

HB

31

SENATE COMMITTEE REPORT

FURTHER: TRANSPORTATION

DATE TURNED INTO OFFICE MARCH 30, 1987

2/17/87

Mr. President:

STATE AFFAIRS

Committee considered CSHB 31 (TRSP)

relating to registration of commercial and noncommercial motor vehicles, efd.

and recommended:

replace with CS FOR \_\_\_\_\_ )  same title  
 or adopt \_\_\_\_\_ CS FOR \_\_\_\_\_ )  new title

attached amendment(s) and

do pass

do not pass

no recommendation

individual recommendations

further referral to \_\_\_\_\_

letter of intent adopted \_\_\_\_\_

Committee  attached or  adopted fiscal note(s)

new  updated or  previous  
 zero  fiscal impact

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

[Signature]  
[Signature]  
[Signature]  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

[Signature]

Chairman signature and recommendation

Committee Backup Attached

# Alaska State Legislature

REPRESENTATIVE  
PAT POURCHOT

HOUSE FINANCE COMMITTEE  
COMMITTEE ON OIL AND GAS



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## House of Represent'atives

### MEMORANDUM

DATE: February 18, 1987

TO: Senator Mitch Abood, Chairman  
Senate State Affairs Committee

FROM: Representative Pat Pourchot  
Representative Red Boucher

SUBJECT: CSHB 31 (Trsp) Relating to Registration of Commercial and Noncommercial Vehicles

CSHB 31 (Trsp) changes our vehicle registration laws to legally, but forcefully, discourage the use of nonresident commercial and noncommercial vehicles. In this way the bill is an important element of the Alaska residency and local hire goals.

Current regulations provide for permitting or registration of nonresident commercial vehicles operating temporarily instate. Excepting ICC and FMC carriers, the regulations do not require the display of the permit or registration. It is difficult for law enforcement officers and the public to distinguish between a vehicle holding a valid temporary permit and one operating illegally instate. Moreover, the fees paid are prorated for the period of time allowed by the permit and are significantly cheaper than those charged resident operators.

In addition, many new residents or nonresidents working temporarily instate illegally maintain their vehicle registration in other states. These operators benefit from our roads and jobs without paying the required fees.

CSHB 31 (Trsp) would:

- 1) Shorten the length of time a nonresident, noncommercial vehicle is exempt from State registration requirements and require proof of any exemption from registration.
- 2) Eliminate the distinction between resident and nonresident commercial vehicles for purposes of registration, assessing fees, and display of license plates.
- 3) Limit the authority for issuance of special permits and the exemption from normal registration to only short-term, one-way unladen commercial vehicles and licensed ICC and FMC carriers. Permits would have to be prominently displayed.

CSHB 31 (Trsp) has received no opposition and unanimously passed the House. We would be very appreciative if this bill could be scheduled for a hearing before the Senate State Affairs Committee at your earliest convenience.

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Relating to Motor Vehicle Registration and Title
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Relating to Motor Vehicle Registration and Title

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## House of Representatives

### MEMORANDUM

DATE: February 23, 1987

TO: Senate State Affairs Committee  
Senator Mitch Abood, Chairman  
Senator Rick Uehling, Vice-Chairman  
Senator Jan Faiks  
Senator Willie Hensley  
Senator Joe Josephson

FROM: Representative Pat Pourchot *Pat*  
Representative Red Boucher

SUBJECT: CSHB 31 (Transportation), "An Act relating to registration of commercial and noncommercial vehicles; and providing for an effective date."

We continue to hear complaints of commercial vehicles with out-of-state license plates operating on our highways. While some operators may pay the required registration fee, others do not. Enforcement of registration laws is difficult as there is no visual means to quickly identify the illegal nonregistered operator.

In addition, many new residents or nonresidents working temporarily instate fail to comply with state registration requirements, choosing instead to maintain their vehicle registration in other states. These residents benefit from our roads and jobs without paying the required fees.

CSHB 31 (Trans) would eliminate distinctions between nonresident and resident commercial vehicles for purposes of registration, assessing fees, and display of license plates. Only licensed ICC and FMC carriers and unladen commercial vehicles operating under a one-way trip permit would be exempted - although prominent display of permits would be required.

Additionally, this bill would shorten the length of time a nonresident, noncommercial vehicle is exempt from state registration requirements and require proof of any exemption from registration.

We consider this legislation to be an important element of the Alaska residency and local hire issues in its attempt to enforce our vehicle registration laws and to legally, but forcefully, discourage the use of nonresident commercial vehicles.

CSHB 31 (Trsp) has received no opposition and unanimously passed the House.

SUMMARY

HB 31

Relating to Registration of  
Commercial and Noncommercial Motor Vehicles

Background

Current State law or regulations require the registration of all vehicles operating instate. However, many new residents or non-residents working temporarily instate illegally maintain their vehicle registration in other states. These operators benefit from our roads and jobs without paying the required fees.

Current State law also does not specifically address the handling of nonresident commercial vehicles operating temporarily instate. Regulations now provide for permitting or registration for such vehicles. However, with the exception of licensed ICC and FMC carriers, the regulations do not require the display of a permit or registration for nonresident commercial vehicles. Thus, it is difficult for law enforcement officers and the public to distinguish between a vehicle holding a valid temporary permit and one operating illegally instate.

Additionally, fees for temporary permits for nonresident commercial vehicles are now determined administratively by prorating the resident commercial vehicle fee for the number of days the nonresident vehicle is registered for use instate. This method does not appear to result in fees appropriate for the privilege of operating nonresident commercial vehicles in Alaska.

HB 31 would accomplish the following:

1. Shorten the length of time a nonresident, noncommercial vehicle is exempt from State registration requirements and require proof of any exemption from registration.
2. Eliminate the distinction between resident and nonresident commercial vehicles for purposes of registration, assessing fees, and display of license plates.
3. Limit the authority for issuance of special permits and the exemption from normal registration to only short-term, one-way unladen commercial vehicles and licensed ICC and FMC carriers. Permits would have to be prominently displayed.

## BILL HISTORY

**BILL:** HB 31  
**NAME:** CSHB 31 (TRSP)  
**TITLE:** "An Act relating to registration of commercial and noncommercial motor vehicles; and providing for an effective date."

**PRIME SPONSOR:** Pourchot  
**CO-SPONSOR:** Boucher, Taylor, Donley

**CURRENT STATUS:** (S) STA

<u>Date</u>		<u>Page</u>	<u>Action</u>
01/12/87	(H)	25	Profile released
01/19/87	(H)	25	Read the first time - Referral(s) State Affairs, Transportation
01/28/87	(H)	84	STA Rpt 6 DP
01/28/87	(H)	85	0 Fiscal note/analysis published 1/28/87
02/13/87	(H)	217	TRA Rpt CS(TRSP) 5 DP
02/13/87	(H)	218	Co-sponsor added: Taylor
02/16/87	(H)		Rules to calendar 2/16/87
02/16/87	(H)	248	Read the second time
02/16/87	(H)	248	TRA CS adopted unan consent
02/16/87	(H)	249	Advanced to third reading unan consent
02/16/87	(H)	249	Read the third time CSHB 31 (TRSP)
02/16/87	(H)	249	Passed Y37 N- X3
02/16/87	(H)	249	Effective date same as passage
02/16/87	(H)	252	Co-sponsor added: Donley
02/16/87	(H)	253	Transmitted to (S)
02/17/87	(S)	324	Read the first time - Referral(s) State Affairs, Transportation

STATE OF ALASKA  
THE LEGISLATURE

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

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

January 20, 1987

SUBJECT: Registration of Motor Vehicles - HB 31  
TO: Representative Pat Pourchot  
FROM: Michael F. Ford *M. F.*  
Legislative Counsel

The following is a sectional analysis of HB 31, as requested:

Section 1

Lowers the nonresident exemption from registration of a non-commercial vehicle from 90 to 60 days, and the requirement that registration take place after employment is lowered from 15 to 10 days after the person becomes employed. Requires commercial vehicles to be registered when use begins, except as provided in AS 28.10.011 and 28.10.131(c).

Section 2

Requires the person claiming nonresident exemption from registration to provide proof of qualification for the exemption.

Section 3

Technical amendment in conjunction with section 4.

Section 4

Allows the owner of a commercial vehicle temporarily operating in-state to register a commercial vehicle, while maintaining title in another jurisdiction.

Section 5

Requires owners of commercial vehicles licensed by the I.C.C. or the F.M.C., and registered in another jurisdiction

who desire to retain registration and title in the other jurisdiction, to register the commercial vehicle, but exempts the owner from title requirements.

Section 6

Adds an additional exemption from registration requirements for an unladen commercial vehicle making a single continuous trip not exceeding 10 days.

Section 7

Requires special permits issued under AS 28.10.151 to be prominently displayed.

Section 8

Technical amendment in conjunction with section 4.

Section 9

Effective date.

MFF:mkr  
m8/026

BILL NO: CSHB 31 (Trsp)

DATE: February 19, 1987

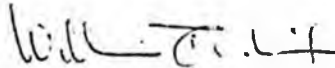
TITLE: An Act relating to registra- CONTACT: Bill Brown  
tion of commercial and 465-4335  
noncommercial motor vehicles.

DEPARTMENT OF  
PUBLIC SAFETY

The bill will require full registration of commercial vehicles not used as legitimate interstate carriers, and reduce the time period in which a person is required to register a vehicle.

All commercial vehicles may now obtain a "trip permit" that allows them to operate in Alaska for up to 90 days. This gives summer commercial operators an advantage over Alaska residents who must pay full fees. This bill restricts use of the trip permit to only licensed interstate carriers, and requires temporary operators to pay full fees. This is done to put non-residents on an equal economic basis with Alaska residents while, at the same time, not placing a restrictive burden on legitimate interstate carriers.

The Department of Public Safety supports this bill.



WILLIAM R. NIX  
Acting Commissioner

**STATE OF ALASKA 1987 LEGISLATIVE SESSION  
FISCAL NOTE**

REQUEST: \_\_\_\_\_

Bill Version: CSHB 31(Trsp)  
Publish Date: \_\_\_\_\_

Revision Date: \_\_\_\_\_  
Title: An Act relating to registration  
of commercial and noncommercial motor...

Agency Affected: Public Safety  
BRU: Motor Vehicles

Sponsor: Pourchot  
Requestor: Senate State Affairs

Components: \_\_\_\_\_

**EXPENDITURES/REVENUES: (Thousands of Dollars)**

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

**FUNDING: (Thousands of Dollars)**

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS : (Attach a separate page if necessary)**

Will not have any fiscal impact. There may be a slight increase in revenue, however, we are unable to predict the amount.

Prepared by: Bill Brown  
Division: Motor Vehicles

Phone: 465-4335  
Date: 2-15-87

Approved by Commissioner: [Signature]  
Agency: Public Safety

Date: 2-15-87

**Distribution (by preparer):**

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

JMC  
2/19/87

PART 4.  
DIVISION OF MOTOR VEHICLES

## Chapter

70. Vehicle Registration, Title, and Transfer  
(13 AAC 70.010-13 AAC 70.260)

CHAPTER 70.  
VEHICLE REGISTRATION, TITLE,  
AND TRANSFER

## Article

1. Registration, Title and Transfer  
(13 AAC 70.010-13 AAC 70.250)  
2. General Provisions  
(13 AAC 70.260-13 AAC 70.270)

ARTICLE 1.  
REGISTRATION, TITLE AND TRANSFER

## Section

10. Title and registration: burden of producing evidence of ownership on applicant  
20. Title and registration: grounds for refusing title or registration or transfer of title or registration  
30. Title and registration: ownership and transfer  
40. Title and registration after involuntary transfer of ownership by court order  
50. Title and registration after tax or customs sale  
60. Title and registration after death of registered owner  
70. Title and registration for a new vehicle not located in Alaska  
80. Title and registration for a used vehicle  
90. Title and registration for a vehicle purchased in foreign country other than Canada  
100. Title and registration for vehicle purchased in Canada  
110. Title and registration for assembled vehicle  
120. Title and registration when no supporting evidence of ownership  
130. Title and registration after dismantling or wrecking vehicle  
140. Registration for vehicle registered elsewhere  
150. Registration for occasional-use vehicle  
160. Registration for snowmobile

170. Personalized registration plates for motor vehicles  
180. Registration plates for handicapped registrant  
190. Registration plates for mobile amateur radio station owner  
200. Exemption from registration tax for military  
210. Exemption from license tax for charitable organization  
220. Refund of tax or fee  
230. Satisfaction and release of liens: procedures  
240. Duty of insurance company obtaining title to an unrepairable vehicle  
250. Temporary operating permits

13 AAC 70.010. TITLE AND REGISTRATION: BURDEN OF PRODUCING EVIDENCE OF OWNERSHIP ON APPLICANT. An applicant for title to and registration of a vehicle has the burden of producing evidence of ownership in all cases. The department will provide reasonable guidelines to assist applicants for title and registration whose vehicles are not listed on the state's records system. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020

13 AAC 70.020. TITLE AND REGISTRATION: GROUNDS FOR REFUSING TITLE OR REGISTRATION OR TRANSFER OF TITLE OR REGISTRATION. (a) The department will, in its discretion, refuse to issue title or registration or transfer title or registration if the application does not comply with the procedures established in the Alaska Motor Vehicle Act, AS 28.10 and the regulations in this chapter.

(b) If the department refuses to issue title or registration or transfer title or registration, it will promptly inform the applicant of its decision and briefly give reasons in writing for its action. An applicant may reapply after a refusal to act on an earlier application. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020  
AS 28.10.110  
AS 28.10.310

**13 AAC 70.030. TITLE AND REGISTRATION: OWNERSHIP AND TRANSFER.** (a) The department will issue title and registration in the names of all owners of a vehicle upon the application and signature of one or more of the multiple owners.

(b) Title to and registration of a vehicle recorded in the names of more than one owner in the conjunctive will not be transferred or encumbered without the signature on the title of every owner or his legally recognized representative. Title and registration in the conjunctive are signified by use of the word "and" between names of the owners listed on the certificates of title and registration.

(c) Title to and registration of a vehicle recorded in the names of more than one owner in the disjunctive will be transferred or encumbered on the signature of one or more of the multiple owners or his legally recognized representative. Title and registration in the disjunctive are signified by use of the word "or" between the names of the owners listed on the certificates of title and registration.

(d) In this section, "legally recognized representative" means any person who is the heir, beneficiary, assignee, or devisee of an owner or who holds a power of attorney signed by an owner, authorizing the holder to transfer, assign or encumber title to the vehicle. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020

**13 AAC 70.040. TITLE AND REGISTRATION AFTER INVOLUNTARY TRANSFER OF OWNERSHIP BY COURT ORDER.** In addition to the other requirements in AS 28.10, an applicant for title and registration after involuntary transfer by court order must submit a certified copy of a court order showing a transfer to the applicant of ownership of the vehicle. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020  
AS 28.10.410

**13 AAC 70.050. TITLE AND REGISTRATION AFTER TAX OR CUSTOMS SALE.** (a) In addition to the other requirements in AS 28.10, an applicant for title and registration who purchased a vehicle at a tax sale

must submit a copy of a bill of sale by the United States Internal Revenue Service, the Alaska Department of Revenue, or a municipality showing that the vehicle was sold for taxes owed upon it.

(b) In addition to the other requirements in

AS 28.10. an applicant for title and registration who purchased a vehicle at a sale by the United States Customs Service must submit a copy of a bill of sale issued by it. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020  
AS 28.10.410

**13 AAC 70.060. TITLE AND REGISTRATION AFTER DEATH OF REGISTERED OWNER.** (a) In addition to the other requirements in AS 28.10, an applicant for new title and registration after the death of the registered owner must submit the following documents:

(1) letters of administration issued to the applicant as the personal representative of the estate of the deceased; or

(2) a certified copy of a probated will or a will declared valid by an order of informal probate naming the applicant the devisee of the deceased's vehicle; and

(3) the current title to and registration of the vehicle.

(b) When the estate of the deceased can be summarily administered under AS 13.16.690, the applicant for new title and registration after the death of a registered owner, in addition to the other requirements in AS 28.10, must submit a certified copy of the closing statement for the estate showing the applicant to be the person entitled to the vehicle and current title to and registration of the vehicle. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020

**13 AAC 70.070. TITLE AND REGISTRATION FOR A NEW VEHICLE NOT LOCATED IN ALASKA.** In addition to the other requirements in AS 28.10, an applicant for title to and registration of a new vehicle not located in Alaska at the time of application must submit a manufacturer's certificate of origin. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020 AS 28.10.090  
AS 28.10.060 AS 28.10.260

**13 AAC 70.080. TITLE AND REGISTRATION FOR A USED VEHICLE.** In addition to the other requirements in AS 28.10,

an applicant for title to and registration of a used vehicle must submit

(1) an affidavit affirming that the vehicle is located within the state; and

(2) current title to and registration of the vehicle, or current registration alone if the owner cannot surrender out-of-state title. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020 AS 28.10.090  
AS 28.10.050 AS 28.10.260

**13 AAC 70.090. TITLE AND REGISTRATION FOR VEHICLE PURCHASED IN FOREIGN COUNTRY OTHER THAN CANADA.** (a) In addition to the other requirements in AS 28.10, an applicant for title to and registration of a new vehicle purchased in a foreign country other than Canada must submit the following documents:

(1) a manufacturer's certificate of origin;

(2) DOD Form 430 or AD Form 89 issued by the Department of Defense or their successor forms; and

(3) other documents reasonably required by the department in its examination of the applications for title and registration.

(b) In addition to the other requirements in AS 28.10, an applicant for title to and registration of a used vehicle purchased in a foreign country other than Canada must submit the following documents:

(1) an affidavit affirming that the vehicle is located within the state;

(2) a bill of sale or comparable document evidencing a transfer of ownership and possession to the applicant;

(3) DOD Form 430 or AD Form 89 issued by the Department of Defense, or their successor forms; and

(4) other documents reasonably required by the department in its examination of the applications for title and registration. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020 AS 28.10.090  
AS 28.10.050 AS 28.10.260

**13 AAC 70.100. TITLE AND REGISTRATION FOR VEHICLE PURCHASED IN CANADA.** In addition to the other requirements in AS 28.10, an applicant for title to and registration of a new vehicle purchased in Canada must comply with sec. 70 of this chapter and an applicant for title and registration to a used vehicle purchased in Canada must comply with sec. 80 of this chapter. (Eff. 3/29/78, Reg. 65)

Authority: AS 20.50.090  
AS 20.50.260

**13 AAC 70.110. TITLE AND REGISTRATION FOR ASSEMBLED VEHICLE.** In addition to the other requirements in AS 28.10, an applicant for the title to and registration of a reconstructed vehicle or a vehicle assembled from a kit must submit a receipt of purchase for the engine, transmission, drive train, frame and body and other information reasonably required by the department in its examination of the applications for title and registration. The applicant may also be required to submit his vehicle to the department for an inspection for stolen parts before the issuance of title and registration. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020  
AS 28.10.050

**13 AAC 70.120. TITLE AND REGISTRATION WHEN NO SUPPORTING EVIDENCE OF OWNERSHIP.** In addition to the other requirements in AS 28.10, an applicant for title and registration who has no supporting evidence of ownership must submit

(1) an affidavit affirming that he is the owner of the vehicle and that no liens or encumbrances exist on it;

(2) a cash bond or surety bond, executed by a corporate surety approved by the department, posted with the state and held by it for at least two years, in the amount of the retail value of the vehicle as determined from a departmental listing; and

(3) a statement signed by the applicant holding the state harmless in all suits concerning questions of title and ownership to the vehicle and promising to indemnify the state for all

judgments against it arising out of these actions. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020

**13 AAC 70.130. TITLE AND REGISTRATION AFTER DISMANTLING OR WRECKING VEHICLE.** Title to and registration of a vehicle expires when it is disassembled or sold for scrap or parts. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020  
AS 28.10.440

**13 AAC 70.140. REGISTRATION FOR VEHICLE REGISTERED ELSEWHERE.** The department will issue "No Alaska Title Issued" (NTI) registration only in the name of the owner shown on the records of the other state where the vehicle is registered. Lienholders recorded on the certificate of registration for another state will be shown on the NTI registration card issued by Alaska. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020  
AS 28.10.060

**13 AAC 70.150. REGISTRATION FOR OCCASIONAL-USE VEHICLE.** (a) In addition to the other requirements in AS 28.10, an applicant for occasional-use registration must submit an affidavit affirming that the vehicle is used in relation to commercial fishing, mining, hunting, or farming operations and travels upon the highways less than 10 percent of its total hours of operation.

(b) No person may transfer an occasional-use registration plate to another vehicle. Upon the transfer or assignment of title to an occasional-use vehicle, the registration plates remain with the vehicle if it continues to be used as an occasional-use vehicle or must otherwise be returned to the department by the new owner.

(c) In this section, "occasional-use vehicle" means a motor vehicle as defined in AS 28.35.260(4) used in accordance with AS 28.10.127(a). (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020  
AS 28.10.127

**13 AAC 70.160. REGISTRATION FOR SNOWMOBILE.** (a) In addition to the other requirements in AS 05.30, an applicant for registration of a snowmobile must submit a bill of sale for the vehicle. An applicant unable to

submit a bill of sale may be required to present the vehicle for an inspection of the serial number displayed on the frame and to submit an affidavit affirming that he is the owner and stating the circumstances under which he acquired ownership.

(b) When ownership of a registered snowmobile is transferred or assigned, the new owner shall notify the department of the change in ownership within 30 days and pay a transfer fee of \$2. When ownership of an unregistered snowmobile is transferred or assigned, the new owner shall notify the department of the change of ownership within 30 days and pay the original registration fee. (Eff. 3/29/78, Reg. 65)

Authority: AS 05.30.020  
AS 05.30.050  
AS 05.30.101

**13 AAC 70.170. PERSONALIZED REGISTRATION PLATES FOR MOTOR VEHICLES.** (a) The department will issue personalized registration plates for a pickup truck, van, motor home, or passenger car not used for commercial purposes.

(b) The department will not issue personalized registration plates displaying

(1) symbols in a combination identical to one already in use on a registration plate;

(2) a total of more than six or less than two symbols;

(3) the prefix "KL7";

(4) four consecutive numbers followed by two consecutive letters;

(5) three consecutive letters followed by three consecutive numbers;

(6) two consecutive letters followed by four consecutive numbers;

(7) symbols other than numbers or letters; or

(8) symbols in a combination which demeans any ethnic or racial group, carries a prurient meaning, or which is otherwise vulgar or indecent; any combination known by the department to be patently offensive to a person

of ordinary sensibilities will be considered vulgar or indecent or carrying a prurient meaning; any combination known by the department to be patently offensive to any racial or ethnic group will be considered demeaning to that group.

( ) The department will recall any personalized registration plate discovered to be in violation of subsection (b).

(d) In addition to the other requirements in AS 28.10, an applicant for personalized registration plates must submit five ranked combinations of symbols for the plates. No registrant may transfer personalized registration plates to another vehicle or person, except that a registrant may transfer plates to another vehicle registered in his name after proper application to the department. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020 AS 28.10.200  
AS 28.10.120 AS 28.10.205

**13 AAC 70.180. REGISTRATION PLATES FOR HANDICAPPED REGISTRANT.** The department will issue only one set of special registration plates to each registrant under AS 28.10.200(b)(11). Special registration plates remain with the registrant if title or ownership to the vehicle is transferred. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020  
AS 28.10.120  
AS 28.10.200

**13 AAC 70.190. REGISTRATION PLATES FOR MOBILE AMATEUR RADIO STATION OWNER.** (a) The department will issue special registration plates containing the prefix "KL7" to a mobile amateur radio station owner. Each registrant will be issued only one set of special registration plates.

(b) In addition to the other requirements in AS 28.10, the applicant for special registration plates broadcasting on 75 meters through 10 meters must submit a copy of his amateur radio operator's license and call letters issued by the Federal Communications Commission and pay the annual license tax levied under AS 28.10.200(b)(7).

(c) In addition to the other requirements in AS 28.10, the applicant for special registration plates broadcasting on frequencies other than 75

meters through 10 meters must submit a copy of his amateur radio operator's license and call letters issued by the Federal Communications Commission and pay the annual license tax levied upon the particular type of vehicle to be registered.

(d) A registrant may use mobile amateur radio registration plates as long as he retains a qualifying amateur radio operator's license issued by the Federal Communications Commission and otherwise complies with the requirements of law. After proper application to the department, the registration plates may be placed on another vehicle containing a mobile amateur radio station. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020 AS 28.10.120  
AS 28.10.060 AS 28.10.200

**13 AAC 70.200. EXEMPTION FROM REGISTRATION TAX FOR MILITARY.** A vehicle owned by a member of the armed forces of the United States on active duty, and a vehicle owned jointly by a member and one or more of his or her dependents, is exempt from registration if the vehicle is registered in a state of domicile other than Alaska. A vehicle owned solely by a dependent of a member of the armed forces of the United States on active duty is not exempt from registration. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020  
50 USC App. 574

**13 AAC 70.210. EXEMPTION FROM LICENSE TAX FOR CHARITABLE ORGANIZATION.** In addition to the other requirements in AS 28.10, a charitable organization applying for an exemption from the annual license tax must submit to the department, if requested by the department, a letter from the Internal Revenue Service establishing its tax exempt status. When the title to or ownership of a vehicle exempted from the annual license tax is transferred, the charitable organization shall surrender the registration plates to the department. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020  
AS 28.10.210

**13 AAC 70.220. REFUND OF TAX OR FEE.** The department will not refund a tax or fee paid by an applicant unless the applicant can prove

that the tax or fee has already been paid for the current licensing period or can demonstrate that a refund is necessary to correct an administrative error. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020

**13 AAC 70.230. SATISFACTION AND RELEASE OF LIENS: PROCEDURES.** (a) A lien recorded upon the title shall immediately be released by the lienholder upon satisfaction of the lien. Upon satisfaction, the lienholder shall release or assign his interest in the vehicle to the owner.

(b) An owner of a registered vehicle upon which a lien has been satisfied and released shall, within 10 days, apply for a new title, unless title to the vehicle will be transferred or assigned within 30 days of the release of the lien. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020  
AS 28.10.430  
AS 28.10.450

**13 AAC 70.240. DUTY OF INSURANCE COMPANY OBTAINING TITLE TO AN UNREPAIRABLE VEHICLE.** An insurance company obtaining title to an unrepairable vehicle through the satisfaction of an insurance claim shall mark the word "junk" on the face of the certificate of title and surrender the current title and registration to the department. The vehicle may then be sold by a bill of sale which indicates that the title has been surrendered to the department. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020

**13 AAC 70.250. TEMPORARY OPERATING PERMITS.** (a) The department will, in its discretion, issue a temporary operating permit without charge to an owner of an unladen vehicle, pending action on the application for title and registration.

(b) The department will, in its discretion, issue a noncommercial trip permit for a fee as established by statute to an owner of an unladen vehicle, allowing a single continuous trip by a noncircular route for a period of time not to exceed 20 days.

(c) The department will, in its discretion, issue for a fee as set by statute a nonresident vehicle permit to an owner of a laden vehicle, allowing

the commercial operation of a vehicle registered in another state. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020  
AS 28.10.290  
AS 28.10.540

## ARTICLE 2. GENERAL PROVISIONS

### Section

260. Records of department  
270. Definitions

13 AAC 70.260. **RECORDS OF DEPARTMENT.** (a) Certified or uncertified copies of records made within the scope of duty of an employee or representative of the department, unless specifically declared confidential by statute or regulation, will be available during regular business hours upon request and payment of a reasonable fee equal to the cost to the department of copying the record.

(b) Records of applications for title and registration and records of the denial, suspension, or revocation of the title and registration, will be retained by the department for a period of three years following the final entry in the title history or registration file for a vehicle. After three years, the commissioner will, in his discretion, destroy records of no further service in carrying out the powers and duties of the department. (Eff. 3/29/78, Reg. 65)

Authority: AS 09.25.110 AS 28.10.010  
AS 09.25.120 AS 28.10.020

13 AAC 70.270. **DEFINITIONS.** In this chapter

(1) "department" means the Alaska Department of Public Safety;

(2) "manufacturer's certificate of origin" includes a manufacturer's statement of origin. (Eff. 3/29/78, Reg. 65)

Authority: AS 28.10.020

## PART 5. VIOLENT CRIMES COMPENSATION BOARD

### Chapter

80. Violent Crimes Compensation  
(13 AAC 80.010-13 AAC 80.110)

## CHAPTER 80. VIOLENT CRIMES COMPENSATION

Editor's Note: As of Register 71, the material formerly located in 7 AAC 77 has been transferred to 13 AAC 80, in recognition of the relocation of the Violent Crimes Compensation Board by sec. 1, ch. 87 SLA 1979. The history notes for the sections in this chapter continue the history of these provisions from their former location.

### Section

10. Applications for compensation  
15. Investigation and consideration  
20. Hearings  
30. Attorney fees  
40. (Repealed)  
50. Standards for compensation  
60. Awarding compensation  
65. Recommencing suspended proceedings  
70. Finality of awards  
80. Recovery from a collateral source  
90. Emergency compensation  
100. Recovery from an offender  
110. Definitions

13 AAC 80.010. **APPLICATIONS FOR COMPENSATION.** (a) All applications for compensation shall be made on the form authorized by the board. The information required by the board shall be supplied in full by the claimant, or the claim may not be considered. Additional sheets may be used, as necessary, to complete descriptions of the injury, incident or expenses. For those unable to make applications for compensation themselves (e.g., minors or the mentally incompetent), claims may be filed by a parent, guardian or other individual authorized to administer the injured party's estate. The applicant shall sign his completed application under oath before a notary public.

(b) Those medical reports and examination results which are reasonably available shall be submitted by the applicant no less than 10 days before the date of the hearing. On the basis of their potential relative importance or material