

SB

146



Alaska State Legislature

Senator Curt Menard




While in
Session:
P.O. Box V
Juneau, Alaska
99811
(907)465-2679

Interim:
165 E. Parks
Highway
Wasilla, Alaska
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(907)373-2878

Senate
District
E

DATE: March 4, 1991

TO: Senator Pat Rodey, Chair
Senate State Affairs Committee

FROM: Senator Curt Menard 

RE: SB 146, relating to limited driving privileges for a person whose driver's license is suspended for failure to have motor vehicle liability insurance.

Thank you for your interest in scheduling SB 146 relating to limited driving privileges.

The bill allows the Department of Motor Vehicles a range of flexibility in granting limited licenses to persons whose license has been suspended for failure to have liability insurance. SB 146 adds medical purposes or severe hardship on the person's family as reasons for which a limited license may be granted. Current law allows a limited license for work purposes only.

This legislation applies only to licenses suspended for failure to have motor vehicle liability insurance. It does not apply to license revocation or suspension for any other offense, such as accumulation of points, DWI, or failure to provide proof of financial responsibility.

Although the legislation provides additional purposes for which a limited license may be granted, the same restrictions remain:

- . Proof that insurance has been obtained (SR 22) and
- . The license has not been suspended two or more times in the preceding 10 years.

If you have any questions prior to the hearing, please give me a call. I would appreciate your favorable consideration on this measure.



FISCAL NOTE

STATE OF ALASKA
1991 LEGISLATIVE SESSION

BILL NO. SB 146

Revision Date: _____
Title: An Act relating to limited
driving privileges. . .
Sponsor: _____
Requestor: _____

Department Affected: Public Safety
BRU: Motor Vehicles
Component: Driver Services

COMPONENT SERIAL NO.

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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						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

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						
FEDERAL FUNDS						
OTHER/PROG RCPT						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

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)

No fiscal impact anticipated.

Prepared by: Juanita Hensley, Chief
Division: Division of Motor Vehicles

Phone: 465-4335
Date: 3/4/91

Approved by Commissioner: *Richard L. Burton*
Agency: Department of Public Safety

Richard L. Burton
Date: 3/4/91

Distribution (by preparer): L _____ OMB, & Impacted Agency(ies)

BILL NO: SB 146

DATE: 3/6/91

TITLE: Limited Licenses for
Mandatory Insurance

CONTACT: Juanita Hensley
465-4335

POSTION PAPER / DEPARTMENT OF PUBLIC SAFETY

This bill requires the Department to issue a "limited license" to persons whose licenses are suspended for not having motor vehicle liability insurance. Under this bill, limited licenses could be issued for "medical reasons, to avoid family hardship, or for work purposes".

The Department's position is that the wording "to avoid a family hardship" is too broad, and should be deleted. The bill does not give any guidance as to what "a family hardship" is. Any family which would be inconvenienced by losing the services of an adult driver would feel that they are experiencing a hardship. Suspension of a drivers license is a punitive sanction, imposed because the motorist violated state law. There isn't much point in suspending a driver's license for not having motor vehicle insurance if an individual can be issued a limited license to drive for any reason.

The Department supports this bill with the recommended amendment.



Richard L. Burton
Commissioner

3-2-91

To Whom it May Concern:

I support the new bill Curt Menard has introduced.

I am a single father (7 years) of an 11 year old boy. I lost my license because of an uninsured accident, which was not my fault.

I received a limited license to go to and from work. However, this license does not permit me to go to the store, post office or bank.

Because I live in the Mat-Su Valley, where city transit is non-existent and postal service is not available, not to mention grocery stores which are 5 miles away, I have no choice but to break this law nearly daily.

I was stopped recently by the Alaska Troopers coming from the post office. I was ticketed for violation of my limited license. Now I face a mandatory 10 days in jail and another years suspension.

When I get out I'm sure I will be ticketed again.

The law, the way it stands, has made a common criminal out of me.

Sincerely,
Craig S. Ness



Palmer Police Department

433 SOUTH VALLEY WAY
PALMER, ALASKA 99643



RONALD L. OTTE
CHIEF OF POLICE

PHONE (907) 743-4811

TO: Senator Curt Menard

FROM: Ron Otte
Chief of Police - Palmer

DATE: March 4, 1991

RE: SB 146
"Limited driving privileges for a person whose driver's
license is suspended for failure to have liability insurance."

ATTENTION: Lola Young

I have reviewed the proposed amendments to AS 28.22.041 (c). I have no objections and, in fact, would support the concept of allowing limited driving privileges for medical reasons to avoid family hardship once a person has filed proof of financial responsibility. SB 146 provides balance and common sense when legitimate human needs dictate.

FAX #		NO OF PAGES
TO:	1	
DEPT:		
FROM:		

Palmer PD Phone 743-4811
 DO: Ron Otte Fax: 743-4811
 Possible print for transmission 743-4811