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# Alaska State Legislature



Senator Hollis French

## **SB 78 - Motor Vehicle Window Tinting**

### **Sponsor Statement**

Illegally tinted windows cause a number of safety concerns in Alaska's local communities. The dark tints create a danger for peace officers who approach vehicles, as they can completely block any view of the driver and passengers. In addition, these tints deny pedestrians, bikers and motorcyclists the opportunity to confirm they have been seen by a driver when meeting in an intersection or sharing a roadway.

Currently it is illegal for a vehicle to be on Alaska's roadways if the window tinting allows less than thirty percent of the light to transmit through the glass. However, it is not illegal for higher levels of tinting to be installed by auto detailing shops and similar businesses.

SB 78 would close this loophole by making it a misdemeanor to install illegal window tinting. The bill would also help enforcement efforts by allowing police to "go to the source" by bringing charges against installers.

Please join me in supporting this legislation.

**Senator Hollis French**


Capitol Room 417  
465-3892  
465-6595 fax



**MEMORANDUM**

Date: February 12, 2007

To: Senator Albert Kookesh, Chair  
Transportation Committee

From: Senator Hollis French 

RE: Request for Hearing -- SB 78 Motor Vehicle Window Tinting

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This is a request that you schedule a hearing on SB 78 "Motor Vehicle Window Tinting" at the earliest possible date.

I have attached a copy of the bill, and a sponsor statement for your use. I appreciate your consideration.

Attachments

**SENATE BILL NO. 78**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**TWENTY-FIFTH LEGISLATURE - FIRST SESSION**

**BY SENATOR FRENCH**

**Introduced: 2/9/07**

**Referred: Transportation, Judiciary**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to the installation of window tinting in automobiles."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 **\* Section 1.** AS 28.35 is amended by adding new sections to article 3 to read:

4 **Sec. 28.35.271. Installation of window tinting.** (a) A person commits the  
5 crime of improper installation of window tinting if the person in this state installs  
6 window tinting on a motor vehicle

7 (1) on portions of vehicle windows not permitted by the department; or

8 (2) that does not allow the level of light transmittance required by the  
9 department by regulation.

10 (b) In this section, "light transmittance" means the ratio, expressed as a  
11 percentage, of the amount of total light that is allowed to pass through a window,  
12 including glazing, to the amount of total light falling on the window.

# FISCAL NOTE

**STATE OF ALASKA**  
**2007 LEGISLATIVE SESSION**

Fiscal Note Number: SB78-DPS-AST-3-6-07  
 Bill Version: SB 78  
 ( ) Publish Date: \_\_\_\_\_

Revision Date/Time : \_\_\_\_\_ Dept. Affected: Public Safety  
 Title "An Act relating to the installation of window tinting in automobiles." RDU Alaska State Troopers  
 Component AST Detachments  
 Sponsor Senator French  
 Requester Senate Transportation Committee Component No. 2325

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2007) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2008 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

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

SB 78 makes it a crime to install window tinting on portions of a vehicle that the department has deemed improper or to install window tinting that does not allow for an appropriate level of light transmittance to pass through. AST does not expect a great number of these crimes to occur and predicts little impact to the Department of Public Safety.

Prepared by: Lt. Rodney Dial  
 Division: Division of Alaska State Troopers  
 Approved by: Commissioner Walt Monegan  
 Agency: Department of Public Safety

Phone 907-247-4480  
 Date/Time 3/5/07 1600  
 Date 3/6/2007

# FISCAL NOTE

**STATE OF ALASKA**  
**2007 LEGISLATIVE SESSION**

Fiscal Note Number: SB078-LAW-CJL-3-6-07  
 Bill Version: SB078  
 ( ) Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction):  
 Title An Act relating to motor vehicle window tinting

Dept. Affected: Law  
 RDU Criminal  
 Component Criminal Justice Litigation

Sponsor SENATOR FRENCH  
 Requester SENATE TRANSPORTATION

Component No. \_\_\_\_\_

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2007) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2008 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

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

The bill would make it a crime to install tinted windows on those parts of a motor vehicle where they are not permitted by the department (DOA) or at a level of darkness that is not allowed by the department. The penalty for conviction of this prohibition is a misdemeanor, with a maximum fine of \$500 and 90 days incarceration.

The Department of Law does not anticipate any significant fiscal impact from passage of this legislation.

Prepared by: Robert Meiners, Acting Director  
 Division: Administrative Services Division  
 Approved by: Robert Meiners for Talis Colberg, Attorney General  
 Agency: Department of Law

Phone 465-5427  
 Date/Time 3/6/07 9:20 AM  
 Date 3/6/2007



## SENATE TRANSPORTATION COMMITTEE

e-mail: [Senator Albert M. Kookesh@legis.state.ak.us](mailto:Senator Albert M. Kookesh@legis.state.ak.us)

State Capitol, Room 11  
Juneau AK, 99801-1182  
907-465-6828  
888-461-3732  
FAX 907-465-2652

To: Senate Secretary  
From: Senator Albert M. Kookesh *AK*  
Date: March 1, 2007  
RE: Senate Transportation – For the week of March 5 – 9, 2007

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**Tuesday, March 6, 2007**

SB 78: Motor Vehicle Window Tinting  
1:30pm: State Capitol, Room 205 (Butrovich Room)

**Thursday, March 8, 2007**

No meeting scheduled.

*Senators Hookash*

**Announcements at the end of the Senate Transportation Meeting**

**There will be NO meetings next week (March 12 to 16)**

*next week*

But we'll be scheduling a couple of bills on:

**Tuesday, March 20:**

HB 102 (Coghill): An act relating to passing stationary vehicles

And

SB 105 (Hoffman): An act relating to reimbursement to municipalities by DOT for debt incurred by those municipalities for certain Capital Projects.

**Thursday, March 22:**

*AND*

Confirmation Hearing for the DOT Commissioner

*Dancy*



ALASKA STATE LEGISLATURE  
SENATE BILL NO. 78

**HISTORY IN THE SENATE**

2007

2/a

Read first time and referred to:

TRA, JUD

\_\_\_\_\_ RPT CS( ) \_\_\_\_\_ New Title  
\_\_\_\_\_ DP \_\_\_\_\_ DNP \_\_\_\_\_ NR \_\_\_\_\_ AM  
\_\_\_\_\_ FN \_\_\_\_\_ OFN / Prev: \_\_\_\_\_ FN \_\_\_\_\_ OFN  
To: \_\_\_\_\_

\_\_\_\_\_ RPT CS( ) \_\_\_\_\_ New Title  
\_\_\_\_\_ DP \_\_\_\_\_ DNP \_\_\_\_\_ NR \_\_\_\_\_ AM  
\_\_\_\_\_ FN \_\_\_\_\_ OFN / Prev: \_\_\_\_\_ FN \_\_\_\_\_ OFN  
To: \_\_\_\_\_

\_\_\_\_\_ RPT CS( ) \_\_\_\_\_ New Title  
\_\_\_\_\_ DP \_\_\_\_\_ DNP \_\_\_\_\_ NR \_\_\_\_\_ AM  
\_\_\_\_\_ FN \_\_\_\_\_ OFN / Prev: \_\_\_\_\_ FN \_\_\_\_\_ OFN  
To: \_\_\_\_\_

**Read second time**

CS( ) Adopted  New Title

Amended \_\_\_\_\_  
 \_\_\_\_\_ Advanced / 3rd Rdg. \_\_\_\_\_

**Read third time**

Title Amendment  
 Return to 2nd & amended \_\_\_\_\_

Passed Y \_\_\_\_\_ N \_\_\_\_\_ E \_\_\_\_\_ A \_\_\_\_\_  
 EFD same or Y \_\_\_\_\_ N \_\_\_\_\_ E \_\_\_\_\_ A \_\_\_\_\_  
 CBR same or Y \_\_\_\_\_ N \_\_\_\_\_ E \_\_\_\_\_ A \_\_\_\_\_  
 CRT same or Y \_\_\_\_\_ N \_\_\_\_\_ E \_\_\_\_\_ A \_\_\_\_\_  
 \_\_\_\_\_

**Reconsideration**

Reconsideration not taken up

Title Amendment  
 Return to 2nd & amended \_\_\_\_\_

Passed/Rec Y \_\_\_\_\_ N \_\_\_\_\_ E \_\_\_\_\_ A \_\_\_\_\_  
 EFD same or Y \_\_\_\_\_ N \_\_\_\_\_ E \_\_\_\_\_ A \_\_\_\_\_  
 CBR same or Y \_\_\_\_\_ N \_\_\_\_\_ E \_\_\_\_\_ A \_\_\_\_\_  
 CRT same or Y \_\_\_\_\_ N \_\_\_\_\_ E \_\_\_\_\_ A \_\_\_\_\_  
 \_\_\_\_\_

Engrossed, signed by the President  
Transmitted to the House

Secretary of the Senate

**HISTORY IN THE HOUSE**

20

Read first time and referred to:

\_\_\_\_\_ RPT HCS( ) \_\_\_\_\_ NT: HCR \_\_\_\_\_  
\_\_\_\_\_ DP \_\_\_\_\_ DNP \_\_\_\_\_ NR \_\_\_\_\_ AM  
\_\_\_\_\_ FN \_\_\_\_\_ OFN / Prev: \_\_\_\_\_ FN \_\_\_\_\_ OFN

\_\_\_\_\_ RPT HCS( ) \_\_\_\_\_ NT: HCR \_\_\_\_\_  
\_\_\_\_\_ DP \_\_\_\_\_ DNP \_\_\_\_\_ NR \_\_\_\_\_ AM  
\_\_\_\_\_ FN \_\_\_\_\_ OFN / Prev: \_\_\_\_\_ FN \_\_\_\_\_ OFN

\_\_\_\_\_ RPT HCS( ) \_\_\_\_\_ NT: HCR \_\_\_\_\_  
\_\_\_\_\_ DP \_\_\_\_\_ DNP \_\_\_\_\_ NR \_\_\_\_\_ AM  
\_\_\_\_\_ FN \_\_\_\_\_ OFN / Prev: \_\_\_\_\_ FN \_\_\_\_\_ OFN

\_\_\_\_\_ RPT HCS( ) \_\_\_\_\_ NT: HCR \_\_\_\_\_  
\_\_\_\_\_ DP \_\_\_\_\_ DNP \_\_\_\_\_ NR \_\_\_\_\_ AM  
\_\_\_\_\_ FN \_\_\_\_\_ OFN / Prev: \_\_\_\_\_ FN \_\_\_\_\_ OFN

**Read second time**

HCS( ) Adopted  New Title  
HCR No. \_\_\_\_\_

Amended \_\_\_\_\_  
 \_\_\_\_\_ Advanced / 3rd Rdg. \_\_\_\_\_

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 CBR same or Y \_\_\_\_\_ N \_\_\_\_\_ E \_\_\_\_\_ A \_\_\_\_\_  
 CRT same or Y \_\_\_\_\_ N \_\_\_\_\_ E \_\_\_\_\_ A \_\_\_\_\_  
 \_\_\_\_\_

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Passed/Rec Y \_\_\_\_\_ N \_\_\_\_\_ E \_\_\_\_\_ A \_\_\_\_\_  
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 CBR same or Y \_\_\_\_\_ N \_\_\_\_\_ E \_\_\_\_\_ A \_\_\_\_\_  
 CRT same or Y \_\_\_\_\_ N \_\_\_\_\_ E \_\_\_\_\_ A \_\_\_\_\_  
 \_\_\_\_\_

Engrossed, signed by the Speaker  
Returned to the Senate

Chief Clerk of the House

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