

S B

95

HOUSE STATE AFFAIRS COMMITTEE

NEXT COMMITTEE: FINANCE

BILL: SB 95

CURRENT VERSION: CS SB 95 (SA) am

SCHEDULED: MARCH 16, 1988

SPONSOR: KERTTULA

PHONE NO: 3717

CONTACT FILE: \_\_\_\_\_

BILL SUBJECT: RENEWAL OF A DRIVER'S LICENSE

SPONSOR BACKUP: PUT IN FOLDERS

AFFECTED AGENCIES:

<u>DEPARTMENT</u>	<u>CONTACT/PHONE</u>	<u>COMMENT</u>
PUBLIC SAFETY	HORETSKI/4322	

FISCAL NOTES

<u>AGENCY</u>	<u>REQUESTED</u>	<u>DATED</u>	<u>FY 88 AMT</u>	<u>FY 89 AMT</u>
P.S./DIANA PAGE		1/10/88	-0-	20,800

ACTION

<u>DATE</u>	<u>COMMENT</u>
3/16/88	PASSED FROM HOUSE STATE AFFAIRS

# STATE OF ALASKA THE LEGISLATURE

POUCH Y - STATE CAPITOL  
JUNEAU, ALASKA 99811  
907-465-3800

## LEGISLATIVE AFFAIRS AGENCY LEGISLATIVE REFERENCE LIBRARY

May, 1988

Copies of minutes listed below were originally included in this file. The minutes are available on the STAIRS database CMPR. In order to save space copies of minutes have not been left in the files.

Mary Van Nimwegen

Senate SA	2-9-87	
House SA	3-16-88	3:00p.m.



SB-95

The purpose of SB-95 is two fold.

1. Provide a convenient method of Drivers license renewal for the public.
2. Rewards those individuals with a 5 year clean driving record.

Motor Vehicle offices are open Monday-Friday during regular business hours.

This requires that a person take time off work in order to renew a licence.

Many people also need to travel long distances to get to a Motor Vehicle office. It is not uncommon in the Mat-Su Borough for a person to drive 200 miles round trip in order to get a licence renewed. Mat-Su borough is about the size of West Virginia.

In addition Alaska residents such as students attending schools out of state frequently need to renew a licence and sometimes are forced to get an out of state licence in order to keep a licence that has not expired. (Some students have expressed a concern that this is an indication that they may be giving up there Alaska residency and put them in a difficult situation when apply for a loan the following year.)

The renewal-by-mail program will provide greater convenience to the public.

The legislation allows only those individuals with a driving record free of any moving violations or other action that may have been taken by the Department for the previous 5 years to renew by mail.

The Motor Vehicle Department expressed to me that the cost would approximately 10,000 a year. This is based on a 12,000 to 13,000 participation.

Approximately 80,000 renewals each year.

56,000 would meet the criteria set out in SB-95.

The Dept has a 75% renewals rate which would mean about 42,000 possible renewals by mail.

Based on the renewals by mail for auto registration about 30% take advantage of this program.

If the same percentage take advantage of the Drivers license renewal it could be expected that 12,000 to 13,000 individuals might participate in this method of licence renewal.

No Evidence to show that there is an increase in accidents when visual acuity test are not given.

A number of states do not give eye test at all

U.S. Passport photo good for 10 years.

Some states do not use a photo on the drivers licence.

Some of the states which currently use mail in drivers licence renewal are: California, Utah, Florida, and Arizona.

# Alaska State Legislature

Senate Advisory Council



PO. Box V  
State Capitol  
Juneau, Alaska 99811  
Phone: (907) 465-3114

## MEMORANDUM

TO: Senator Kerttula  
Alaska State Legislature

ATTN: Beth Kerttula

FROM: Lee Ann Lucas *ld*  
Senate Advisory Council

DATE: February 26, 1987

RE: Renewal by Mail of Driver Licenses  
Research Request 87-003173

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I contacted Mr. Jerry Holman, Division of Motor Vehicles, who is Program Director for Arizona's renewal by mail program which went into effect January 1, 1987.

Mr. Holman related that the program has presently generated 57,000 applications and he expects it to generate 200,000 applications by the end of the year. Mr. Holman stated that Arizona had looked at California's demonstration program prior to implementing a program; however, Arizona did not model their legislation after California.

Mr. Holman pointed out that Subsection A, paragraph 5 of ARS 28.426.01 (copy attached) has been extended to include vision testing at any state motor vehicle office due to complaints by individuals who do not want to or cannot afford to spend the money to have a vision test by a licensed ophthalmologist, optometrist or physician.

I have asked Mr. Holman to send relevant information on the program as well as any background materials on the enacting legislation. I will make copies available to you as soon as they are received.

LAL:lal  
Attachment

TRANSPORTATION

TRANSPORTATION

§ 28-426.01

of a violation of the... shall be entitled to... of this chapter... or vehicle in any manner... to him.

... see § 13-801 et seq... § 13-701 et

ion by mail

operator's or chauffeur's... the applicant's birthday.

... six months prior to the... four years from the... require an examination of

... chauffeur's license expires... to renew his operator's or... of his discharge from

... operator's or motorcycle... of this state at the time the... to last at least thirty... not extend the expiration... by the applicant of the fee... of extension which is valid... In addition, applicants for

... applicants, except that the

... § 28-205, the department... license of a spouse or child... armed forces of the United... photograph of the licensee... applicant would be denied a... to this state. In addition,

... Laws 1984, Ch. 81, §

... the provisions of... the Revised Statutes, the director... transportation, in order to... the four year license provided

for in § 3 of this act and to avoid uneven workloads in calendar years 1986, 1987 and 1988 may issue or renew licenses for three years in accordance with the following schedule:

Calendar Year	Not to Exceed
1984	75%
1985	50%
1986	25%

"B. The director of the department of transportation may enact rules which will establish a random basis for selection of applicants to be issued a three year license so as to distribute the

renewal workload as uniformly as practicable throughout the twelve months of the calendar year.

"D. The provisions of this section expire from and after December 31, 1986."

1977 Reviser's Note:

In the section heading "renewal" was inserted pursuant to authority of § 41-1304.02.

Library References

Automobiles § 136.

C.J.S. Motor Vehicles §§ 21, 146 et seq.

§ 28-426.01. Driver's license; renewal by mail; application; eyesight standards; rules; violation; classification

A. On payment of the fee prescribed in § 28-205, the department may renew by mail the operator's or motorcycle operator's license of a person who meets all of the following requirements:

1. Has not been convicted of a moving traffic violation pursuant to chapter 6 of this title for the four years immediately preceding the determination of eligibility for renewal under this section.
2. Has not had his license suspended, revoked, cancelled or denied according to the records of the department for the four years immediately preceding the determination of eligibility for renewal under this section.
3. Is renewing the license for the same class of license currently held.
4. Is not seventy years of age or older.
5. If sixty years of age or older, has presented or mailed to the department on a form prescribed by the department a report based upon an examination not more than three months prior to the date of its submission of the applicant's eyesight by an ophthalmologist, optometrist or physician licensed to practice medicine.
6. Has been issued a driver's license for at least seven years, the last three years of which have been issued by this state.
7. The license issued by this state has not been renewed by mail in the last four years immediately preceding the expiration of the current license.

B. The department shall notify persons meeting the requirements of subsection A of this section that they may renew their license by mail and shall enclose an application in the form prescribed by the director. If renewing by mail, the applicant shall complete and return the application to the department.

C. The department shall issue a certificate of renewal to those applicants qualifying which shall include the applicant's name, date of birth, address, driver's license expiration date, number of the license renewed and other information as the department requires. The certificate is not valid until it is signed by the applicant and attached to the last license issued by this state which contains the photograph of the applicant.

D. The department shall decide whether in each case the eyesight reported pursuant to subsection A, paragraph 5 of this section is sufficient to meet current eyesight standards.

E. An ophthalmologist or optometrist licensed to practice in this state who examines a person licensed under this article and determines that such a person does not meet the standards set by the medical advisory board pursuant to § 28-433 shall notify the director of such failure to meet the standards. Upon receipt of such a notification, the director shall promptly notify the individual that his eyes must be examined within ten days of notification as prescribed by the director. If the individual fails the eye examination or fails to report for the eye examination, his license shall be revoked until such time that he passes the examination.

F. The department may promulgate rules for the issuance of the renewals of licenses under this section as it deems necessary for the safety and welfare of the traveling public.

G. Notwithstanding § 13-2704, a person who makes a false certification on an application permitted under this section is guilty of a class 1 misdemeanor.

Added by Laws 1986, Ch. 308, § 3, eff. Jan. 1, 1987.

<sup>1</sup> Section 28-501 et seq.

*Effective January 1, 1987*

For delayed effective date of provision of Laws 1986, Ch. 308, see Historical Note following § 16-112.

1986 Reviser's Note:

Pursuant to authority of § 41-1204.02, in the heading of this section "eyesight standards" was added following "application;"

§ 28-427. Notice of change of address or name

Cross References

Service of notice of suspension, revocation, or cancellation of operator's or chauffeur's license, see § 28-453.

Law Review Commentaries

Name change, minors. 18 Ariz.L.Rev. 725 (1976).

§ 28-428. Records to be kept by department

A. The department shall file every application for a license received by it and shall maintain suitable indexes containing, in alphabetical order:

1. All applications denied and on each application a note of the reasons for the denial.
2. All applications granted.
3. The name of every licensee whose license has been suspended or revoked by the department and after each name a note of the reasons for the action.

B. The department shall also file all abstracts of court records of convictions received by it under the laws of this state and in connection therewith maintain convenient records or make suitable notations in order that an individual record of each licensee showing the convictions of the licensee and the traffic accidents in which he has been involved is readily ascertainable and available for the consideration of the department upon an application for renewal of license and at other suitable times.

C. The department shall maintain all such records for a period of five years after the application, suspension, revocation or abstract of a court record of conviction has become inactive.

Amended by Laws 1983, Ch. 66, § 2.

Notes of Decisions

1. Construction and application

In personal injury action wherein motorist and his wife alleged that State breached duty owed to them when motor vehicle department issued driver's license in violation of statute to driver with known history of psychomotor seizure who, while unconscious due to seizure, struck motorist and thereby injured him, substantial fact issue existed as to whether any duty state may have breached was owed to public generally and not to plaintiffs, precluding summary judgment. *Oleszczuk v. State* (1979) 124 Ariz. 373, 604 P.2d 637.

Statutory duties requiring motor vehicle department to keep records of driver's license applications, suspensions of licenses and reasons therefor and convictions and traffic accidents for all licensees and to establish medical advisory board to advise department of medical standards for driver licensing are specific and designed to protect that portion of public using highways. *Id.*

Portion of driver's license application which required applicant to indicate whether he was subject to epilepsy, seizures, or fainting spells was designed to protect persons who might be injured in automobile accident as result of driver suffering such spell. *Id.*

FISCAL NOTE

REQUEST:

Revision Date: 1-14-88  
Title: An Act relating to renewal of a driver's license.  
Sponsor: Kerrtula  
Requestor: Rules

Agency Affected: Public Safety  
BRU: Motor Vehicles  
Components: Field Services

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL		20.8	10.3	10.6	10.9	11.2
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	20.8	10.3	10.6	10.9	11.2

CAPITAL						
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REVENUE	-0-	6.3	12.6	12.6	12.6	12.6
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FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	20.8	10.3	10.6	10.9	11.2
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	20.8	10.3	10.6	10.9	11.2

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

See Page 2.

Prepared by: Charles R. Hosack *CRH/pjs* Phone: 269-5551  
Division: Motor Vehicles Date: 1-14-88

Approved by Commissioner: [Signature] Date: 1/14/88  
Agency: Public Safety

Distribution (by preparer):  
Legislative Finance  
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Requestor  
Office of Management and Budget  
Impacted Agency(ies)

# CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. CSSB 95 (SA)

## ASSUMPTIONS:

1. Each year 80,000 licenses are due for renewal. (400,000 active licenses divided by 5 year license term)
2. Of these, 70%, or 56,000, will be eligible for mail renewal, and will be sent notices. The other 30% will not be eligible due to a license action, conviction, or age.
3. Of the eligible drivers, 25% have left the State during the 5 year period, leaving 42,000 drivers who could take advantage of the program. (Percentage is based on renewal statistics for 1986).
4. Of these drivers, only 30%, or 12,600, will take advantage of the mail renewal program. The 30% estimate is based on the actual figures from the mail-in vehicle registration program. Other factors affecting this figure will be drivers who have changed addresses, and have not notified DMV, and drivers who wish to have a new photo, personal information, or new address recorded on the actual license.

## EXPENDITURES:

### Contractual

#### Postage

28,000 notices @ \$.18	5.1
6,300 renewals @ \$.22	1.4

#### Forms

Renewal notices and stickers	1.5
Savings on photo licenses (6,300 @ \$.75)	(4.7)

#### Data Processing Costs

Initial programming (One time cost)	15.0
Monthly runs of renewal notices	2.5

TOTAL 20.8\*

\*Based on effective date of 1-1-89 A 3% inflation factor was used for FY90 and subsequent years.

## ANALYSIS:

Personnel costs were not included because there will be no change in this area. Due to this program it is estimated there will be 12,600 less customers annually statewide in the field offices, which will result in some savings. At the same time, there will be extra work to do the monthly mailing, update the records, and process the returns for mailing. The savings and the extra work are roughly equal, resulting in no change in personnel costs.

## REVENUE:

Section 3 increases renewal fee by \$1.00 if the driver's license is renewed by mail. Since bill is only effective for half of FY89, the amount generated is estimated to be \$6,300 page 2 of 2