

HPB

31

Alaska State Legislature

REPRESENTATIVE
PAT POURCHOT

HOUSE FINANCE COMMITTEE
COMMITTEE ON OIL AND GAS



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House of Representatives

MEMORANDUM

DATE: April 10, 1987

TO: Senate Transportation Committee
Senator Lloyd Jones, Chairman
Senator Jack Coghill, Vice-Chairman
Senator Tim Kelly
Senator Mitch Abood
Senator Bettye Fahrenkamp

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 and the Senate State Affairs Committee.

SUMMARY

CSHB 31 (TRSP)

"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 of 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.

CSHB 31 (TRSP) 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-SPONSORS: Boucher, Taylor, Donley

CURRENT STATUS: (S) TRA

<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 calend 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
03/31/87	(S)	772	STA Rpt 4 PD
03/31/87	(S)	772	Referred to Transportation

STATE OF ALASKA
THE LEGISLATURE

POUCH Y STATE CAPITOL
JUNEAU, ALASKA 99811
967 465 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)

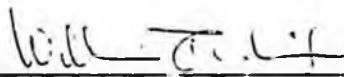
DATE: February 19, 1987

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

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

DEPARTMENT OF PUBLIC SAFETY
PERMIT

**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						
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REVENUE						
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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: _____
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

JNR
2/19/87