

HB

199

Introduced: 2/15/85  
Referred: Transportation and Judiciary

BY TAYLOR  
BY REQUEST

1 IN THE HOUSE

2

HOUSE BILL NO. 199

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to motor vehicles."

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

8 \* Section 1. AS 28.40.100(a)(9) is amended to read:

9

(9) "motor-driven cycle" means a ~~motor~~ cycle, motor scooter,

10

motorized bicycle, moped, or similar conveyance with a motor attached

11

and having an engine with less than 50 [150] cubic centimeters of

12

displacement or with not to exceed two [FIVE] brake-horsepower;

Introduced: 2/5/85  
Referred: State Affairs

1 IN THE SENATE  
2 SENATE BILL NO. 130  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 FOURTEENTH LEGISLATURE - FIRST SESSION  
5 A BILL  
6 For an Act entitled: "An Act relating to a new definition for 'motor-  
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12 having an engine with less than 150 cubic centimeters of displacement  
13 and not more than [OR WITH NOT TO EXCEED] five brake-horsepower;

BY ABOOD

Offered: 3/6/85  
Referred: Rules

Original sponsor: Abood

1 IN THE SENATE  
2 CS FOR SENATE BILL NO. 130 (State Affairs)  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
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12 having an engine with 50 or less [THAN 150] cubic centimeters of  
13 displacement [OR WITH NOT TO EXCEED FIVE BRAKE-HORSEPOWER];

BY THE STATE AFFAIRS COMMITTEE

1) The CS deletes 150 cc and replaces it with 50 cc. It also deletes the five brake-horse-  
power phrase.

2) The vote on the Senate floor for the CS for SB 130: 18 yeas; 1 nay; 1 excused.

3) CSSB 130 differs from HB 199: \*

HB 199 adds "moped"

HB 199: "less than 50" cc.

HB 199: "or with not to exceed two  
[FIVE] brake-horsepower; "

4) HB 199 is in Rules Committee (House).

CSSB 130: "50 or less" cc.  
CSSB 130: Deletes: [OR WITH NOT TO EXCEED  
FIVE BRAKE-HORSEPOWER]"

\* ATTACHMENT: HB 199 & CSSB 130  
(side-by-side)

Office: 3/6/85  
Referred: Rules

Original sponsor: Abood

1 IN THE SENATE BY THE STATE AFFAIRS COMMITTEE  
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Referred: Transportation and Judiciary

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- ° HOUSE BILL 199
- ° MEASURE HISTORY (FROM ALECSYS)
- ° INFORMATION FROM THE 14TH LEGISLATIVE JOURNAL (FROM ALECSYS)

\* \* \* \* \*

- ° CS FOR SB 130
- ° SB 130
- ° SENATE CALENDAR OF 7 MARCH 1985
- ° MEASURE HISTORY (FROM ALECSYS)
- ° INFORMATION FROM THE 14TH LEGISLATIVE JOURNAL (FROM ALECSYS) INCLUDING THE NAMES OF THE SENATORS WHO VOTED FOR AND AGAINST THE BILL.

Introduced: 2/15/85  
Referred: Transportation and Judiciary

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12 displacement or with not to exceed two [FIVE] brake-horsepower;

AN ACT RELATING TO MOTOR VEHICLES.

PRIME SPONSOR: TAYLOR  
CO-SPONSORS:

BY REQ

CURRENT STATUS: (H) RLS

DATE		PAGE	ACTION
02/15/85	(H)	361	READ THE FIRST TIME
02/27/85	(H)	454	TRSP RPT 4DP 1NR
02/27/85	(H)	454	FISCAL NOTE ZERO
03/06/85	(H)	527	JUD REFERRAL WAIVED TO RULES RULES

HB0199 -POO DOCUMENT= 1 OF 5 PAGE = 1 OF 1  
BILL = HB0199  
CHAMBER = H  
DATE = 02/15/85  
PAGE = 00361  
YEAR = 85

BILL HB0199  
PAGE 00361  
DATE 02/15/85  
CHAMBER HOUSE

TEXT HOUSE BILL NO. 199 by Taylor by request, entitled:

"An Act relating to motor vehicles."  
was read the first time and referred to the Transportation  
and Judiciary Committees.

END OF DOCUMENT

BILL = HB0199  
CHAMBER = H  
DATE = 02/27/85  
PAGE = 00454  
YEAR = 85

BILL HB0199  
PAGE 00454  
DATE 02/27/85  
CHAMBER HOUSE

TEXT The Transportation Committee has considered HOUSE BILL NO. 199 (motor vehicles) and reports it back as follows: Cato (Chairman), Pignalberi, Furnace and Shultz recommend do pass. Marrou has no recommendation. A zero fiscal note was attached. HB 199 was referred to the Judiciary Committee.  
END OF DOCUMENT

BILL = HB0199  
CHAMBER = H  
DATE = 03/06/85  
PAGE = 00527  
YEAR = 85

BILL HB0199  
PAGE 00527  
DATE 03/06/85  
CHAMBER HHOUSE

TEXT The Speaker waived the Judiciary Committee referral on HHOUSE BILL NO. 199 (relating to motor vehicles) at the request of the Chairman.  
HB 199 was sent to the Rules Committee for placement on the calendar.

R0601 \* END OF DOCUMENTS IN LIST - ENTER RETURN OR ANOTHER COMMAND.

Offered: 3/6/85  
Referred: Rules

Original sponsor: Abood

1 IN THE SENATE BY THE STATE AFFAIRS COMMITTEE  
2 CS FOR SENATE BILL NO. 130 (State Affairs)  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
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FOURTEENTH LEGISLATURE - FIRST SESSION

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and not more than [OR WITH NOT TO EXCEED] five brake-horsepower;



AN ACT RELATING TO A NEW DEFINITION FOR 'MOTOR-DRIVEN CYCLE'.

PRIME SPONSOR: ABOOD  
CO-SPONSORS:

CURRENT STATUS: TRANSMITTED TO (H)

DATE		PAGE	ACTION
02/05/85	(S)	221	READ THE FIRST TIME
03/06/85	(S)	474	SA RPT CS 3 DP, 1 NR
03/07/85	(S)	484	RLS RPT CALENDAR TODAY
03/07/85	(S)	485	READ THE SECOND TIME
03/07/85	(S)	485	SA CS ADOPTED UNAN CONSENT
03/07/85	(S)	485	ADVANCED TO THIRD READING UNAN CONSENT
03/07/85	(S)	485	READ THE THIRD TIME CSSB 130 SA
03/07/85	(S)	485	PASSED Y18 N1 X1
03/07/85	(S)	486	TRANSMITTED TO (H)

SBO130 -POO DOCUMENT= 2 OF 6 PAGE = 1 OF 1

BILL = SBO130

CHAMBER = S

DATE = 02/05/85

PAGE = 00221

YEAR = 85

BILL SBO130

PAGE 00221

DATE 02/05/85

CHAMBER SENATE

TEXT SENATE BILL NO. 130 by Senator Abood, entitled:

"An Act relating to a new definition for

'motor-driven cycle'."

was read the first time and referred to the State Affairs  
Committee.

END OF DOCUMENT

BILL = SB0130  
CHAMBER = S  
DATE = 03/06/85  
PAGE = 00474  
YEAR = 85

BILL SB0130  
PAGE 00474  
DATE 03/06/85  
CHAMBER SENATE

TEXT The State Affairs Committee considered SENATE BILL NO. 130 (new definition for "motor-driven cycle") and recommended it be replaced with

CS FOR SENATE BILL NO. 130 (SA)  
with a majority do pass. The report was signed by Senator Abood, Chairman and concurred in by Senators DeVries and Kelly. Senator Ray signed "no recommendation".

SENATE BILL NO. 130 was referred to the Rules Committee.

END OF DOCUMENT

BILL = SB0130  
CHAMBER = S  
DATE = 03/07/85  
PAGE = 00484  
YEAR = 85

BILL SB0130  
PAGE 00484  
DATE 03/07/85  
CHAMBER SENATE

TEXT The Rules Committee considered SENATE BILL NO. 130 (new definition for "motor-driven cycle") and recommended calendar March 7. The report was signed by Senator Kelly, Chairman and concurred in by Senators Bennett and Coghill.  
SENATE BILL NO. 130 appears on today's calendar.

END OF DOCUMENT

SB0130 -POO DOCUMENT= 1 OF 1 PAGE = 1 OF 2

BILL = SB0130  
CHAMBER = S  
DATE = 03/07/85  
PAGE = 00485  
YEAR = 85

BILL SB0130  
PAGE 00485  
DATE 03/07/85  
CHAMBER SENATE

TEXT SENATE BILL NO. 130 (new definition for "motor-driven cycle") was read the second time.

Senator Abood moved and asked unanimous consent for the adoption of the State Affairs Committee Substitute offered on page 474. Without objection §CS FOR SENATE BILL NO. 130 (SA) ¶ was adopted.

CS FOR SENATE BILL NO. 130 (SA) was read the second time.

Senator Halford moved and asked unanimous consent that CS FOR SENATE BILL NO. 130 (SA) be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SB0130 -POO DOCUMENT= 1 OF 1 PAGE = 2 OF 2

CS FOR SENATE BILL NO. 130 (SA) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 130 (SA) (new definition for 'motor-driven cycle') pass the Senate?"

The roll was taken with the following result:

CSSB 130 SA 3RD

Yeas: 18 Abood, Bennett, Coghill, DeVries,  
Eliason, Fahrenkamp, Faiks,  
Ferguson, Fischer Paul, Josephson,  
Kelly, Kerttula, Ray, Rodey,  
Sackett, Sturgulewski, Zharoff,  
Ziegler

Nays: 1 Halford

Excused: 1 Fischer Vic

and so, CS FOR SENATE BILL NO. 130 (SA) passed the Senate and was referred to the Secretary for engrossment.

R0601 \* END OF DOCUMENTS IN LIST - ENTER RETURN OR ANOTHER COMMAND.

BILL = SB0130  
CHAMBER = S  
DATE = 03/07/85  
PAGE = 00486  
YEAR = 85

BILL SB0130  
PAGE 00486  
DATE 03/07/85

CHAMBER SENATE

TEXT §CS FOR SENATE BILL NO. 130 (SA) ¶was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

R0601 \* END OF DOCUMENTS IN LIST - ENTER RETURN OR ANOTHER COMMAND.

# STATE OF ALASKA

DEPARTMENT OF PUBLIC SAFETY

OFFICE OF THE COMMISSIONER

BILL SHEFFIELD, GOVERNOR

POUCH N  
JUNEAU, ALASKA 99811  
PHONE: 465-4322

January 30, 1985

The Honorable Robin L. Taylor  
Alaska State Legislature  
Pouch V  
Juneau, AK 99811

Dear Representative Taylor:

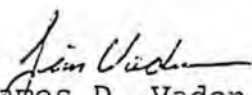
Attached is a recommendation from Director John Lucking concerning moped licenses.

This recommendation will allow companies to rent mopeds to licensed drivers; which is what we believe your intent was.

At the same time, it will allow us to maintain various classes of licenses which we feel are important to public safety. The Administration has requested that we begin to develop testing criteria for heavy commercial vehicle drivers. As you can see from the attached memorandum, our motorcycle testing has reduced fatal motorcycle accidents.

If we can be of further assistance, please let me know.

Sincerely,

  
James D. Vaden  
Deputy Commissioner

# MEMORANDUM

# State of Alaska

to: James D. Vaden  
Deputy Commissioner  
Department of Public Safety

DATE: January 23, 1985

THRU: John H. Lucking, Director  
Division of Motor Vehicles *JHL*  
*CPH*  
FROM: Charles R. Hosack, Deputy Director  
Division of Motor Vehicles  
Department of Public Safety

FILE NO:

TELEPHONE NO: 269-5551

SUBJECT: Moped Operator Licenses

I have reviewed the file and the draft bill from Representative Robin Taylor on "Moped Operator Licenses". The draft bill would completely eliminate the classified license so that the basic license would allow a person to drive any vehicle, including motorcycles and mopeds. For a number of reasons this division would oppose the elimination of the classified licensing system, but I do have a proposal that would address Representative Taylor's concerns as well as correct some problems with the current licensing statutes.

There is a definite need for a classified licensing system based on safety issues. The safe operation of two-wheeled vehicles requires different skills and knowledge than those which apply to four-wheeled vehicles and most states recognize this fact. In 1984, 46 states required either a motorcycle license or endorsement and this type of license is strongly supported by the Motorcycle Safety Foundation. The effectiveness of this type of licensing can be seen in Alaska's experience. During the time that the classified licenses have been in effect the number of fatal motorcycle accidents has decreased from 20 in 1978 to 8 in 1982. While not all of this is due solely to the motorcycle license, that program has had a major effect on these numbers.

The same safety rationale is not as strong when applied to mopeds. The moped is generally limited to engines of 50 cc or less and many states also limit the maximum speed to 35 mph and the horsepower to 2 BHP. With these limitations the use of the moped is somewhat restricted and the chances for accidents and injuries are reduced. This is the reason that many states allow the operation of mopeds with only a basic license.

Alaska does not issue a "moped license" but we do issue a permit for operation of a motor-driven cycle. The original intent of this permit was to allow 14 and 15 year old drivers to operate low-powered two-wheeled vehicles. The motor-driven cycle was defined as a vehicle with an engine of less than 150 cc or 5 BHP. With current technology these engines are no longer low-powered and it is possible to operate up to and even exceed the maximum legal speed of 55 mph. I do not believe this type of operation is in keeping with the original intent

of the law. In accident statistics over the last 5 years 14 and 15 year old drivers have been involved in over 10% of the motorcycle accidents while this same age group is less than 1% of the total number of licensed motorcycle operators.

To address this safety concern and Representative Taylor's concern, I would propose that the definition of "motor-driven cycle" in Alaska Statute 28.35.260(a)(9) be changed to read:

(9) "motor-driven cycle means a motorcycle, motor scooter, motorized bicycle, moped, or similar conveyance with a motor attached and having an engine with less than 50 [150] cubic centimeters of displacement or with not to exceed 2 [5] brake-horse power.

At the same time the division would amend 13 AAC 08.150(b)(1) to read:

(1) Class A license - motor-driven cycles, cars buses, trucks, and towed vehicles.

This proposal would bring Alaska in line with most other states by allowing operation of mopeds on a regular license and, at the same time, reduce the size of bike that could be driven by the younger drivers. It also has the added benefit of preserving the classified license system so that the division can react quickly to changing safety needs by adding other classes such as commercial vehicles if the situation arises. This type of change would only require changing regulations rather than changing statutes.

There would be no fiscal impact with this proposal. The only negative aspect would be the impact on those 14 and 15 year old drivers who have a cycle larger than 50 cc. There are currently only 146 licensed drivers in that age group, so the impact would be fairly small.

DEPARTMENT OF PUBLIC SAFETY  
COMMISSIONER'S OFFICE  
Juneau, Alaska

JAN 28 1985

COMMITTEE REPORT  
HOUSE

2/27

(7)

FURTHER: JUDICIARY

2/15/85

Date: 27 FEB. 1985

Mr. Speaker:

The Committee on TRANSPORTATION has had HB 199

"An Act relating to motor vehicles."

under consideration and reports it back as follows:

- do pass [ ] do not pass
- [ ] do pass with attached amendments(s)
- [ ] replace with CS for \_\_\_\_\_ [ ] same title [ ] new title
- and recommends \_\_\_\_\_
- [ ] AND attaches a "Letter of Intent" [ ] New Fiscal Note [X] Zero Fiscal Note Attached
- [ ] reports it back without recommendation
- [ ] referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

Mr. [Signature]

Mr. [Signature]

[Signature]

[Signature]

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

[Signature]

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

[Signature]

CHAIRMAN

BILL SHEFFIELD, GOVERNOR

STATE OF ALASKA  
DEPARTMENT OF PUBLIC SAFETY

OFFICE OF THE COMMISSIONER

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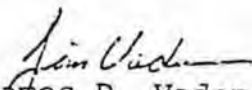
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This recommendation will allow companies to rent mopeds to licensed drivers; which is what we believe your intent was.

At the same time, it will allow us to maintain various classes of licenses which we feel are important to public safety. The Administration has requested that we begin to develop testing criteria for heavy commercial vehicle drivers. As you can see from the attached memorandum, our motorcycle testing has reduced fatal motorcycle accidents.

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At the same time the division would amend 13 AAC 08.150(b)(1) to read:

(1) Class A license - motor-driven cycles, cars, buses, trucks, and towed vehicles.

This proposal would bring Alaska in line with most other states by allowing operation of mopeds on a regular license, at the same time, reduce the size of bike that could be driven by the younger drivers. It also has the added benefit of preserving the classified license system so that the division can react quickly to changing safety needs by adding other classes such as commercial vehicles if the situation arises. This type of change would only require changing regulations rather than changing statutes.

There would be no fiscal impact with this proposal. The only negative aspect would be the impact on those 14 and 15 year old drivers who have a cycle larger than 50 cc. There are currently only 146 licensed drivers in that age group, so the impact would be fairly small.

DEPARTMENT OF PUBLIC SAFETY  
COMMISSIONER'S OFFICE  
Juneau, Alaska

JAN 28 1985

INTRODUCTION. FIRST READING AND REFERENCE  
OF HOUSE BILLS

HB 198

HOUSE BILL NO. 198 by Goll, entitled:

"An Act relating to municipal assistance for certain municipalities organized under federal law; and providing for an effective date."

was read the first time and referred to the Community & Regional Affairs, Judiciary and Finance Committees.

HB 199

HOUSE BILL NO. 199 by Taylor by request, entitled:

"An Act relating to motor vehicles."

was read the first time and referred to the Transportation and Judiciary Committees.

HB 200

HOUSE BILL NO. 200 by Taylor, Pearce, Hanley, Collins, Uehling, Pettyjohn, Jenkins and Furnace, entitled:

"An Act providing for election of a state treasurer; establishing the treasurer's powers and duties; repealing the legislative audit division; and providing for an effective date."

was read the first time and referred to the Judiciary and Finance Committees.

HB 201

HOUSE BILL NO. 201 by Taylor and Sund, entitled:

"An Act making a special appropriation to the Department of Transportation and Public Facilities to provide weekly summer Marine Highway service to Hyder; and providing for an effective date."

was read the first time and referred to the Transportation and Finance Committees.

mailed by registered or certified mail to the last known address of the addressee as shown in the department's records, is considered delivered upon return of the receipt or upon return of the notice as undeliverable, unclaimed, or refused. (Eff. 12/31/69, Reg. 31; am 7/23/70, Reg. 35; am 1/26/79, Reg. 69)

Authority: AS 28.05.121  
AS 28.20.020  
AS 28.20.090

**13 AAC 08.110. PROOF OF FINANCIAL RESPONSIBILITY FOR THE FUTURE.** The department will require proof of financial responsibility for the future in the following cases, in addition to those specifically required by statute:

(1) the driver or owner of a vehicle subject to registration in this state involved in an accident resulting in death, injury, or property damage in excess of \$500 to the property of any one person, if in the department's opinion there is a reasonable possibility that the driver or owner would be held liable for damages by a court;

(2) a person who, as a result of a conviction or forfeiture of bail for offenses under AS 28.15.181, has his operator's license suspended or revoked;

(3) a person who is convicted or forfeits bail on a charge of driving while his license is suspended, revoked, or cancelled;

(4) a person who fails to satisfy a judgment arising from a motor vehicle accident which occurred either in or outside this state. (Eff. 1/26/79, Reg. 69)

Authority: AS 28.20.020 AS 28.20.260  
AS 28.20.230 AS 28.20.330  
AS 28.20.240 AS 28.20.340

**ARTICLE 3.  
CLASSIFIED DRIVER'S LICENSES**

**Section**

- 140. Unlawful use of classified license
- 150. Classes of licenses
- 160. (Repealed)

**13 AAC 08.140. UNLAWFUL USE OF CLASSIFIED LICENSE.** It is unlawful for a holder of a classified driver's license to operate a

motor vehicle other than the type of motor vehicle which the person is permitted to operate under 13 AAC 08.150 according to the classification or endorsement on the person's license. (Eff. 8/15/75, Reg. 55; am 3/30/84, Reg. 89)

Authority: AS 28.05.011  
AS 28.15.041

**13 AAC 08.150. CLASSES OF LICENSES.** (a) An applicant for a classified license, or for an endorsement to a classified license must submit to an examination appropriate to the class of license or endorsement for which the person is applying.

(b) The classifications of driver licenses, and the vehicles which a holder of each class or subclass of license may operate, are as follows:

→(1) Class A license – Cars, buses, trucks, and towed vehicles.

(A) repealed 3/30/84;

(B) repealed 3/30/84;

(C) repealed 3/30/84;

(D) repealed 3/30/84;

(2) Class B license – Motorized cycles. A person holding a Class "B" driver's license may only operate the vehicles designated in one of the following subclassifications as indicated upon the person's license:

(A) B-1: motorcycles, motor-driven cycles, and motorized bicycles, singly or in combination with trailers or sidecars designed to be used with these vehicles;

(B) B-2: motor-driven cycles and motorized bicycles.

(c) To operate a school bus transporting school children, a person is required to have a valid Class A license, and a valid school bus driver permit as prescribed in AS 28.15.041(b) and 13 AAC 08.005 – 13 AAC 08.060. This permit is the "license" referred to in AS 28.15.041(b).

(d) A holder of a classified license who wishes to change the classification on the license, or to

obtain an additional endorsement for another class of license must make an application for a change or endorsement, and must submit to an appropriate examination for the change or endorsement for which the licensee is applying. An applicant for a change in classification or an endorsement must pay the appropriate fee set out in AS 28.15.271.

(e) Repealed 3/30/84.  
(Eff. 8/15/75, Reg. 55; am 3/30/84, Reg. 89)  
Authority: AS 28.05.011  
AS 28.15.041

**13 AAC 08.160. MEDICAL CERTIFICATION REQUIRED FOR CERTAIN LICENSES AND PERMITS.** Repealed 3/30/84.

**ARTICLE 4.  
TRAFFIC VIOLATIONS DEMERIT POINT SYSTEM**

- Section
- 210. Demerit point schedule
  - 220. Point accumulation—Application to driver record; coverage
  - 230. Suspension or revocation of driving privilege—Duration
  - 240. Driver improvement interview
  - 250. Driver improvement recommendations—Application by department
  - 260. (Repealed)
  - 265. Suspension for failure to appear for driver improvement interview or failure to comply with recommendations made in driver improvement interview
  - 270. (Repealed)
  - 275. Form of notice of suspension for point accumulation
  - 280. (Repealed)
  - 285. Administrative review of suspension for point accumulation
  - 290. Definitions

**13 AAC 08.210. DEMERIT POINT SCHEDULE.** For purposes of administratively identifying habitually reckless or negligent drivers and habitual or frequent violators of traffic laws and in order to identify problem drivers, the following violations will be accorded these corresponding numerical weights upon conviction:

Violation or Type of Violations	Point Value
(1) driving while license cancelled, suspended, or revoked, or in violation of license limitation . . . . .	10
(2) driving while intoxicated . . . . .	10
(3) reckless driving . . . . .	10
(4) speed contest-racing . . . . .	10
(5) fleeing or attempting to elude a police officer . . . . .	10
(6) leaving scene of accident . . . . .	9
(7) negligent driving . . . . .	6
(8) failure to yield right-of-way to authorized emergency vehicle . . . . .	6
(9) failure to stop for school bus while bus is loading or unloading . . . . .	6
(10) failure to obey official traffic control device in school zone, playground crosswalk, or park . . . . .	6
(11) speeding: in school zone or playground crosswalk . . . . .	6
3 to 9 miles per hour over limit . . . . .	2
10 to 19 miles per hour over limit . . . . .	4
20 or more miles per hour over limit . . . . .	6
(12) violation of oversize or overweight permit pertaining to restriction on speed: 3 to 9 miles per hour over limit . . . . .	2
10 to 19 miles per hour over limit . . . . .	4
20 or more miles per hour over limit . . . . .	6
on hours of operation . . . . .	3
(13) careless driving . . . . .	4
(14) following too closely . . . . .	4
(15) failure to stop or yield . . . . .	4
(16) all others . . . . .	2
(Eff. 11/4/74, Reg. 52; am 3/29/75, Reg. 53; am 12/1/78, Reg. 68; am 9/28/80, Reg. 76; am 3/23/82, Reg. 81)	
Authority: AS 28.15.221	

DEPARTMENT OF PUBLIC SAFETY

POSITION PAPER

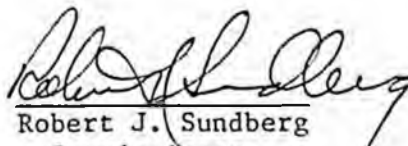
HB-199      SUPPORT

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February 22, 1985

This bill has two purposes. First, it will reduce the size of cycle that 14 and 15 year old drivers may operate from 150cc to 50cc. This will bring Alaska statutes in line with the majority of other states in defining a motor-driven cycle and it will also increase highway safety. Over the last five years 14 and 15 year old drivers have been involved in over 10% of the motorcycle accidents while this same age group is less than 1% of the total number of licensed motorcycle operators.

The second purpose would be to allow the holder of a basic driver license to operate a motor-driven cycle without a special endorsement. This would be beneficial for commercial operators who wish to rent mopeds to tourists. To accomplish this purpose the division would need to amend regulations to permit operation of the motor-driven cycle on the basic license. No other changes are necessary.

  
Robert J. Sundberg  
Commissioner

STATE OF ALASKA 1985 LEGISLATIVE SESSION  
FISCAL NOTE

Revision Date: \_\_\_\_\_

REQUEST

Bill/Resolution No.: HB 199  
 Title: An Act relating to motor vehicles  
 Sponsor: Taylor  
 Requestor: House Transportation  
 Date of Request: 2-25-85

FISCAL DETAIL

Agency Affected: Public Safety  
 Program Category Affected: Life and Property Protection  
 BRU, Program or Subprogram(s) Affected: Division of Motor Vehicles

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
<b>OPERATING</b>						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
500 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
<b>TOTAL OPERATING</b>	-0-	-0-	-0-	-0-	-0-	-0-

<b>CAPITAL</b>						
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<b>REVENUE</b>						
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FUNDING: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
GENERAL FUND						
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>						

POSITIONS:

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

No fiscal impact.

Prepared By: Charles R. Hosack Phone: 269-5551  
 Division: Motor Vehicles Date: 2-22-85

Approved by Commissioner: Michael J. Clemens Date: 2-25-85  
 Agency: Public Safety

Distribution (by Agency preparing fiscal note):  
 Legislative Finance  
 Legislative Sponsor  
 Requestor  
 Office of Management and Budget  
 Impacted Agency(ies)

UNFINISHED BUSINESS

HB 115

The Speaker waived the Judiciary Committee referral on HOUSE BILL NO. 115 (setting of venue by supreme court rule) at the request of the Chairman.

HB 115 was sent to the Rules Committee for placement on the calendar.

HB 199

The Speaker waived the Judiciary Committee referral on HOUSE BILL NO. 199 (relating to motor vehicles) at the request of the Chairman.

HB 199 was sent to the Rules Committee for placement on the calendar.

HCR 16

Representative Gruenberg added his name as co-sponsor to HOUSE CONCURRENT RESOLUTION NO. 16 (relating to the longevity bonus program).

HB 146

Representative Davis added his name as co-sponsor to HOUSE BILL NO. 146 (relating to housing loans for the permanently disabled).

ENGROSSMENT

HCSSJR 14(Res) was engrossed, signed by the Speaker and the Chief Clerk and transmitted to the Senate for consideration.

ANNOUNCEMENTS

HESS Capitol 112 Noon, 3/6  
 WCSL Movie on Non-  
 compensated Health Care

Held over and  
 added to Schedule: 4:30 p.m., 3/6  
 CSSB 28(HESS)am Training state employees, and certain  
 employees of the districts of the State  
 Public School System on the recognition  
 and reporting of child abuse and neglect

Held over: 4:30 p.m., 3/7  
 HB 19 Runaway minors

JUDICIARY Capitol 124 1:30 p.m., 3/7  
 Unofficial discussion - will be  
 scheduled later:  
 HB 182 Disposition of unclaimed property

Republican Luncheon Baranof Noon, 3/6  
 Senator Sturgulewski,  
 Speaker

Reception Centennial Hall 5:30 p.m., 3/6  
 Alaska Association of  
 Realtors

Legislative Dinner Treadwell Room 7:00 p.m., 3/6  
 Alaska Cabaret, Hotel,  
 Restaurant & Retail Assoc.

Eaglecrest Legislative Eaglecrest 5:00 p.m., 3/7  
 Ski Race  
 Complimentary skiing &  
 equipment provided

Cheese & Wine Tasting Harris Room 6:00 p.m., 3/7  
 Business & Professional Baranof Hotel  
 Women

Luncheon Treadwell Room Noon, 3/8  
 Business & Professional Baranof Hotel  
 Women

ADJOURNMENT

Representative Clocksin moved and asked unanimous consent  
 that the House adjourn until 10:00 a.m., March 8, 1985.  
 There being no objection, the House adjourned at 11:37 a.m.

Irene Cashen  
 Chief Clerk

*file  
with  
has in  
committee  
on this*

NOTICE OF PROPOSED CHANGES IN THE  
REGULATIONS OF THE DEPARTMENT OF PUBLIC SAFETY

Notice is hereby given that the Department of Public Safety, under authority vested by AS 28.05.011 and AS 28.15.041, proposes to amend regulations in Title 13 of the Alaska Administrative Code, dealing with classified driver's licenses, to interpret or make specific AS 28.15.041, as follows:

Chapter 08 (Driver Licensing and Safety Responsibility), Article 3 (Classified Driver's Licenses) is amended as follows: Allow holder of a Class A license to operate motor-driven cycles.

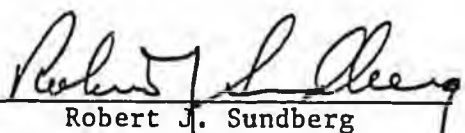
Notice is also given that any person interested may present written statements or arguments relevant to the action proposed at Room 105, Public Safety Building, Division of Motor Vehicles, 450 Whittier Street, Juneau, Alaska 99811, before 10 o'clock a.m. on May 24, 1985.

This action is not expected to require an increased appropriation.

Copies of the proposed regulations may be obtained by writing to the Department of Public Safety, Division of Motor Vehicles, 450 Whittier Street, Juneau, Alaska 99811.

The Department of Public Safety, upon its own motion or at the instance of any interested person, may thereafter adopt the proposals substantially as described above without further notice or may decide to take no action on them.

DATE: April 17, 1985

  
Robert J. Sundberg  
Commissioner

REPORTS OF STANDING COMMITTEESHB 74

The Health, Education & Social Services Committee has considered HOUSE BILL NO. 74 (participation of former BIA school administrators in the Teachers' Retirement System) recommends it be replaced with COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 74 (State Affairs) (page 290) and reports it back as follows: Gruenberg (Co-Chairman), Taylor, Thompson and Hanley recommend do pass.

HB 74 was referred to the Finance Committee.

HB 102

A zero fiscal note was received with the Finance Committee's report on HOUSE BILL NO. 102 (Alaska Resources Corporation; effective date), page 432 of the journal.

HB 199

The Transportation Committee has considered HOUSE BILL NO. 199 (motor vehicles) and reports it back as follows: Cato (Chairman), Pignalberi, Furnace and Shultz recommend do pass. Marrou has no recommendation.

A zero fiscal note was attached.

HB 199 was referred to the Judiciary Committee.

INTRODUCTION OF CITATIONS

The following citations were received:

Honoring - People Count, Inc.  
by Representative Szymanski

In Memoriam - Raymond Arthur Gillespie,  
Sr.  
by Representative Navarre

Honoring - Claire Schilling  
by Representative Navarre

The citations were referred to the Rules Committee for placement on the calendar.

FIRST READING AND REFERENCE OF SENATE RESOLUTIONS

SJR 14am

SENATE JOINT RESOLUTION NO. 14 amended, by Zharoff:

Urging the United States Fish and Wildlife Service to postpone the proposed cattle slaughter on Simeonof Island.

was read the first time and referred to the Resources Committee.

FIRST READING AND REFERENCE OF SENATE BILLS

CSSB 28 (HESS)am

COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 28 (Health, Education & Social Services) amended, by the Health Education & Social Services Committee, entitled:

"An Act relating to training state employees, and certain employees of the districts of the state public school system on the recognition and reporting of child abuse and neglect."

was read the first time and referred to the Health, Education & Social Services, Judiciary and Finance Committees.

SB 112

SENATE BILL NO. 112 by the Rules Committee by request of the Governor, entitled:

"An Act relating to criminal trespass."

was read the first time and referred to the Judiciary Committee.