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Validity, construction, and application of age requirements for licensing of motor vehicle operators, 86 ALR3d 475.

Sec. 28.15.040. Instruction permits and temporary licenses. [Repealed, § 19 ch 178 SLA 1978.]

Sec. 28.15.041. Classification of drivers' licenses. (a) The commissioner shall provide by regulation for the classification of drivers' licenses. The regulations shall specify license classifications which are reasonably necessary for the safe operation of the various types, sizes and combinations of motor vehicles. The regulations shall also establish medical standards, standards of driving conduct and proficiency, and other standards governing the issuance, renewal, or denial of these licenses. The department may examine each applicant to determine the applicant's qualifications according to the class of license applied for, and upon issuing a driver's license the department shall indicate on the license the classification for which an applicant for a license has qualified by examination. The regulations and any subsequent modifications under this section become effective only if approved by a concurrent resolution adopted by a majority vote of each house of the legislature.

(b) A person may not drive a school bus transporting school children, or a bus transporting school-age children or another motor vehicle when in use for the transportation of persons for compensation until the person has applied for and has been issued a license for that purpose under (a) of this section. The department may not issue a license under this subsection unless the applicant is at least 19 years of age, has had at least one year of driving experience, and the department is satisfied as to the applicant's good character, competence and fitness to be licensed; nor may the department issue the license until proper application has been made and all required driving, written, and physical examinations have been successfully completed. A license issued under this subsection expires on September 1 of the year following issuance. Application for renewal may be made by submitting to the department the results of a current physical examination and paying the required fee. (§ 19 ch 178 SLA 1978)

Sec. 28.15.050. Applications. [Repealed, § 19 ch 178 SLA 1978.]

**ARTICLE 1. ISSUANCE, EXPIRATION and RENEWAL
of Licenses.**

Section	Section
11. Drivers must be licensed	91. Department may require re-examination
21. Persons exempt from driver licensing	101. Expiration and renewal of driver's license; re-examination
31. Persons not to be licensed	111. Licenses issued to drivers; anatomical gift document
41. Classification of drivers' licenses	121. Restricted driver's license
51. Instruction permit, temporary driver's license and special driver's permit	131. License to be carried and exhibited on demand
61. Application for driver's license or instruction permit; notice of anatomical gift procedure	141. Duplicate driver's license
71. Application of minors	151. Records to be kept by the department
81. Examination of applicants	

Sec. 28.15.010. License required. [Repealed, § 19 ch 178 SLA 1978.]

Sec. 28.15.011. Drivers must be licensed. (a) A person may not be denied the privilege to drive a motor vehicle upon a highway in this state, except as prescribed by law.

(b) Every person exercising the person's privilege to drive, or exercising any degree of physical control of a motor vehicle upon a highway, vehicular way or area, or other public property in this state, is required to have in the possession of the person a valid Alaska driver's license issued under the provisions of this chapter for the type or class of vehicle driven, unless expressly exempted by law from this requirement.

(c) A person licensed under the provisions of this chapter may exercise in this state the privilege to drive a motor vehicle and is subject to the restrictions prescribed by this chapter. A municipality may not require a person to obtain any other driver's license to drive or operate a motor vehicle in this state. (§ 19 ch 178 SLA 1978)

Original sponsor: Transportation Committee

1 IN THE SENATE

BY THE TRANSPORTATION COMMITTEE

2 CS FOR SENATE BILL NO.471 (Transportation)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to drivers' licenses."

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

8 * Section 1. AS 28.15.041 is amended by adding a new subsection to
9 read:

10 (d) Notwithstanding any other provision of law, a person may not
11 drive a pilot car unless the person has a valid Alaska driver's li-
12 cense in the possession of the person. The operator of a pilot car
13 must be at least 19 years of age, and have held a valid driver's
14 license at least one year. In this subsection, "pilot car" means a
15 motor vehicle used as an extension of the warning system of an over-
16 sized motor vehicle with or without a load, or of a motor vehicle
17 carrying a permitted oversized load.
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Alaska State Legislature

Senate Transportation Committee



Sen. John B. (Jack) Coghill, Chairman
Sen. Paul Fischer, Vice-chairman
Sen. Mitch Abhood
Sen. Jan Faiks
Sen. Joe Josephson

Douch V
Juneau, Alaska 99811

April 5, 1986

TO: All Committee Members
FROM: Committee Staff
RE: SB471, proposed pilot car bill

This bill adds a new subsection to the Motor Vehicle Code dealing with classifications of drivers' licenses.

The subsection would require pilot car drivers to have a license for the purpose of driving a pilot car. The driver must be at least 19 year of age and have a drivers' license for a year. Drivers' license is defined in Sec. 28.40.100 (a)(5) as "a license, permit or privilege, whether or not a person holds a valid license issued in this or another jurisdiction, to drive a motor vehicle under the laws of this state."

Pilot cars were regulated under the Alaska Transportation Commission. Under ATC, Canadian and Alaskan pilot cars would not cross the border. That is, a load heading north would pick up Alaskan pilot cars at the border and a load heading south would pick up Canadian pilot cars.

Since the sunseting of the ATC, Alaskan pilot cars have still stopped at the border and the loads have been taken over by Canadian cars. On the other hand, Canadian pilot cars are now handling loads all the way to Prudhoe Bay. Commerce and Economic Development has estimated that there were over 400 Canadian pilot cars that crossed the border last month. At the going rate of \$350 for a pilot car from the border to Prudhoe, that works out to a \$140,000 loss to the state economy.

STATE OF ALASKA

BILL SHEFFIELD, GOVERNOR

**DEPARTMENT OF COMMERCE &
ECONOMIC DEVELOPMENT**

P.O. BOX 111686
ANCHORAGE, ALASKA 99511

DIVISION OF MEASUREMENT STANDARDS

PHONE: 907-345-7750

March 25, 1986

MAR 31 1986

Senator John B. Coghill, Chairman
Senate Transportation Committee
P.O. Box V
Juneau, Alaska 99811

Dear Senator Coghill:

The primary function of a pilot car is to provide safety and warning to the motoring public when encountering oversize loads on the State highway system. The amendment to AS 28.15.041 will assure that pilot car operators are familiar with the road system and driving conditions unique to Alaska.

As the Department charged with the administration and issuance of oversize and overweight permits, the Department of Commerce and Economic Development supports the amendment.

Sincerely,


Joe Swanson
Director

JS:cl

Attachments

DLCD POSITION

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No. : SB 471
 Title : An Act relating to drivers' licenses
 Sponsor : Senate Transportation
 Requestor : Senate Transportation
 Date of Request : 4/09/86

FISCAL DETAIL

Agency Affected : Public Safety
 BRU : Motor Vehicles
 Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL						
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REVENUE						
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FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS :

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary
 Basically no fiscal impact.

Prepared by : Bill Brown Phone : 465-2650
 Division : Motor Vehicles Date : 4-8-86
 Approved by Commissioner : [Signature] Date : 4/8/86
 Agency : Public Safety

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

DEPARTMENT OF PUBLIC SAFETY

POSITION PAPER - SB 471

Oppose as written

April 8, 1986

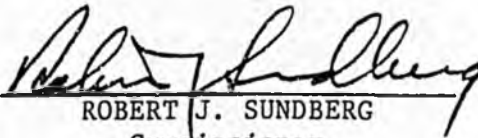
SB 471. An Act relating to drivers' licenses.

I feel it is inappropriate to issue a separate class of license for the purpose outlined in this piece of legislation. Each separate class of license is generally established for safety purposes where it is felt operation of a specific type of vehicle is unique, and different testing methods are necessary. If there were accident statistics to reflect operators of pilot cars were causing a high number of accidents in comparison to miles driven, then a separate class may be justified. I know of no such statistics.

If the purpose of this legislation is to promote local hire, I would recommend an amendment to AS 28.15.011 by adding a subsection (d). The new subsection to contain wording similar to the following:

"(d) A person may not drive a pilot car unless the person has a valid Alaska driver's license in their possession. An operator of a pilot car is not exempt under AS 28.15.021 (2). The operator of a pilot car must be at least 19 years of age, and have held a valid driver's license at least one year. In this subsection, "pilot car" means a motor vehicle used as an extension of the warning system of an oversized motor vehicle with or without a load, or of a motor vehicle carrying a permitted oversized load."

This amendment would not require a separate class of license, and would be considerably easier to administer.


ROBERT J. SUNDBERG
Commissioner