

HB

270

HOUSE COMMITTEE REPORT

(7)

Date Referred: April 10, 1991

FURTHER REFERRALS: Community & Regional Affairs

Date of Committee Action: 4/25/91

The TRANSPORTATION Committee considered:

HB 270

HOUSE BILL NO. 270

UNPAID PARKING TICKETS/IMPOUNDMENT

"An Act relating to motor vehicle registration and impoundment of motor vehicles."

- RECOMMENDATIONS:  the same title  
 be replaced with \_\_\_\_\_  a new title
- have attached amendments(s)  
 do pass  
 do not pass  
 no recommendations  
 individual recommendations  
 additional referral to the \_\_\_\_\_ Committee

ADOPTS: \_\_\_\_\_ letter of Intent

- ATTACHES NEW FISCAL NOTE(s): (Dept) APPROVES PREVIOUS: (Dept/Date)
- fiscal impact \_\_\_\_\_  fiscal note(s) \_\_\_\_\_
- zero fiscal note \_\_\_\_\_  zero fiscal note(s) \_\_\_\_\_

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	DNP	NR	AM
<i>[Signature]</i>	X				
<i>David Phillips</i>	X				
<i>Gene K...</i>	X				
<i>Richard Storey</i>	X				

*[Signature]*  
 CHAIRMAN'S SIGNATURE

FISCAL NOTE

STATE OF ALASKA  
1991 LEGISLATIVE SESSION

BILL NO. HB 270

Revision Date: \_\_\_\_\_ Department Affected: Public Safety  
 Title: "An Act relating to motor vehicle registration and impoundment. . ." BRU: Statewide Support  
 Sponsor: Representative Baker Component: AK Public Safety Info. Network  
 Requestor: H. TRAN

COMPONENT SERIAL NO. 

	5	0	1
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EXPENDITURES/REVENUES: (Thousands of Dollars) (Inflation not Included)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES	2.0	0	0	0	0	0
TRAVEL						
CONTRACTUAL	5.0	0	0	0	0	0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>7.0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

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

GENERAL FUND	7.0	0	0	0	0	0
FEDERAL FUNDS						
OTHER/PROG RCPT						
<b>TOTAL</b>	<b>7.0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

Estimate of current year impact None

ANALYSIS: (Attach a separate page if necessary)

Please see attached.

Prepared by: KES Kenneth E. Bischoff Phone: 465-4336  
 Division: Administrative Services Date: 4/24/91  
 Approved by Commissioner: Richard L. Burton Date: 4/24/91  
 Agency: Department of Public Safety

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

HB NO. 270  
BILL ANALYSIS  
INFORMATION SYSTEMS

The existing wording of the proposed text (Section 1.(a)(12)) is unclear with regard to the triggering of the "Do Not Register" stipulation. Two possibilities can be inferred:

- the three or more infractions must be from the same issuing authority
- the three or more infractions may be from a combination of issuing authorities

For Information Systems' cost containment reasons, we suggest that the "Do Not Register" stipulation be imposed only as a result of three or more infractions being levied from a single issuing authority.

Cost calculations were made for each of the above possibilities. They are referred to as Single Issuing Authority and Multiple Issuing Authorities respectively.

Single Issuing Authority Alternative

The Alaska Public Safety Information Network's (APSIN) online system must be modified to allow the placing and removing of a "Do Not Register" indicator. The issuing authority will be responsible for placing and removing this indicator. DMV personnel would be limited to providing the name of the issuing authority and the date the indicator was set to the citizen wishing to register the vehicle.

Under this scenario, Information Systems' work effort would be relatively small. Costs would be as follows:

50 person hours @ \$40.00 per hour.....	\$2,000
Disk space to house indicator, date and issuing authority name.....	5,000
	-----
	\$7,000

Ongoing maintenance will be absorbed within the existing IS budget.

Multiple Issuing Authorities

APSIN's online and batch systems must be modified to allow the entry of each and every parking citation issued statewide by all state and municipal enforcement authorities. APSIN processing would be required to place and remove the "Do Not Register" indicator based on the number of citations issued, length of time outstanding, type of disposition, or a combination of these factors.

If the indicator must be set according to length of time outstanding, Information Systems must program for each issuing authority's specific ordinance governing when a violation becomes overdue. This is seen as a significant analysis and design issue.

Municipalities with the more sophisticated information processing systems already have applications in place to manage parking violations. We suspect these organizations will want a bulk data transfer of infraction information as opposed to using the APSIN online system, regardless of the organizations current usage of APSIN. We know Municipalities are already sensitive to double key stroking in law enforcement applications.

Under this scenario, Information Systems' work effort would be relatively large. Costs would be as follows:

	<u>Startup</u>	<u>Ongoing</u>
500 person hours @ \$40.00 per hour.....	\$20,000	
Disk space to house citations, indicator, date and issuing authority name.....	25,000	
CPU Resources .....	5,000	1,000
50 person hours @ \$40.00 per hour (ongoing maintenance each year for four years) .....	_____	<u>8,000</u>
	\$50,000	\$9,000

#### OTHER CONSIDERATIONS

The following items were identified in staff discussions as a result of a cursory review and analysis of the proposed HB:

On a change in vehicle ownership, it is the new owner that will be unable to register the vehicle, i.e., the "wrong" person is inconvenienced

Will rental car firms and commercial businesses be required to pay for violations incurred by their customers or employees?

Will DPS be required to issue warning notices when "Do Not Register" indicators are set? This type of change has not been included in the above cost estimates.

Will paper receipts for payment be accepted in lieu of changing the online indicator? If no, we are, in effect, mandating real time data entry on the part of issuing agencies.

Many citizens do not regularly make use of mail registration, often delaying in person registration until the last possible day. How will enforcement of expired registration be reconciled with the new legislation, i.e., will citizens claim "I was just notified that I cannot register - I need time to pay."

FAX TO: Eric Musser  
Office of Honorable Larry Baker

FROM: Dave Harbour

SUBJECT: Legislation

DATE: 4/22/91

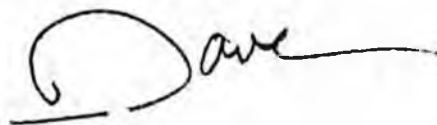
Eric:

Following is the information you requested.

In 1990, the Anchorage Parking Authority completed approximately 80,000 parking violation citations, of various types and for various amounts. Slightly over 20% of those were not paid. Most were \$10 parking violations. Some were \$50 expired tag citations and some were \$100 handicap parking violation citations. Parking violations not paid during the required time period had a \$15 penalty added. Many of those were not paid after the penalty was added.

1. At approximately \$17 each, total value of accounts.....\$1,280,000
2. Approximate value of all fines actually paid.....963,900
3. Approximate value of unpaid citations.....316,100

...hope this is what you needed.



Position Paper: Amendments to Sec. 1 AS 28.10.041(a) and  
Sec. 2 AS 28.35.300

A new paragraph (12) under AS 28.10.041(a) will provide agencies with a defense against parking "scofflaws". Currently, when a citizen fails to pay parking citations, agency recourse is minimal. One Municipality, Anchorage, provides that those not paying for three or more outstanding parking citations are:

- a. subject to having their cars towed (in which case, outstanding fines need not be paid, only the tow fee and current fine).
- b. subject to having their accounts sent to a collection agency (a new program only now being implemented).

It is in the interest of all citizens that laws in effect be properly enforced. If proper enforcement does not occur, conscientious citizens who pay citations subsidize public services on behalf of those who do not.

This amendment will serve to increase voluntary compliance with the law by adding a deterrent to ignoring parking citations: namely, the person who accrues three or more unpaid citations will be subject to having the record transferred to the Division of Motor Vehicles which will deny violators the privilege of registering vehicles until such citations are paid.

Fiscal note: The amendment is constructed in such a way that additional cost to the State will be avoided. Any cost for reporting will accrue to the requesting agency; it is understood that any agency not wishing to accrue the additional cost of enforcement by this method need not request support from DMV.

\* \* \*

A new Sec. 28.35.300 will be created under Article 6, RELEASE OF IMPOUNDED VEHICLES. This section will also increase incentive for voluntary compliance with parking laws by requiring that any vehicle which has been impounded by an agency may not be released from impoundment until such time as the owner of the vehicle has paid all outstanding parking fines and impoundment charges. It is thought that this section, when combined with the amendment above, will eliminate parking "scofflaws" in the State of Alaska, at the option of agencies wishing to employ these discretionary tools of enhanced enforcement.

Fiscal note: This section will result in no fiscal impact on the State. Fiscal impact on municipal agencies will occur only as such agencies, at their option, use the new enforcement tool.

Coordinating note: This legislation has been coordinated with the Division of Motor Vehicles at the request of the Anchorage Parking Authority.

STATE OF ALASKA  
THE LEGISLATURE

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JUNEAU, ALASKA 99811  
907.465.3800

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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

*House Transportation*

*4-25-91*



# House Transportation Committee

DATE: 4/25/91

PLACE: Room 17

SUBJECT OF MEETING:  
 HCR - 26  
 HB - 132  
 HB - 270

NAME	REPRESENTING	BUSINESS/PERSONAL MAILING ADDRESS	ZIP	(H) PHONE	(W) PHONE	DO YOU WANT TO TESTIFY?	WHAT SUBJECT/ WHICH BILL?
Bob Brodie	city of Kodiak	Box 1397 Kodiak	98615	486-3079	486-8635	(Y) N	HB 270
G. HORETSKI	D.P.S.	BOX N, JUN.			4322	(Y) N	IF Q'S HB 270
Juanita Hensley	DPS/DMV	Box N, JUN			4335	(Y) N	if Q HB 270
Lee Loumy Baker	Bill 5/20/91 HB 270	—				(Y) N	if Q HB 270
C. Davis				3420		(Y) N	246
Kirk Gerkin				3900		(Y) N	answer questions
						Y N	
						Y N	
						Y N	
						Y N	
						Y N	