subsection.
9 If the dealer sells or transfers the vehicle, the dealer plates may be used on the vehicle
10 by the new owner or transferee for a period of not more than five days after the sale
11 or transfer. The department may seize the dealer plates if it has reason to believe that
12 the plates are being used to defeat the purposes of, or are in violation of, this chapter.

13 * Sec. 6. AS 28.10.201(b) is amended to read:

14 (b) The owner of a vehicle described in AS 28.10.011 as being exempt from
15 registration and the owner of a snowmobile or off-highway vehicle may not apply for,
16 nor may the department issue, a certificate of title for such a vehicle. However, the
17 department may issue a certificate of title to the owner of a vehicle exempt from
18 registration under AS 28.10.011(3), (6), (7), or (11) [. OR (12)] only upon application
19 by that owner.

20 * Sec. 7. AS 28.10.411(f) is amended to read:

21 (f) A resident 65 years of age or older on January 1 of the year the vehicle is
22 registered is entitled to an exemption once each calendar year from the registration
23 fee required under this section for one motor vehicle subject to registration under
24 AS 28.10.421(b)(1), (2), (5), or (6). An exemption may not be granted except upon
25 written application for the exemption on a form prescribed by the department.

26 * Sec. 8. AS 28.10.421(a) is amended to read:

27 (a) Unless otherwise provided by law,
28 (1) the fees prescribed in this section shall be paid to the department
29 at the times provided under AS 28.10.108 and 28.10.111; and.
30 (2) an additional fee of \$10 shall be added to the registration fee
31 set out in this section for registration not conducted by mail; the department may

1 waive this additional fee for a good cause based on criteria established in
 2 regulations adopted by the department.

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

4 (c) The annual registration fees under this subsection are imposed and are
 5 based upon the actual unladen weight as established by the manufacturer's advertised
 6 weight or upon the actual weight which the owner shall furnish, subject to the approval
 7 of the commissioner or the commissioner's representative, for a vehicle, including a
 8 motor vehicle pulling a trailer or semi-trailer, that is registered in the name of a
 9 company or business, or is used or maintained for the transportation of passengers
 10 for hire, excepting taxicabs and buses under (b) of this section, or for the transportation
 11 of property for hire or for other commercial purposes [USE], including [A
 12 COMMERCIAL VEHICLE SUCH AS] a trailer, semi-trailer, truck, wrecker, tow car,
 13 hearse, ambulance, and tractor, as follows:

- 14 (1) up to and including 5,000 pounds \$51;
- 15 (2) more than 5,000 pounds to and including 12,000 pounds . . \$86;
- 16 (3) more than 12,000 pounds to and including 18,000 pounds \$156;
- 17 (4) more than 18,000 pounds \$221.

18 * Sec. 10. AS 28.10.431(b) is amended to read:

19 (b) The tax is levied upon motor vehicles subject to the license tax under
 20 AS 28.10.411 and 28.10.421 [, NOT INCLUDING MOBILE HOMES.] and is based
 21 upon the age of vehicles as determined by model year according to the following
 22 schedule:

		Tax According to Age of Vehicle Since Model Year							
		1st	2nd	3rd	4th	5th	6th	7th	8th
		or over							
26	Motor Vehicle								
27	(1) motorcycle	<u>\$ 11</u>	<u>\$ 9</u>	<u>\$ 8</u>	<u>\$ 7</u>	<u>\$ 5</u>	<u>\$ 4</u>	<u>\$ 3</u>	<u>\$ 3</u>
28		[\$ 8]	[\$ 7]	[\$ 6]	[\$ 5]	[\$ 4]	[\$ 3]	[\$ 2]	[\$ 2]
29	(2) vehicles speci-	<u>81</u>	<u>68</u>	<u>54</u>	<u>41</u>	<u>27</u>	<u>20</u>	<u>14</u>	<u>7</u>
30	fied in AS 28.10.-	[60]	[50]	[40]	[30]	[20]	[15]	[10]	[5]
31	421(b)(1)								

1	(3) vehicles speci-	<u>81</u>	<u>68</u>	<u>54</u>	<u>41</u>	<u>27</u>	<u>20</u>	<u>14</u>	<u>7</u>
2	fied in AS 28.10.-	[60]	[50]	[40]	[30]	[20]	[15]	[10]	[5]
3	421(b)(3)								
4	(4) vehicles speci-								
5	fied in AS 28.10.-								
6	421(c)(1) - (4)								
7	5,000 pounds or	<u>81</u>	<u>68</u>	<u>54</u>	<u>41</u>	<u>27</u>	<u>20</u>	<u>14</u>	<u>7</u>
8	less	[60]	[50]	[40]	[30]	[20]	[15]	[10]	[5]
9	5,001 - 12,000	<u>135</u>	<u>108</u>	<u>81</u>	<u>68</u>	<u>54</u>	<u>41</u>	<u>27</u>	<u>14</u>
10	pounds	[100]	[80]	[60]	[50]	[40]	[30]	[20]	[10]
11	12,001 - 18,000	<u>203</u>	<u>162</u>	<u>135</u>	<u>108</u>	<u>81</u>	<u>54</u>	<u>41</u>	<u>27</u>
12	pounds	[150]	[120]	[100]	[80]	[60]	[40]	[30]	[20]
13	18,001 pounds	<u>270</u>	<u>216</u>	<u>176</u>	<u>135</u>	<u>108</u>	<u>81</u>	<u>54</u>	<u>27</u>
14	or over	[200]	[160]	[130]	[100]	[80]	[60]	[40]	[20]
15	(5) vehicles speci-	<u>135</u>	<u>108</u>	<u>81</u>	<u>68</u>	<u>54</u>	<u>41</u>	<u>27</u>	<u>14</u>
16	fied in AS 28.10.-	[100]	[80]	[60]	[50]	[40]	[30]	[20]	[10]
17	421(b)(4)								
18	(6) vehicles speci-	<u>11</u>	<u>9</u>	<u>8</u>	<u>7</u>	<u>5</u>	<u>4</u>	<u>3</u>	<u>3</u>
19	fied in AS 28.10.-	[8]	[7]	[6]	[5]	[4]	[3]	[2]	[2]
20	421(b)(6)								
21	(7) vehicles speci-	<u>81</u>	<u>68</u>	<u>54</u>	<u>41</u>	<u>27</u>	<u>20</u>	<u>14</u>	<u>7</u>
22	fied in AS 28.10.-	[60]	[50]	[40]	[30]	[20]	[15]	[10]	[5]
23	421(d)(9)								
24	(8) vehicles speci-	<u>81</u>	<u>68</u>	<u>54</u>	<u>41</u>	<u>27</u>	<u>20</u>	<u>14</u>	<u>7</u>
25	fied in AS 28.10.-	[60]	[50]	[40]	[30]	[20]	[15]	[10]	[5]
26	421(b)(2)								
27	(9) vehicles eligible	<u>54</u>							
28	for dealer plates	[40]							
29	under AS 28.10.-								
30	421(d)(10).								

31 * Sec. 11. AS 28.10.431(b) is repealed and reenacted to read:

(b) The tax is levied upon motor vehicles subject to the license tax under AS 28.10.411 and 28.10.421 and is based upon the age of vehicles as determined by model year according to the following schedule:

Tax According to Age of Vehicle Since Model Year

	1st	2nd	3rd	4th	5th	6th	7th	8th or over
Motor Vehicle								
(1) motorcycle	\$ 14	\$ 12	\$ 10	\$ 9	\$ 7	\$ 5	\$ 3	\$ 3
(2) vehicles specified in AS 28.10.421(b)(1)	102	85	68	51	34	26	17	9
(3) vehicles specified in AS 28.10.421(b)(3)	102	85	68	51	34	26	17	9
(4) vehicles specified in AS 28.10.421(c)(1) - (4)								
5,000 pounds or less	102	85	68	51	34	26	17	9
5,001 - 12,000 pounds	170	136	102	85	68	51	34	17
12,001 - 18,000 pounds	255	204	170	136	102	68	51	34
18,001 pounds or over	340	272	221	170	136	102	68	51
(5) vehicles specified in AS 28.10.421(b)(4)	170	136	102	85	68	51	34	17
(6) vehicles specified in AS 28.10.421(b)(6)	14	12	10	9	7	5	3	3
(7) vehicles specified in AS 28.10.421(d)(9)	102	85	68	51	34	26	17	9
(8) vehicles specified in AS 28.10.421(b)(2)	102	85	68	51	34	26	17	9
(9) vehicles eligible for dealer plates under AS 28.10.421(d)(10).	68							

* Sec. 12. AS 28.10.431(e) is amended to read:

(e) The department shall refund money collected under this section, less eight

1 [FIVE] percent as collection costs, to a municipality for which the money was
2 collected, as determined by (1) the address of residence of an individual required to
3 pay the tax, or (2) the situs of the vehicle if the vehicle is not owned by an individual;
4 the tax situs is the location at which the motor vehicle is usually, normally, or
5 regularly kept or used. For the first year in which the tax is levied within a
6 municipality, the department may retain actual costs of collection of the tax within the
7 municipality as determined by the department.

8 * Sec. 13. AS 28.10.431 is amended by adding a new subsection to read:

9 (j) The Department of Labor shall adjust the schedule under (b) of this section
10 every three years to reflect changes in the transportation new vehicle segment of the
11 Consumer Price Index for all urban consumers for all items compiled by the Bureau
12 of Labor Statistics, United States Department of Labor for the second half of the
13 preceding calendar year. The semiannual index for the second half of 1994 is the
14 reference base index. The Department of Labor shall round each scheduled amount
15 adjusted under this subsection to the nearest dollar. The Department of Community
16 and Regional Affairs shall provide the revised schedule to each municipality in the
17 state that imposes a tax under this section and to the Department of Public Safety, and
18 shall make the schedule available to the public by February 28th of each year in which
19 the schedule is revised. A tax imposed under an adjusted schedule takes effect on
20 July 1 of the year in which the schedule is adjusted.

21 * Sec. 14. AS 28.10.495(c) is amended to read:

22 (c) Proof of disablement or medical handicap, for the purpose of this section,
23 shall be the same as that required for the purposes of [PROVIDED AS SPECIFIED
24 IN] AS 28.10.181(d).

25 * Sec. 15. AS 28.40.100(a)(21) is amended to read:

26 (21) "vehicle" means a device in, upon, or by which a person or
27 property may be transported or drawn upon or immediately over a highway or
28 vehicular way or area; "vehicle" does not include

29 (A) [EXCEPT] devices used exclusively upon stationary rails
30 or tracks;

31 (B) mobile homes;

1 * **Sec. 16.** AS 28.10.011(12), 28.10.181(k), 28.10.421(d)(12), and AS 28.22.011(a)(3) are
2 repealed.

3 * **Sec. 17.** Sections 1 - 9 and 14 - 16 this Act take effect July 1, 1993.

4 * **Sec. 18.** Sections 10 and 12 of this Act take effect January 1, 1994.

5 * **Sec. 19.** Section 11 of this Act takes effect January 1, 1995.

6 * **Sec. 20.** Section 13 of this Act takes effect January 1, 1998.