

COMMITTEE REPORT

HOUSE

(11)

FURTHER:

5/4/82

(Taken from rules and referred to Finance 5/4/82)

Date:

5/5/82

Mr. Speaker:

The Committee on Finance has had SSSSS 69 (Jud)

"An Act relating to potential consequences of the assessment of driver's desert points."

under consideration and reports it back as follows:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for SSSSS 69 (Jud) same title new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

CHAIRMAN

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST
Bill/Resolution No. House CS for CS for SS for SB 69 (Judiciary)
Title An Act relating to the operation of motor vehicles and to the
Requested by Senator Stimson Date 4-6-82

II. FISCAL DETAIL
Agency Affected Department of Public Safety
Program Category Affected Life and Property Protection
BRU, Program, Or Subprogram(s) Affected Driver/Vehicle Services
(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL		9.4	18.7	28.0	28.0	28.0
400 COMMODITIES		.2	.3	.4	.4	.4
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		9.6	19.0	28.4	28.4	28.4

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND		9.6	19.0	28.4	28.4	28.4
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

It is estimated an additional 6,080 individuals will be required to maintain proof of financial responsibility for the future in FY 83. Those individuals, plus 6,000 more in FY 84, for a total of 12,080, and an additional 6,000 in FY 85, for a total of 18,080. In FY 86, it is estimated the number of individuals required to file the proof for the first time will be approximately the same as those no longer required to file because their three years have elapsed, therefore, no additional increase.

It has been our experience an average of one notice per individual, each year, will have to be mailed out due to notification from an insurance company that an individual's insurance is being cancelled for non-payment of premium, failure to renew, etc. For legal purposes our notice must be sent via certified mail, return receipt requested, at the cost of \$1.55 each.

FY83 6,080 x \$1.55 = \$9,424;
FY84 12,080 x \$1.55 = \$18,724
FY85 18,080 x \$1.55 = \$28,024

Commodities: Miscellaneous office supplies, including paper, envelopes, etc.

IV. DATE April 6, 1982 PREPARED BY Bill Brown

AGENCY Public Safety/Motor Vehicles

Original: Legislative Finance PHONE 465-4335

cc: Budget and Management
Prime Sponsor (First Legislator Named)

Original sponsor: Stimson

Offered: 4/7/82
Referred: Rules

1 IN THE SENATE BY THE JUDICIARY COMMITTEE
2 HOUSE CS FOR CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 69 (Judiciary)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 TWELFTH LEGISLATURE -- SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the operation of motor vehicles and
7 to the Motor Vehicle Safety Responsibility Act (AS 28.-
8 20)."

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

10 * Section 1. AS 28.15.231 is amended by adding a new subsection to read:

11 (f) Upon conviction of a violation of a traffic law that results
12 in a driver accumulating six or more points from offenses committed
13 during any consecutive 12-month period or nine or more points from
14 offenses committed during any 24-month period, on request of the depart-
15 ment the court may, in addition to any other penalty authorized by law,
16 require the driver to successfully complete a driver improvement course
17 approved by the department within a period of time prescribed by the
18 court. The department may suspend, revoke, or deny the driver's license
19 of a person who fails to successfully complete the driver improvement
20 course required by the court under this section within the prescribed
21 time period.

22 * Sec. 2. AS 28.15 is amended by adding a new section to read:

23 Sec. 28.15.255. PROOF OF FINANCIAL RESPONSIBILITY REQUIRED. (a)
24 The department may not reinstate a driver's license that has been revoked
25 or suspended under AS 28.15.221 - 28.15.261 until the person whose
26 license has been revoked or suspended provides proof of financial respon-
27 sibility for the future.

28 (b) If a driver accumulates six or more points during a 12-month
29 period, the department may require the driver to provide proof of finan-

1 cial responsibility for the future as a condition of retaining his
2 driver's license, and may suspend the driver's license until proof of
3 financial responsibility is provided.

4 (c) As used in this section, the term "proof of financial respon-
5 sibility for the future" has the meaning set out in AS 28.20.230(b) and
6 may be established as provided in AS 28.20.

7 * Sec. 3. AS 28.20.050 is amended by adding a new subsection to read:

8 (e) A peace officer investigating an accident that results in
9 bodily injury to or the death of a person or damage to the property of a
10 person exceeding \$500 shall inform persons involved in the accident in
11 writing of the requirements of this chapter as they apply to suspension
12 of an operator's license or driving privileges.

13 * Sec. 4. AS 28.20.120(b) is amended to read:

14 (b) If proof of financial responsibility is provided and to [TO]
15 the extent provided by the written agreement filed with it, the depart-
16 ment shall not require the deposit of security and shall terminate a
17 previous order of suspension, or if security was deposited, the depart-
18 ment shall immediately return the security to the depositor or his
19 personal representative.

20 * Sec. 5. AS 28.20.150(a) is amended to read:

21 (a) Unless a suspension is terminated under other provisions of
22 this chapter, an order of suspension by the department remains in effect
23 until terminated and no license may be renewed or issued to a person
24 whose license is suspended until proof of financial responsibility for
25 the future is provided and

26 (1) the person deposits or there is deposited on his behalf
27 the security required under this chapter; or

28 (2) three years elapse [ONE YEAR ELAPSES] following the date
29 of suspension [AND EVIDENCE SATISFACTORY TO THE DEPARTMENT IS FILED WITH

1 IT THAT DURING THE PERIOD NO ACTION FOR DAMAGES ARISING OUT OF THE
2 ACCIDENT RESULTING IN THE SUSPENSION HAS BEEN INSTITUTED].

3 * Sec. 6. AS 28.20.210(a) is amended to read:

4 (a) Upon the expiration of two years [ONE YEAR] from the date of
5 deposit of security, the security remaining on deposit shall be returned
6 to the person who made the deposit or his personal representative if an
7 affidavit or other evidence satisfactory to the department is filed with
8 it showing that

9 (1) no action for damages arising out of the accident for
10 which deposit was made is pending against the person on whose behalf the
11 deposit was made, and

12 (2) there does not exist any unpaid judgment against the
13 person in an action.

14 * Sec. 7. AS 28.20.240 is amended to read:

15 Sec. 28.20.240. PROOF REQUIRED WHEN USE OF LICENSE IS RESTRICTED
16 [UPON CERTAIN CONVICTIONS]. Whenever under a law of this state the
17 license of a person is suspended, [OR] revoked, limited, or canceled for
18 any reason [CONVICTION OR FORFEITURE OF BAIL], the department may [SHALL]
19 not issue to that person a new or renewal of license in his name until
20 permitted to do so under the motor vehicle laws of this state. A period
21 of suspension, revocation, limitation, or cancellation under this sec-
22 tion continues until proof of financial responsibility for the future
23 is provided [, AND NEED NOT DO SO THEN UNTIL THE PERSON GIVES PROOF OF
24 FINANCIAL RESPONSIBILITY FOR THE FUTURE].

25 * Sec. 8. AS 28.20 is amended by adding a new section to read:

26 Sec. 28.20.585. REINSTATEMENT FEE. If an operator's license is
27 suspended under the provisions of this chapter, the department shall
28 charge a person who applies for reinstatement of the operator's license
29 a reinstatement fee of \$50.

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* Sec. 9. AS 28.20.150(b) is repealed.

Original sponsor: Stimson

Offered: 4/7/82
Referred: Rules

1 IN THE SENATE BY THE JUDICIARY COMMITTEE
2 HOUSE CS FOR CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 69 (Judiciary)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

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7 to the Motor Vehicle Safety Responsibility Act (AS 28.-
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15 ment the court may, in addition to any other penalty authorized by law,
16 require the driver to successfully complete a driver improvement course
17 approved by the department within a period of time prescribed by the
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29 period, the department may require the driver to provide proof of finan-

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TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SSSB 69 "An Act making a driver improvement course mandatory for
 Title certain drivers who receive driving demerit points
 Requested by HESS Date 3-5-81

II. FISCAL DETAIL

Agency Affected Department of Public Safety
 Program Category Affected Life and Property Protection
 BRU, Program, or Subprogram(s) Affected Driver/Vehicle Services (Driver Services)
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)
EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES		23.1	24.9	26.9	29.1	31.4
200 TRAVEL						
300 CONTRACTUAL		2.4	2.6	2.8	3.0	3.3
400 COMMODITIES						
500 EQUIPMENT		1.8				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	0	27.3	27.5	29.7	32.1	34.7

FUNDING (Thousands of Dollars)

	0	27.3	27.5	29.7	32.1	34.7
GENERAL FUND	0	27.3	27.5	29.7	32.1	34.7
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	1	1	1	1	1
FULL TIME	1	1	1	1	1
PART TIME					
TEMPORARY					

Assume effective date of 7/1/81

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

In FY 80 15,883 individuals reached the point level which will require a D.I. course. Additional correspondence, hearings, and records will be required to monitor and enforce new program. Present staff would be unable to handle the increase. Therefore, one new clerical position needed to handle increase.

PERSONAL SERVICES - FY'82 Salary Schedule - 8% inflation factor

1 clerk typist III, Range 8, 12 mos., Gen. Govt., Anchorage \$23,089

CONTRACTUAL 8% inflation factor

Postage 2,000
 Forms printing 362
 \$2,362

EQUIPMENT (Typewriter, desk, chair, file cabinet and table) \$1,806

IV. DATE March 6, 1981 PREPARED BY Bill Brown
 AGENCY Division of Motor Vehicles
 PHONE 465-4335

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

Original sponsor: Stimson

Offered: 5/8/81
Referred: Rules

1 IN THE SENATE BY THE JUDICIARY COMMITTEE

2 CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 69 (Judiciary)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

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