

LEG. FINANCE - BILLS 1975 - 1976 539
SB 266 cont., SB 266 539

FISCAL YEAR 1976

Division of Vehicle and Drivers Services

300 - Contractual Services

310 - Communications - Additional telephone extensions
and services required 1,000

Additional Postage Required 200

330 - Rents and Utilities - Additional space rental
and attendant costs required 37,800

360 - Equipment Rental - Terminal on-line System
Direct Line Field Terminals 108,000
Hardware Rentals 31,000

380 - Professional Fees and Services
Microfilm System
Contact: Code and Microfilm existing files 20,000

TOTAL 198,000

FISCAL YEAR 1976

Division of Vehicle and Drivers Services

400 - Commodities

470 - Professional and Scientific Supplies

Microfilm System

1200 rolls of film

6,000

ongoing filming

2,000

480 - Stationery and Office Supplies

Office supplies and desk set ups

3 positions @ \$100

300

TOTAL

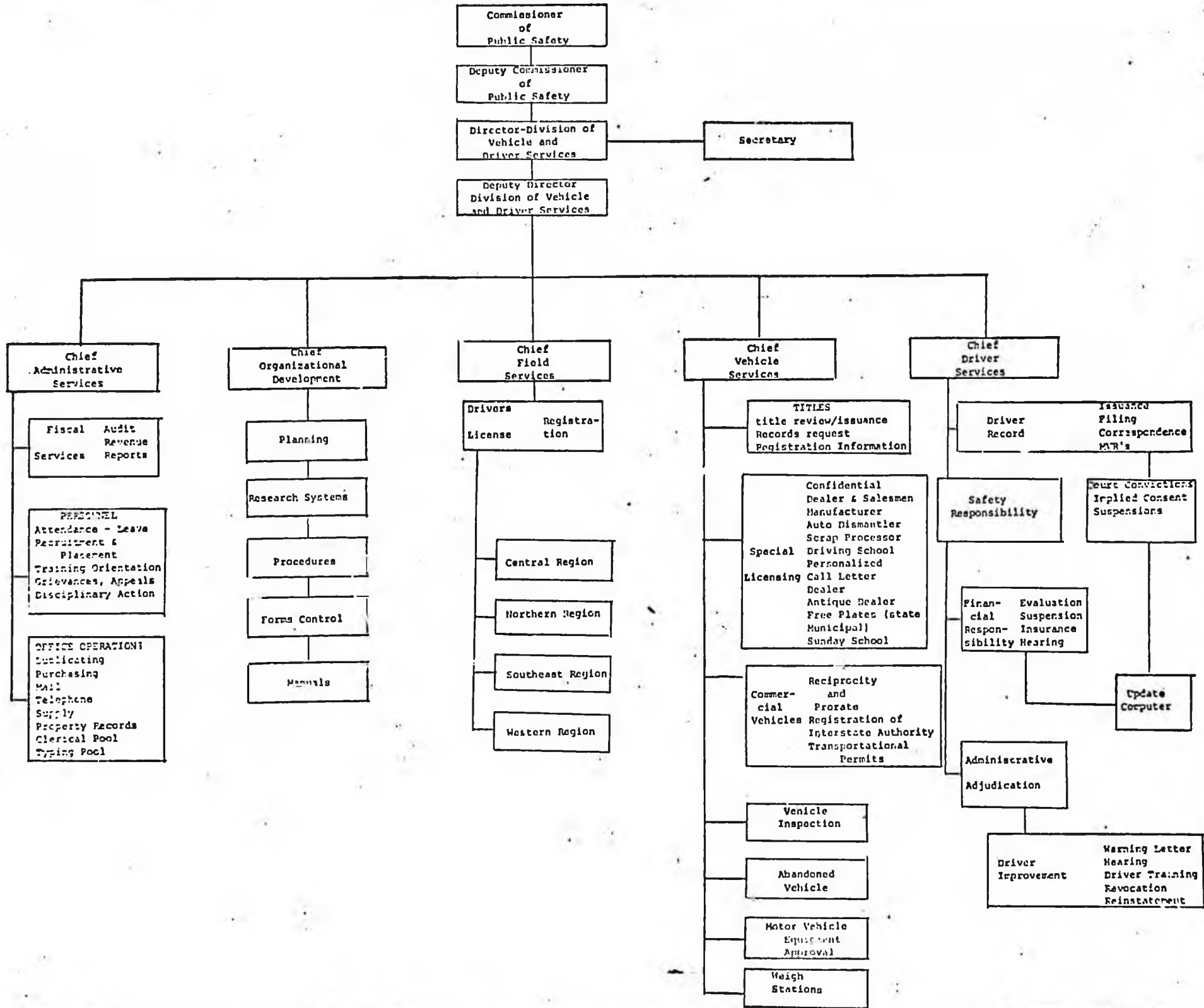
8,300

FISCAL YEAR 1976

Division of Vehicle and Drivers Services

500 - Equipment	
Deputy Director	
Desk, Chair, Credenza, Table, Guest Chairs	1,000
Systems Analyst II	
Desk, Chair, File	600
Research Analyst II	
Desk, Chair, File	600
Microfilm Equipment, Plus Attachments	80,000
	TOTAL
	82,200

ORGANISATIONAL CHART
Division of Vehicle and Driver Services



STATE OF ALASKA

MOTOR VEHICLES DIVISION

In Cooperation With:

Division of Excise Tax
Alaska Transportation Commission
Department of Highways
Alaska State Troopers
Division of Weights & Measures
Division of Water & Air Quality Control

GUIDE FOR COMMERCIAL VEHICLE OPERATORS



A Checklist of Agencies,
Their Regulations, Licenses and Permits

FOREWORD

Those who operate commercial vehicles within this state may be required to comply with laws that cover a wide range of vehicle use. As many of these laws are written for very limited or a particular operation, it is not possible to list all of the detailed rules and regulations in this publication.

The purpose here is simply to outline the basic requirements for the interstate and intrastate movement of vehicles and to provide you with a guide to the proper agency for help with your questions and problems.

For your convenience, the addresses and telephone numbers of the principal offices of each agency are listed on the last page.

C. L. "Bud" Pyles
Director of Motor Vehicles

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SECTION I

AGENCY CHECKLIST

Examples of the Types of Laws and Regulations
Administered by Alaska State Agencies

You must check with the:

1. Division of Motor Vehicles

If you:

Operate from a state which does not have reciprocity with Alaska.

Operate from a prorate compact or bilateral prorate agreement state.

Haul loads intrastate within Alaska.

2. Division of Excise Tax

If you:

Purchase motor fuel out of state for use in the state.

3. Alaska Transportation Commission

If you:

Are engaged in transportation of property for compensation over the highways of Alaska.

Operate any truck, trailer, semitrailer, or pickup equipped with a cargo tank which is used for the transportation of flammable liquids.

If you rent or lease a vehicle with the driver which will operate over the highways of Alaska.

4. Department of Highways

If you:

Operate oversize or overweight vehicles or loads over the state highway system.

5. Alaska State Troopers

If you:

Transport explosives or other materials which by their nature are required to be considered explosive and are designated as such by the United States Department of Transportation.

6. Division of Weights & Measures

7. Division of Water & Air Quality Control

If you:

Engage in the business of hauling liquid waste or radioactive materials.

SECTION II

LICENSE AND PERMIT CHECKLIST

Examples of the Types of Licenses or Permits
Issued by Alaska State Agencies

Licenses and permits are issued by the following agencies:

1. Division of Motor Vehicles

Annual Registration

Commercial License Plates

Annual registration is required to operate vehicles within Alaska.

If:

There is no reciprocity between your state and Alaska for inter-state hauls, unless the vehicle is cleared by one of the alternatives to registration listed herein.

Alternatives to Annual Registration

Prorate License Plates

Issued to fleets of vehicles operated in two or more states by paying prorated fees

If:

Your state or province is one of the jurisdictions that has officially signed the Uniform Vehicle Proration and Reciprocity Compact, or a bilateral prorate agreement and you operate a fleet.

NOTE: FLEET COMMERCIAL VEHICLES OPERATED INTO THIS STATE UNDER THE CONTROL OF A PRORATE OPERATOR WHO IS BASED IN ANY ONE OF THE COMPACT JURISDICTIONS, BILATERAL AGREEMENT STATE OR A NON-COMPACT STATE WHEN HE HAS ELECTED TO PRORATE HIS FLEET WITH THIS STATE MUST BE PRORATE REGISTERED OR QUALIFIED IN ONE OF THE FOLLOWING WAYS:

- a. ANNUAL REGISTRATION
- b. NON-RESIDENT COMMERCIAL VEHICLE TEMPORARY REGISTRATION
- c. NON-RESIDENT COMMERCIAL VEHICLE TRIP PERMIT

Temporary Registration for Non-Resident Commercial Vehicles

Issued for 30, 60, or 90 days in lieu of annual or prorate registration

If:

The out-of-state registration is current. Fees are collected at 20%, 35%, and 50% of the full year fee.

Five-Dollar, Five-Day Non-Resident Commercial Vehicle Trip Permit
(laden vehicles operated on either an interstate or intrastate basis.)

A non-resident commercial vehicle trip permit may be obtained for commercial vehicles meeting the registration requirements of the state in which it is based. The vehicle is to be operated in such a way as to otherwise require Alaska registration.

These permits are valid for five (5) consecutive days (the day of first use, plus four (4) consecutive days thereafter). The cost is \$5 for each permit.

One-Trip Permit (unladen vehicles only)

A one-trip permit, when issued for a vehicle prior to any movement of the vehicle requiring registration, is valid to move the vehicle unladen for one continuous trip within this state

If:

The permit is obtained and completed prior to the movement of the vehicle within Alaska. The cost is \$5 for each permit.

NOTE: IF ADDITIONAL INFORMATION IS NEEDED ABOUT LAWS REGULATING OPERATION OF TRUCKS, BUSES, TRUCK-TRACTORS, AND COMBINATIONS OF VEHICLES, A COPY OF THE COMMERCIAL VEHICLE SUPPLEMENT TO THE ALASKA VEHICLE LAWS WILL BE MAILED UPON REQUEST.

2. Division of Excise Tax

Motor Fuel Tax Return

There are no Use Fuel Tax Permit requirements. A Motor Fuel Tax Return is required to be filed.

If:

A user who purchases motor fuel out of the state and ships it into the state for his own use shall remit the accrued tax on the actual amount of fuel used by him each month. A person who purchases motor fuel within the state with the tax included need not file a return.

3. Alaska Transportation Commission

Requires:

Intrastate operating authority to engage in the transportation of

property for compensation over the highways of the state.

Registration by Interstate Motor Carriers with Alaska Transportation Commission.

If:

You are a highway carrier engaged in the interstate transportation or property for compensation by motor vehicle on any highway in this state, regardless of whether the operations require authority from the Interstate Commerce Commission or are exempt from its regulation.

(No provision covering interstate operators by motor vehicle operating exclusively as a private carrier.)

NOTE: THE GROSS OPERATING REVENUE OF FOR-HIRE CARRIERS OPERATING INTRASTATE IS SUBJECT TO ALASKA BUSINESS LICENSE AND MUST FILE AN APPLICATION WITH DIVISION OF AUDIT, POUCH SA, JUNEAU, AK.

4. Department of Highways

Transportation Permits

Permits are required

If:

Your vehicle or load is oversize or overweight.

Basically, the Vehicle Code establishes maximum dimensions for vehicles and loads thereon of not to exceed 96 inches in width, 13 feet 6 inches in height, 40 feet in length (70 feet in combination). Weight of vehicle and load is limited to: 20,000 lbs. on single axles, 34,000 lbs. on dual tandems and 42,000 lbs. on triple tandems, 500 lbs. per inch of tire width and a gross vehicle weight determined from the formula $W = 500 \frac{LN+12N+36}{N-1}$

where L = total wheel base and N = number of axles.

Detailed Regulations will be mailed upon request.

5. Alaska State Troopers

Enforces laws regulating the operation of vehicles and the use of the highways.

Permit to Transport Explosives

A permit is required

If:

Your vehicle is operated on any public highway for the purpose of

transporting any explosive.

6. Division of Weights & Measures

Enforces laws regulating the size, weight, registration and operating authority of commercial vehicles.

7. Division of Water & Air Quality Control

Enforces solid waste disposal.

Requires that diesel emissions not exceed 40 % capacity and that gasoline-powered engine emissions not be visible.

SECTION III

AGENCY OFFICES

DIVISION OF MOTOR VEHICLES
Charles "Bud" Pyles, Director
P. O. Box 960
Anchorage, Alaska 99510

Telephone: (907) 272-1581

DIVISION OF EXCISE TAX
Steffen Anderson, Director
Pouch S
Juneau, Alaska 99801.

Telephone: (907) 586-2396

ALASKA TRANSPORTATION COMMISSION
Les Hammond, Agent
338 Denali, 10th Fl. Mackay Bldg.
Anchorage, Alaska 99501

Telephone: (907) 279-1451

DEPARTMENT OF HIGHWAYS
Gerald J. Miller, Maint. Eng.
P. O. Box 1467
Juneau, Alaska 99801

Telephone: (907) 364-2121

ALASKA STATE TROOPERS
M. E. Dankworth, Director
Box 6188 Annex
Anchorage, Alaska 99501

Telephone: (907) 272-1561

DIVISION OF WEIGHTS & MEASURES
Frank Adkins, Chief Inspector
2263 Spenard Road
Anchorage, Alaska 99503

Telephone: (907) 279-0508

DIVISION OF WATER & AIR QUALITY CNTRL.
Jon Scribner, Acting Director
Pouch O
Juneau, Alaska 99801

Telephone: (907) 586-6721

NOTE: COMMERCIAL VEHICLE OPERATORS WITHIN ALASKA SHOULD CONTACT THE NEAREST DEPARTMENT OR DISTRICT OFFICE FOR ASSISTANCE OR PERMITS. FOR ADDRESSES OF THESE OFFICES, SEE YOUR LOCAL TELEPHONE DIRECTORY.

MEMORANDUM

State of Alaska

TO: Don Barnes, Deputy Director
Administrative Services Division
Department of Revenue

DATE:

4/3/75

FILE NO:

4:30 p.m. (Juno time)

TELEPHONE NO:

FROM: C. L. Pyles, Director
Motor Vehicle Division
Department of Revenue

SUBJECT:

Senate Bill 266
Fiscal Note

I. REQUEST

Bill Identification:
Title Identification:

House Bill 266
An Act Relating to
Transfer of M/V Functions

The functioning of "vehicle and driver services" is complex and interrelated, and cannot be administered adequately or economically if the responsibility is scattered among various agencies.

The chief objective in transferring the motor vehicle functions is to improve the quality of services to motorists in our state through the better utilization of funds now being spent on vehicle and driver services.

The single state agency for vehicle and driver services will allow us to:

1. Integrate vehicle and driver planning at the state and local level in order to meet increasing demands and to achieve a balanced development of facilities and services.
2. Have a consolidated planning program with long-term comprehensive state-wide planning and realistic and unified budget which will enable the State to better concentrate major priorities.
3. Consider all modes of vehicle and driver responsibilities and all efforts (public and private) within the same organizational unit and in a consistent, coordinated, comprehensive, and continuing manner.
4. Establish state-wide comprehensive goals and objectives for the development of facilities and services.
5. Help reduce costs and provide for a more efficient expenditure of funds through improved administration and by avoiding duplication.

DEPT. OF PUBLIC SAFETY
Alaska Traffic Safety Bureau
APR 7 1975
RECEIVED

April 3, 1975

6. Help local communities define their requirements and encourage the development of new systems.

In summary, it will provide an organizational unit which can consider the needs of the entire state and provide for a more effective management of resources.

II. FISCAL DETAIL

The 1975-76 budget has not been approved as of this date. When it is approved and the allocations are made, the entire amount of M/V's budget must be transferred intact.

The following functions now being performed in Juneau are supporting functions of this Division and some of that support should also be transferred from Administrative Services Division.

Administrative Services

Fiscal Officer	Procurement & Supply
Finance Officer	Advisor on budget problems Code distribution documents
Personnel Technician	Personnel documents Leave records
Director of Administrative Services	Budget review
Chief Cashier	Revenue transmittals Travel to Commission Agents Post Audits
Accountant II	Claims for reimbursement (travel)
Deputy Director of Administrative Svcs.	M/V Liaison

This Division does not have the allocation of time Juneau personnel spend on the above functions. This should be determined in Juneau.

CLP;bsm

MEMORANDUM

TO:

P. A. Wall, Director
Division of Administrative
Services
Department of Revenue

DATE: April 1, 1975

FROM:

C. L. Pyles, Director
Division of Motor Vehicles
(CP)

SUBJECT: "Pipeline Impact"

Submitted per your request is a general justification
for expenditures related to "pipeline impact."

Proof of Impact

Fact

- (1) Normal registration growth prior to pipeline was 8% per annum.
- (2) Base year, 1973 (calendar); registrations were 207,391 as opposed to 191,788 for 1972--an 8% increase.
- (3) 1974 was the first significant pipeline impact year; 1974 registrations were 252,405 as opposed to 207,391 for 1973, or a 21% increase.
- (4) The difference in pipeline impact over normal growth is $21\% - 8\% = 13\%$.
- (5) Initial title transactions, i.e., new, foreign jurisdiction, or NTI, for 1974 increased to 58,529 from 48,599 in 1973 or 20%.
- (6) The difference in pipeline impact over normal growth is $20.5\% - 8\% = 12.5\%$

a. This factor establishes that a correlation in growth between registrations and titles exists.

b. The growth factor is 13%.

Economic Assumption

Because there has been an abnormal growth rate of 13% in vehicle registrations and new titles above and beyond the normal historic growth pattern, it must be assumed that the total function of the Division of Motor Vehicles has been inspected by growth of 13% more than normal. Therefore, it can be assumed that at least an average of 13% of total expenditure by the Division should be coded to impact.

Although there was an average 13% pipeline impact upon the Division, specific areas have been impacted at a considerably higher percentage.

License Plate Issue

Interviews with the Greater Anchorage Area Borough Planning Agency, Department of Labor, University of Alaska, and the City of Fairbanks elicited a consensus of opinion that between 30% and 50% of the influx of population entering Alaska during 1974 was directly or indirectly related to petroleum activity. It is estimated that a considerably higher percentage of population influx during 1975 will be involved directly with petroleum oriented activity, services supporting petroleum activity or people looking for "Boom" employment. The economic recession in the "Lower 48" has and will continue to entice the unemployed to "try" Alaska for a job. A point of interest is that through interviews with auto dealers it was ascertained that local new vehicle sales did not improve substantially over prior year sales, but total new vehicle sales rose substantially.

The reason given by local auto dealers was that although the demand was here, they, the local dealers, could not make delivery. Therefore, the majority of new fleets and company vehicles were sold and delivered by out-of-state dealers.

Documentation shows that 10,000 more new vehicles were titled and registered in the state in 1974 than in 1973. Mobile home sales and space rentals, although not documented, have grown at a "fantastic rate."¹

The Division has encumbered \$102,618 for the purchase of license plates. The Division issued 78,026 plates in 1974 and is estimating the issuance of in excess of 40,000 in the next four months for a total of 118,000. Predicated on the estimate that between 30% and 50% of the population influx into the state was directly or indirectly related to pipeline, and the estimate that the percentage factor may increase, and that plate replacement is negligible; it can be assumed that 40% of new plates issued were related to oil activity. Therefore, of the \$102,618 encumbered for plate purchase \$41,047 is pipeline related.

Other areas that can be specifically related to pipeline impact are: postage, exerox billings, forms and supplies. Using figures provided by the DMV Administrative Officer, and a conservative 13% average pipeline impact rate, it can be estimated that at least \$12,500 of already expended postage, forms, etc., can be attributed to pipeline impact.

Funds already expended specifically identified to pipeline

¹ Mobile Home Association

impact are estimated at \$53,547.00.

General Narrative

Based upon the assumption that at least 13% of vehicles on the road are pipeline related, it can be assumed that 13% of 1975 renewal postage will be pipeline related, or 26,000 vehicles, or \$5,200.00. It can also be estimated that at least 68,000 vehicles will be titled between January 1, 1975, and July 1, 1975; at least 13% of these vehicles will be pipeline related; and the Division will expend at least \$1,300 in postage for titles that are pipeline related. Thus, the Division should expend approximately an additional \$6,500 in postage in addition to funds already expended.

Predicated upon 1973 base year statistics, DMV average activity increased by 21%. For its 8% normal growth the Division did not receive commensurate manpower. For the 13% abnormal pipeline growth the Division received a 6% increase in manpower. Therefore, the Division is working at a 15% net deficit in manpower.

The question can be asked "How can the Division maintain the same percentage of service as base year 1973?" The Division has actively solicited the use of federally funded manpower programs. During the year 74-75 the Division has obtained the services of eight federally funded personnel and will net at least six man years of work from these personnel. Although federally funded personnel are not equal in quality to fully trained state personnel, it can be assumed that their presence absorbs 1/3 of the net manpower deficit. The Division

has also initiated a work efficiency program that has eliminated 1/3 of the net manpower deficit. Thus, even after increasing productivity of Division personnel through efficiency planning and developing additional manpower sources through federally funded programs, the Division is still operating with a 5% deficit in personnel as compared to base year 1973. If the Division loses its federal programs, which it will as of July 1, 1975, it will be operating at a net manpower vs. activity ratio of minus 2/3 of 1974 growth increase, i.e., -2/3 of 21% growth. Any additional increase in pipeline impact or additional growth will bring a further minus percentage manpower vs. activity ratio.

The manhours worked by federally funded personnel have a significant dollar value to the Division. Salary and benefits for each federally funded worker have a value to the Division of \$11,000 per annum. Therefore, if the Division is able to use these personnel for six man years the saving to the state would be approximately \$66,000.

The end result is that if the Division is expected to maintain its service at the 1973 base year level additional personal service funds must be allocated to meet the rise in Division activity.

cc: D. Barnes

CLP-KYS-br

MEMORANDUM

State of Alaska

TO: Charles L. Pyles
Director

DATE: March 7, 1975

FILE NO:

TELEPHONE NO:

FROM: Kenneth Y. Simpson *KYS*
Registrar

SUBJECT: Program Budgeting and Planning

Attached is a preliminary narrative regarding what I consider as priority objectives for the division for the next three years. I consider objectives 1, 2, and 3 to be the top priority items.

KYS:bs

Attachments

DIVISION OF MOTOR VEHICLES
OBJECTIVES 1977 - 1978 - 1979

1. Complete terminal (on line) system connecting D.M.V. headquarters, field offices and all law enforcement agencies.
2. Complete D.M.V. microfilm system at D.M.V. headquarters.
3. Merge and relocate D.M.V. field offices and Drivers' License offices in the areas of Anchorage, Fairbanks and Juneau to locations that are accessible to the public and will allow D.M.V. and Drivers' License personnel to operate in an efficient, total service operation. There would need to be 6,550 sq. feet in addition to existing D.M.V. headquarters.
4. Phase out commission agent system and replace it with D.M.V. Representative I's in the areas of Kodiak, Palmer, Glennallen, Bethel and the use of circuit rider M.V. Representative I's operating from regional offices to service Haines, Wrangell, Petersburg and other areas deemed necessary.
5. Create I.C.C. prorate section to handle all commercial foreign jurisdiction vehicles.
6. Create planning and administrative section within D.M.V. headquarters.

RESULTS OF PROPOSED OBJECTIVES

1. A total terminal (on line) system will result in the solving of these three of the four basic problems that hamper the effectiveness of D.M.V. operations.
 - A. Inability to provide vehicle registration and title to correct owners within 10 working days of application.
 - B. Inability to communicate between D.M.V. offices and D.M.V. headquarters.
 - C. Inability to provide law enforcement with current reliable vehicle information.

The alternative to a direct line system is the existing paper/ key punch/tape/microfiche system. This system does not meet any of the requirements in A, B, or C above. It should be noted that the additional expense of the on line system is made up in the savings of deleting the key punch time. There were \$76,000 in interagency charges to D.M.V. during 1974 for that service.

2. A microfilm system directly related to a terminal (on line) system will enable D.M.V. to solve the fourth of the basic problems hampering the division, that being the inability to automatically index and file all supporting documents of ownership in a manner that they may be recorded sequentially or in random and retrieved in the same manner.

A microfilm system will save the state approximately 9700 man hours per year in manual filing. It will release 2,400 sq. feet of working space. Other obvious benefits are security protection, disaster protection, no misfiles and lost documents.

The alternative to microfilm is the continual purchase of additional filing cabinets and the additional hiring of clerks which will cause additional requests for working space and personnel services. The possibility of document theft, fire or other types of disaster is always prevalent. It should be noted that if the records are destroyed there is no way to replace them.

3. The merger of Anchorage D.M.V. and Drivers' License public service facilities and personnel to a location in an area outside the central city will benefit vehicle owners and operators and the state in the following ways.
 - A. A creation of a 22 person work force that is cross trained and housed in one facility would enable a total service capability.
 - B. Separation of public service functions from division headquarters.

will enable staff, title/data control and accounting personnel to operate within a secure area.

- C. The merging of personnel of D.M.V. and Drivers' License will enable the creation of a managerial position to act as a region manager. Current budgetary constraints do not allow either function to have a manager.

The alternative is to allow both entities to pursue their own course, staying in existing facilities that are unable to serve the public or take advantage of personnel cross training. Expected growth in the greater Anchorage area will create a situation that force other alternative methods of service that will prove to be uneconomical and only a stop gap to an ongoing problem.

4. Phasing out of commission agents in non-urban areas and replacing them with D.M.V. Representative I's stationed in Trooper detachments will be of mutual benefit to motorists, D.M.V. and the Alaska State Troopers for these reasons.
 - A. D.M.V. Representative I's may do drivers' licensing and title, registration application in the same facility.
 - B. D.M.V. Representative I's may also perform clerical functions thus releasing Troopers to their primary duty of law enforcement.
 - C. Trooper detachments already have terminal (on line) capability. Commission agents will never be permitted to operate terminals due to security reasons.
 - D. License plates, titles, cash and other semi-confidential documents will be stored in a secure area with law enforcement protection.

The alternative is to either continue to use the commission agent system or create separate D.M.V. field offices. As a general rule, commission agents do not have the discipline or knowledge to handle sophisticated vehicle transactions. It should be noted that state service is not their primary function. Creation of D.M.V. facilities and personnel to staff them could not be justified due to high construction costs and lack of activity during D.M.V. inactivity.

5. Alaska entered into the Western States Proration Agreement in 1974. This action enabled Alaska for the first time to register and identify commercial interstate vehicles. Because of the high influx of interstate traffic and the proposed entrance of Alaska into a national prorate agreement, it will be necessary to create staffing to administer the program. The alternative to not creating the section is that due to increased activity it will be unable to continue operating thus reverting back to pre-1974 activity of no registration and identification.

6. D.M.V. and Drivers' Licenses have evolved in a short period of time from very small sections to divisional size. Because of this, their activities and staffing have always been predicated towards line operations. The creation of a Planning and Administrative staff will be mandatory. It should be noted the merging of D.M.V. and Drivers' Licenses will create an entity as large as some Departments. Areas that could come under this section are:
 - A. Public education
 - B. Interagency liaison
 - C. Budget
 - D. Accounting
 - E. Personnel
 - F. Legislative liaison
 - G. Public information



RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James O. Smith
Signature of Camera Operator

1/31/90
Date

COMMITTEE REPORT

4/1/75

SENATE

Mr. President:

Date 4/10/75

The Committee on FINANCE has had SB 266

~~transferring functions to the Dept. of Revenue motor vehicles to Dept. Public Safety~~
under consideration. A Majority of the members of the Committee

- recommends it DO PASS
- recommends it DO NOT PASS
- recommends it DO PASS WITH ATTACHED AMENDMENT(S)
- recommends it BE REPLACED WITH CS FOR _____ AND THAT
CS FOR _____ DO PASS
- "and" recommends it BE REFERRED TO THE _____
COMMITTEE
- reports it back WITHOUT RECOMMENDATION
- "other"

Members signing the Majority report:

<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>
_____	_____	_____

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

[Signature] Chairman

SB
266

March 13, 1975

The Honorable Chancy Croft
President of the Senate
Alaska State Legislature
Juneau, Alaska 99811

Dear Mr. President:

In accordance with AS 24.30.060(b) and the Uniform Rules of the Alaska State Legislature, I am transmitting a bill which transfers those duties of the Department of Revenue relating to motor vehicles to the Department of Public Safety. The primary duties transferred are those related to motor vehicle registration and licensing. Also, sec. 13 of the bill deletes and part of sec. 29 repeals provisions referring to old statutes which were, themselves, repealed at an earlier date.

The effect of this bill will be the accomplishment of greater administrative and functional efficiency.

Sincerely,

Jay S. Hammond
Governor

Introduced: 3/13/75
Referred: Judiciary and
Finance

1 IN THE SENATE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 266

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act transferring those functions of the Department
7 of Revenue relating to motor vehicles to the Depart-
8 ment of Public Safety; and providing for an effective
9 date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 * Section 1. AS 05.30.010 is amended to read:

12 Sec. 05.30.010. UNLAWFUL TO OPERATE UNREGISTERED VEHICLE.

13 Except for operation on the owner's private property, no person may
14 operate a snow vehicle which has not been registered with the Department
15 of Public Safety [REVENUE] as provided in this chapter.

16 * Sec. 2. AS 05.30.050 is amended to read:

17 Sec. 05.30.050. TRANSFER OF OWNERSHIP. The Department of Public
18 Safety [REVENUE] shall promulgate regulations to accomplish transfer
19 of ownership of snow vehicles.

20 * Sec. 3. AS 08.66.010 is amended to read:

21 Sec. 08.66.010. DEALERS TO REGISTER. Every dealer in motor
22 vehicles, trailers or semi-trailers shall, as a condition to engaging
23 in business in this state, register annually with the Department of
24 Public Safety [REVENUE].

25 * Sec. 4. AS 08.66.030 is amended to read:

26 Sec. 08.66.030. FORM OF APPLICATION. The Department of Public
27 Safety [REVENUE] shall prescribe and furnish the form of application
28 for dealer registration. The application shall contain

29 (1) the name under which the business is conducted;

1 (2) the location of business;

2 (3) the name and address of all persons having an interest
3 in the business, and in the case of a corporation the application
4 shall contain the name and address of the two principal officers;

5 (4) the name and make of all vehicles handled;

6 (5) whether or not used vehicles are handled;

7 (6) a statement that the applicant is a bona fide dealer in
8 motor vehicles, trailers, or semi-trailers with an established business
9 at the location given;

10 (7) such other information as the Department of Public
11 Safety [REVENUE] requires to administer this chapter.

12 * Sec. 5. AS 08.66.040 is amended to read:

13 Sec. 08.66.040. FILING APPLICATION FOR REGISTRATION. The appli-
14 cation shall be filed with the Department of Public Safety [REVENUE].
15 Upon receipt of the application the department shall examine it and
16 may make an investigation of the information in it. If the department
17 is satisfied that the dealer is entitled to registration, and the fees
18 have been paid and a bond filed, the department shall assign a distinc-
19 tive registration number to the dealer and file his application and
20 index it alphabetically and numerically. A dealer is registered when
21 the department assigns a registration number.

22 * Sec. 6. AS 08.66.060 is amended to read:

23 Sec. 08.66.060. BOND. (a) Every applicant for dealer registration
24 or for renewal of dealer registration shall file with the application
25 or request for renewal, and shall maintain in force while registered,
26 a bond in favor of the state, executed by an authorized corporate
27 surety approved by the commissioner of public safety [REVENUE], in the
28 amount of \$10,000. Instead of a corporate surety bond the commissioner
29 may, in his sole discretion, accept a bond in the same amount with at

1 least two individual sureties, each justifying with real property in
2 twice the amount of the bond. The commissioner shall make the investi-
3 gation necessary to determine the actual financial responsibility of
4 the individual sureties. The condition of the bond shall be that the
5 applicant will conduct his business in accordance with secs. 10 - 90
6 of this chapter and will not commit fraud or make fraudulent representa-
7 tions in the course of business.

8 (b) The bond shall be filed in the office of the commissioner of
9 public safety [REVENUE]. A surety may cancel the bond upon 30 day's
10 advance notice in writing filed with the commissioner. However,
11 cancellation does not relieve a surety of liability arising on the
12 bond from a sale made by the bonded dealer before cancellation or a
13 liability which has accrued upon the bond before cancellation. The
14 commissioner shall retain the cancelled bond on file and may not
15 relieve a surety of a liability arising before cancellation.

16 * Sec. 7. AS 09.05.020(a) is amended to read:

17 (a) The operation of a motor vehicle by a nonresident, or owned
18 by a nonresident and operated by his express or implied consent, in
19 the state is considered equivalent to an appointment of the commissioner
20 of public safety [REVENUE] by the nonresident as his attorney. The
21 summons may be served on the commissioner in an action against the
22 nonresident growing out of an accident or collision in which the
23 vehicle is involved while being so operated. This operation is con-
24 sidered a signification of the nonresident's agreement that a summons
25 against him which is so served has the same legal force as if served
26 on him personally in the state.

27 * Sec. 8. AS 09.05.020(b) is amended to read:

28 (b) Service of the summons is made by leaving a copy of it with
29 the commissioner of public safety [REVENUE] or his designee. The

1 commissioner or his designee shall keep a record of each such process
2 and the day and hour of service. This service is sufficient service
3 on the nonresident.

4 * Sec. 9. AS 09.05.030(a) is amended to read:

5 (a) The death of a nonresident does not revoke the appointment
6 of the commissioner of public safety [REVENUE] by the nonresident as
7 his attorney under sec. 20 of this chapter. If the nonresident dies,
8 an action growing out of the accident or collision may be begun or
9 prosecuted against his executor or administrator duly appointed by the
10 state, territory, or district of the United States or foreign country
11 where the nonresident is domiciled when he dies. Service of the
12 summons shall be made on the commissioner of public safety [REVENUE].
13 Notice of the service and the copy of the process shall be given to
14 the nonresident's executor or administrator in like manner, with the
15 same force as service on a living nonresident.

16 * Sec. 10. AS 28.05.050 is amended to read:

17 Sec. 28.05.050. DEPARTMENT OF PUBLIC SAFETY TO PUBLISH REGULATIONS
18 AND LAWS RELATING TO VEHICLES. The Department of Public Safety shall
19 publish in pamphlet form the rules and regulations adopted under
20 authority of secs. 10 - 50 of this chapter, traffic laws governing the
21 operation of motor vehicles, driver's licensing and motor vehicle
22 licensing and dealer laws, and accident reporting and safety responsi-
23 bility statutes. These rules, regulations, and laws shall be distri-
24 buted free of charge to the motoring public through officers or agencies
25 designated for the purpose. The cost of producing the pamphlets shall
26 be jointly shared by the Department of Highways [, THE DEPARTMENT OF
27 REVENUE,] and the Department of Public Safety.

28 * Sec. 11. AS 28.10.127(a) is amended to read:

29 (a) Upon application by the owner and under regulations adopted

1 by the commissioner of public safety [REVENUE], the department shall
2 issue a license to the owner of a vehicle used in relation to fishing,
3 mining, hunting, or farming operations and used only occasionally upon
4 a highway.

5 * Sec. 12. AS 28.10.515(c) is amended to read:

6 (c) The money realized from a sale made under this section shall
7 be applied first to the payment of costs and expenses of the sale and,
8 secondly to the lawful charges of the person having a lien on the
9 motor vehicle under this section. Remaining proceeds from the sale
10 shall be retained by the Department of Public Safety [REVENUE] to be
11 distributed to the registered and legal owner or lien holder entitled
12 to the remaining proceeds. A purchaser in good faith of a motor
13 vehicle sold under this section takes the motor vehicle free of any
14 rights of prior lien.

15 * Sec. 13. AS 28.10.530(c) is amended to read:

16 (c) [WHEREVER IN THE UNIFORM CONDITIONAL SALES ACT, SECS. 29-2-1
17 -- 29-2-30, ACLA 1949, THE WORDS "FILING OFFICER" ARE USED THEY REFER
18 FOR PURPOSES OF THIS CHAPTER TO THE COMMISSIONER OF REVENUE AND WHENEVER
19 IN THOSE SECTIONS THE WORDS "DISTRICT," "FILING DISTRICT," OR "PROPER
20 DISTRICT" ARE USED THEY REFER FOR THE PURPOSES OF THIS CHAPTER TO ONLY
21 ONE "DISTRICT" WHICH IS THE STATE.] The liens, or documents evidencing
22 liens, are exempt from the other provisions of law which require or
23 relate to the recording or filing of instruments creating or evidencing
24 title retention or other liens or encumbrances upon vehicles of a type
25 subject to registration under this chapter.

26 * Sec. 14. AS 28.10.650(3) is amended to read:

27 (3) "department" means the Department of Public Safety
28 [REVENUE];

29 * Sec. 15. AS 28.20.490 is amended to read:

1 Sec. 28.20.490. MONEY OR SECURITIES AS PROOF. Proof of financial
2 responsibility may be evidenced by the deposit of [A CERTIFICATE FROM
3 THE DEPARTMENT OF REVENUE THAT THE PERSON NAMED IN THE CERTIFICATE HAS
4 DEPOSITED WITH IT] \$25,000 in cash, or securities which are legal
5 investments for savings banks or trust funds having a market value of
6 \$25,000. The department [DEPARTMENT OF REVENUE] shall not accept a
7 deposit [AND ISSUE A CERTIFICATE AND THE DEPARTMENT SHALL NOT ACCEPT
8 THE CERTIFICATE] unless accompanied by evidence that there are no
9 unsatisfied judgments of any character against the depositor in the
10 recording district where the depositor resides.

11 * Sec. 16. AS 28.20.510 is amended to read:

12 Sec. 28.20.510. SUBSTITUTION OF PROOF. The department shall
13 consent to the cancellation of a bond or certificate of insurance, or
14 the department shall [DIRECT AND THE DEPARTMENT OF REVENUE SHALL]
15 return money or securities to the person entitled to it, upon the
16 substitution and acceptance of other adequate proof of financial
17 responsibility under this chapter.

18 * Sec. 17. AS 28.20.530 is amended to read:

19 Sec. 28.20.530. APPLICATION OF DEPOSIT. The department [DEPART-
20 MENT OF REVENUE] shall hold the deposit to satisfy, in accordance with
21 this chapter, any execution on a judgment issued against the person
22 making the deposit for damages, including damages for care and loss of
23 services because of bodily injury to or death of any person, or for
24 damages because of injury to or destruction of property, including the
25 loss of use of it, resulting from the ownership, maintenance, use or
26 operation of of a vehicle subject to registration under the laws of
27 this state after the deposit is made. Money or securities deposited
28 are not subject to attachment or execution unless the attachment or
29 execution arises out of a suit for damages specified in this section.

1 * Sec. 18. AS 28.20.540(a) is amended to read:

2 (a) The department shall, upon request, consent to the immediate
3 cancellation of a bond or certificate of insurance, or shall [DIRECT
4 AND THE DEPARTMENT OF REVENUE SHALL] return to the person entitled to
5 it money or securities deposited as proof of financial responsibility,
6 or shall waive the requirement of filing proof, in any of the following
7 events:

8 (1) at any time after three years from the date proof is
9 required when, during the three year period preceding the request, the
10 department has not received record of a conviction or a forfeiture of
11 bail which would require or permit the suspension or revocation of the
12 license or registration of the person by or for whom the proof was
13 furnished; or

14 (2) upon the death of the person on whose behalf the proof
15 was filed or the permanent incapacity of the person to operate a motor
16 vehicle; or

17 (3) if the person who has given proof surrenders his license
18 to the department.

19 * Sec. 19. AS 28.31.010(c) is amended to read:

20 (c) A peace officer or an authorized employee of a general law
21 municipality in the case of a general law municipality bound by the
22 procedure specified in this chapter, who reasonably believes that a
23 vehicle has been abandoned may have the vehicle removed to the nearest
24 garage or other place for impoundment and storage. Removal of an
25 abandoned vehicle from private property shall be on the written request,
26 on a form prescribed by the Department of Public Safety [REVENUE], of
27 the owner or person in lawful possession or control of the property.
28 A written report of the removal shall be sent immediately to the
29 Department of Public Safety [REVENUE], describing the vehicle, the

1 date, time and place of removal, the grounds for removal, and place of
2 impoundment of the vehicle. Upon receipt of the removal report, the
3 Department of Public Safety [REVENUE] shall provide written notification
4 by certified mail to the vehicle owner of record and to lien holders
5 of records, stating the grounds for removal and the name of the place
6 of impoundment of the vehicle; however, notice is not required if the
7 retail value of an abandoned vehicle is \$200 or less. If the vehicle
8 is not registered in the state, the Department of Public Safety [REVENUE]
9 shall make a reasonable effort to notify the registered owner or any
10 lien holder of removal and the place of impoundment of the vehicle.
11 The Department of Public Safety [REVENUE] shall forward a copy of the
12 notice to the owner or person in charge of the place of impoundment.
13

14 * Sec. 20. AS 28.31.040(b) is amended to read:

15 (b) Title to a vehicle disposed of under (a) of this section
16 shall be conveyed by a bill of sale issued by the state or local
17 governing body, as appropriate, on a form prescribed by the Department
18 of Public Safety [REVENUE]. A copy of the bill of sale shall be
19 forwarded to the Department of Public Safety [REVENUE] by the purchaser
20 within 10 days.

21 * Sec. 21. AS 28.31.040(c) is amended to read:

22 (c) Any subsequent sale of a vehicle sold under (a) of this
23 section is prohibited without a certificate of title issued by the
24 Department of Public Safety [REVENUE] under AS 28.10.

25 * Sec. 22. AS 28.31.050(a) is amended to read:

26 (a) The [DEPARTMENT OF REVENUE, IN CONJUNCTION WITH THE] Depart-
27 ment of Public Safety[,] shall, if necessary, negotiate with other
28 appropriate state agencies in an effort to designate and acquire cen-
29 trally located state land for the disposal of abandoned vehicles.
These areas may be for the temporary holding of vehicles before sale

1 as prescribed in sec. 40 of this chapter, or for the final disposal of
2 unsold abandoned vehicles.

3 * Sec. 23. AS 28.31.060(b) is amended to read:

4 (b) The [DEPARTMENT OF REVENUE AND THE] Department of Public
5 Safety shall assist general law municipalities which elect to adopt
6 their own procedures for the removal and impoundment of vehicles
7 within their boundaries.

8 * Sec. 24. AS 28.31.065 is amended to read:

9 Sec. 28.31.065. ABANDONED MOTOR VEHICLE FUND. There is created
10 within the Department of Public Safety [REVENUE] an abandoned motor
11 vehicle fund, to be composed of appropriations by the legislature and
12 proceeds from the sale of abandoned motor vehicles.

13 * Sec. 25. AS 28.31.070 is amended to read:

14 Sec. 28.31.070. DISPOSITION OF PROCEEDS OF PUBLIC AUCTION. (a)
15 The proceeds from the sale of abandoned motor vehicles under sec. 40
16 of this chapter, if any, after deducting the cost of impounding the
17 vehicle, and advertising and selling it, shall be deposited in an
18 abandoned motor vehicle fund within the Department of Public Safety
19 [REVENUE]. The Department of Public Safety [REVENUE] shall prorate
20 the money in the fund to each general law municipality bound by the
21 procedure specified in this chapter in proportion to the number of
22 abandoned vehicles disposed of within its boundaries.

23 (b) If available, money in the abandoned vehicle fund shall be
24 disbursed by [FROM THE DEPARTMENT OF REVENUE TO] the Department of
25 Public Safety to provide for the removal of abandoned vehicles in
26 areas outside general law municipalities.

27 * Sec. 26. AS 28.31.075 is amended to read:

28 Sec. 28.31.075. REGULATIONS. The [DEPARTMENT OF REVENUE, IN
29 CONJUNCTION WITH THE] Department of Public Safety[,] shall promulgate

1 regulations necessary to implement secs. 10 - 80 of this chapter.

2 * Sec. 27. AS 42.10.240(c) is amended to read:

3 (c) Weight fees on motor vehicles regularly licensed and regis-
4 tered in the state shall be paid to the commissioner of public safety
5 [REVENUE] at the same time that the regular annual license fee is
6 paid. Weight fees on motor vehicles not otherwise licensed in the
7 state shall be paid to the commission.

8 * Sec. 28. AS 42.15.331(c) is amended to read:

9 (c) Weight fees on vehicles regularly licensed and registered in
10 the state shall be paid to the commissioner of public safety [REVENUE]
11 at the same time that the regular annual license fee is paid. Weight
12 fees on vehicles not otherwise licensed in the state shall be paid to
13 the commission.

14 * Sec. 29. AS 28.10.530(b) and 28.10.580 are repealed.

15 * Sec. 30. This Act takes effect July 1, 1975.
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Introduced: 3/13/75
Referred: Judiciary and
Finance

1 IN THE SENATE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 266

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act transferring those functions of the Department
7 of Revenue relating to motor vehicles to the Depart-
8 ment of Public Safety; and providing for an effective
9 date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 * Section 1. AS 05.30.010 is amended to read:

12 Sec. 05.30.010. UNLAWFUL TO OPERATE UNREGISTERED VEHICLE.

13 Except for operation on the owner's private property, no person may
14 operate a snow vehicle which has not been registered with the Department
15 of Public Safety [REVENUE] as provided in this chapter.

16 * Sec. 2. AS 05.30.050 is amended to read:

17 Sec. 05.30.050. TRANSFER OF OWNERSHIP. The Department of Public
18 Safety [REVENUE] shall promulgate regulations to accomplish transfer
19 of ownership of snow vehicles.

20 * Sec. 3. AS 08.66.010 is amended to read:

21 Sec. 08.66.010. DEALERS TO REGISTER. Every dealer in motor
22 vehicles, trailers or semi-trailers shall, as a condition to engaging
23 in business in this state, register annually with the Department of
24 Public Safety [REVENUE].

25 * Sec. 4. AS 08.66.030 is amended to read:

26 Sec. 08.66.030. FORM OF APPLICATION. The Department of Public
27 Safety [REVENUE] shall prescribe and furnish the form of application
28 for dealer registration. The application shall contain

29 (1) the name under which the business is conducted;

1 (2) the location of business;

2 (3) the name and address of all persons having an interest
3 in the business, and in the case of a corporation the application
4 shall contain the name and address of the two principal officers;

5 (4) the name and make of all vehicles handled;

6 (5) whether or not used vehicles are handled;

7 (6) a statement that the applicant is a bona fide dealer in
8 motor vehicles, trailers, or semi-trailers with an established business
9 at the location given;

10 (7) such other information as the Department of Public
11 Safety [REVENUE] requires to administer this chapter.

12 * Sec. 5. AS 08.66.040 is amended to read:

13 Sec. 08.66.040. FILING APPLICATION FOR REGISTRATION. The appli-
14 cation shall be filed with the Department of Public Safety [REVENUE].
15 Upon receipt of the application the department shall examine it and
16 may make an investigation of the information in it. If the department
17 is satisfied that the dealer is entitled to registration, and the fees
18 have been paid and a bond filed, the department shall assign a distinc-
19 tive registration number to the dealer and file his application and
20 index it alphabetically and numerically. A dealer is registered when
21 the department assigns a registration number.

22 * Sec. 6. AS 08.66.060 is amended to read:

23 Sec. 08.66.060. BOND. (a) Every applicant for dealer registration
24 or for renewal of dealer registration shall file with the application
25 or request for renewal, and shall maintain in force while registered,
26 a bond in favor of the state, executed by an authorized corporate
27 surety approved by the commissioner of public safety [REVENUE], in the
28 amount of \$10,000. Instead of a corporate surety bond the commissioner
29 may, in his sole discretion, accept a bond in the same amount with at

1 least two individual sureties, each justifying with real property in
2 twice the amount of the bond. The commissioner shall make the investi-
3 gation necessary to determine the actual financial responsibility of
4 the individual sureties. The condition of the bond shall be that the
5 applicant will conduct his business in accordance with secs. 10 - 90
6 of this chapter and will not commit fraud or make fraudulent representa-
7 tions in the course of business.

8 (b) The bond shall be filed in the office of the commissioner of
9 public safety [REVENUE]. A surety may cancel the bond upon 30 day's
10 advance notice in writing filed with the commissioner. However,
11 cancellation does not relieve a surety of liability arising on the
12 bond from a sale made by the bonded dealer before cancellation or a
13 liability which has accrued upon the bond before cancellation. The
14 commissioner shall retain the cancelled bond on file and may not
15 relieve a surety of a liability arising before cancellation.

16 * Sec. 7. AS 09.05.020(a) is amended to read:

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18 by a nonresident and operated by his express or implied consent, in
19 the state is considered equivalent to an appointment of the commissioner
20 of public safety [REVENUE] by the nonresident as his attorney. The
21 summons may be served on the commissioner in an action against the
22 nonresident growing out of an accident or collision in which the
23 vehicle is involved while being so operated. This operation is con-
24 sidered a signification of the nonresident's agreement that a summons
25 against him which is so served has the same legal force as if served
26 on him personally in the state.

27 * Sec. 8. AS 09.05.020(b) is amended to read:

28 (b) Service of the summons is made by leaving a copy of it with
29 the commissioner of public safety [REVENUE] or his designee. The

1 commissioner or his designee shall keep a record of each such process
2 and the day and hour of service. This service is sufficient service
3 on the nonresident.

4 * Sec. 9. AS 09.05.030(a) is amended to read:

5 (a) The death of a nonresident does not revoke the appointment
6 of the commissioner of public safety [REVENUE] by the nonresident as
7 his attorney under sec. 20 of this chapter. If the nonresident dies,
8 an action growing out of the accident or collision may be begun or
9 prosecuted against his executor or administrator duly appointed by the
10 state, territory, or district of the United States or foreign country
11 where the nonresident is domiciled when he dies. Service of the
12 summons shall be made on the commissioner of public safety [REVENUE].
13 Notice of the service and the copy of the process shall be given to
14 the nonresident's executor or administrator in like manner, with the
15 same force as service on a living nonresident.

16 * Sec. 10. AS 28.05.050 is amended to read:

17 Sec. 28.05.050. DEPARTMENT OF PUBLIC SAFETY TO PUBLISH REGULATIONS
18 AND LAWS RELATING TO VEHICLES. The Department of Public Safety shall
19 publish in pamphlet form the rules and regulations adopted under
20 authority of secs. 10 - 50 of this chapter, traffic laws governing the
21 operation of motor vehicles, driver's licensing and motor vehicle
22 licensing and dealer laws, and accident reporting and safety responsi-
23 bility statutes. These rules, regulations, and laws shall be distri-
24 buted free of charge to the motoring public through officers or agencies
25 designated for the purpose. The cost of producing the pamphlets shall
26 be jointly shared by the Department of Highways [, THE DEPARTMENT OF
27 REVENUE,] and the Department of Public Safety.

28 * Sec. 11. AS 28.10.127(a) is amended to read:

29 (a) Upon application by the owner and under regulations adopted

1 by the commissioner of public safety [REVENUE], the department shall
2 issue a license to the owner of a vehicle used in relation to fishing,
3 mining, hunting, or farming operations and used only occasionally upon
4 a highway.

5 * Sec. 12. AS 28.10.515(c) is amended to read:

6 (c) The money realized from a sale made under this section shall
7 be applied first to the payment of costs and expenses of the sale and,
8 secondly to the lawful charges of the person having a lien on the
9 motor vehicle under this section. Remaining proceeds from the sale
10 shall be retained by the Department of Public Safety [REVENUE] to be
11 distributed to the registered and legal owner or lien holder entitled
12 to the remaining proceeds. A purchaser in good faith of a motor
13 vehicle sold under this section takes the motor vehicle free of any
14 rights of prior lien.

15 * Sec. 13. AS 28.10.530(c) is amended to read:

16 (c) [WHEREVER IN THE UNIFORM CONDITIONAL SALES ACT, SECS. 29-2-1
17 -- 29-2-30, ACLA 1949, THE WORDS "FILING OFFICER" ARE USED THEY REFER
18 FOR PURPOSES OF THIS CHAPTER TO THE COMMISSIONER OF REVENUE AND WHENEVER
19 IN THOSE SECTIONS THE WORDS "DISTRICT," "FILING DISTRICT," OR "PROPER
20 DISTRICT" ARE USED THEY REFER FOR THE PURPOSES OF THIS CHAPTER TO ONLY
21 ONE "DISTRICT" WHICH IS THE STATE.] The liens, or documents evidencing
22 liens, are exempt from the other provisions of law which require or
23 relate to the recording or filing of instruments creating or evidencing
24 title retention or other liens or encumbrances upon vehicles of a type
25 subject to registration under this chapter.

26 * Sec. 14. AS 28.10.650(3) is amended to read:

27 (3) "department" means the Department of Public Safety
28 [REVENUE];

29 * Sec. 15. AS 28.20.490 is amended to read:

1 Sec. 28.20.490. MONEY OR SECURITIES AS PROOF. Proof of financial
2 responsibility may be evidenced by the deposit of [A CERTIFICATE FROM
3 THE DEPARTMENT OF REVENUE THAT THE PERSON NAMED IN THE CERTIFICATE HAS
4 DEPOSITED WITH IT] \$25,000 in cash, or securities which are legal
5 investments for savings banks or trust funds having a market value of
6 \$25,000. The department [DEPARTMENT OF REVENUE] shall not accept a
7 deposit [AND ISSUE A CERTIFICATE AND THE DEPARTMENT SHALL NOT ACCEPT
8 THE CERTIFICATE] unless accompanied by evidence that there are no
9 unsatisfied judgments of any character against the depositor in the
10 recording district where the depositor resides.

11 * Sec. 16. AS 28.20.510 is amended to read:

12 Sec. 28.20.510. SUBSTITUTION OF PROOF. The department shall
13 consent to the cancellation of a bond or certificate of insurance, or
14 the department shall [DIRECT AND THE DEPARTMENT OF REVENUE SHALL]
15 return money or securities to the person entitled to it, upon the
16 substitution and acceptance of other adequate proof of financial
17 responsibility under this chapter.

18 * Sec. 17. AS 28.20.530 is amended to read:

19 Sec. 28.20.530. APPLICATION OF DEPOSIT. The department [DEPART-
20 MENT OF REVENUE] shall hold the deposit to satisfy, in accordance with
21 this chapter, any execution on a judgment issued against the person
22 making the deposit for damages, including damages for care and loss of
23 services because of bodily injury to or death of any person, or for
24 damages because of injury to or destruction of property, including the
25 loss of use of it, resulting from the ownership, maintenance, use or
26 operation of of a vehicle subject to registration under the laws of
27 this state after the deposit is made. Money or securities deposited
28 are not subject to attachment or execution unless the attachment or
29 execution arises out of a suit for damages specified in this section.

1 * Sec. 18. AS 28.20.540(a) is amended to read:

2 (a) The department shall, upon request, consent to the immediate
3 cancellation of a bond or certificate of insurance, or shall [DIRECT
4 AND THE DEPARTMENT OF REVENUE SHALL] return to the person entitled to
5 it money or securities deposited as proof of financial responsibility,
6 or shall waive the requirement of filing proof, in any of the following
7 events:

8 (1) at any time after three years from the date proof is
9 required when, during the three year period preceding the request, the
10 department has not received record of a conviction or a forfeiture of
11 bail which would require or permit the suspension or revocation of the
12 license or registration of the person by or for whom the proof was
13 furnished; or

14 (2) upon the death of the person on whose behalf the proof
15 was filed or the permanent incapacity of the person to operate a motor
16 vehicle; or

17 (3) if the person who has given proof surrenders his license
18 to the department.

19 * Sec. 19. AS 28.31.010(c) is amended to read:

20 (c) A peace officer or an authorized employee of a general law
21 municipality in the case of a general law municipality bound by the
22 procedure specified in this chapter, who reasonably believes that a
23 vehicle has been abandoned may have the vehicle removed to the nearest
24 garage or other place for impoundment and storage. Removal of an
25 abandoned vehicle from private property shall be on the written request,
26 on a form prescribed by the Department of Public Safety [REVENUE], of
27 the owner or person in lawful possession or control of the property.
28 A written report of the removal shall be sent immediately to the
29 Department of Public Safety [REVENUE], describing the vehicle, the

1 date, time and place of removal, the grounds for removal, and place of
2 impoundment of the vehicle. Upon receipt of the removal report, the
3 Department of Public Safety [REVENUE] shall provide written notification
4 by certified mail to the vehicle owner of record and to lien holders
5 of records, stating the grounds for removal and the name of the place
6 of impoundment of the vehicle; however, notice is not required if the
7 retail value of an abandoned vehicle is \$200 or less. If the vehicle
8 is not registered in the state, the Department of Public Safety [REVENUE]
9 shall make a reasonable effort to notify the registered owner or any
10 lien holder of removal and the place of impoundment of the vehicle.
11 The Department of Public Safety [REVENUE] shall forward a copy of the
12 notice to the owner or person in charge of the place of impoundment.

13 * Sec. 20. AS 28.31.040(b) is amended to read:

14 (b) Title to a vehicle disposed of under (a) of this section
15 shall be conveyed by a bill of sale issued by the state or local
16 governing body, as appropriate, on a form prescribed by the Department
17 of Public Safety [REVENUE]. A copy of the bill of sale shall be
18 forwarded to the Department of Public Safety [REVENUE] by the purchaser
19 within 10 days.

20 * Sec. 21. AS 28.31.040(c) is amended to read:

21 (c) Any subsequent sale of a vehicle sold under (a) of this
22 section is prohibited without a certificate of title issued by the
23 Department of Public Safety [REVENUE] under AS 28.10.

24 * Sec. 22. AS 28.31.050(a) is amended to read:

25 (a) The [DEPARTMENT OF REVENUE, IN CONJUNCTION WITH THE] Depart-
26 ment of Public Safety[,] shall, if necessary, negotiate with other
27 appropriate state agencies in an effort to designate and acquire cen-
28 trally located state land for the disposal of abandoned vehicles.
29 These areas may be for the temporary holding of vehicles before sale

1 as prescribed in sec. 40 of this chapter, or for the final disposal of
2 unsold abandoned vehicles.

3 * Sec. 23. AS 28.31.060(b) is amended to read:

4 (b) The [DEPARTMENT OF REVENUE AND THE] Department of Public
5 Safety shall assist general law municipalities which elect to adopt
6 their own procedures for the removal and impoundment of vehicles
7 within their boundaries.

8 * Sec. 24. AS 28.31.065 is amended to read:

9 Sec. 28.31.065. ABANDONED MOTOR VEHICLE FUND. There is created
10 within the Department of Public Safety [REVENUE] an abandoned motor
11 vehicle fund, to be composed of appropriations by the legislature and
12 proceeds from the sale of abandoned motor vehicles.

13 * Sec. 25. AS 28.31.070 is amended to read:

14 Sec. 28.31.070. DISPOSITION OF PROCEEDS OF PUBLIC AUCTION. (a)
15 The proceeds from the sale of abandoned motor vehicles under sec. 40
16 of this chapter, if any, after deducting the cost of impounding the
17 vehicle, and advertising and selling it, shall be deposited in an
18 abandoned motor vehicle fund within the Department of Public Safety
19 [REVENUE]. The Department of Public Safety [REVENUE] shall prorate
20 the money in the fund to each general law municipality bound by the
21 procedure specified in this chapter in proportion to the number of
22 abandoned vehicles disposed of within its boundaries.

23 (b) If available, money in the abandoned vehicle fund shall be
24 disbursed by [FROM THE DEPARTMENT OF REVENUE TO] the Department of
25 Public Safety to provide for the removal of abandoned vehicles in
26 areas outside general law municipalities.

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28 Sec. 28.31.075. REGULATIONS. The [DEPARTMENT OF REVENUE, IN
29 CONJUNCTION WITH THE] Department of Public Safety[,] shall promulgate

1 regulations necessary to implement secs. 10 - 80 of this chapter.

2 * Sec. 27. AS 42.10.240(c) is amended to read:

3 (c) Weight fees on motor vehicles regularly licensed and regis-
4 tered in the state shall be paid to the commissioner of public safety
5 [REVENUE] at the same time that the regular annual license fee is
6 paid. Weight fees on motor vehicles not otherwise licensed in the
7 state shall be paid to the commission.

8 * Sec. 28. AS 42.15.331(c) is amended to read:

9 (c) Weight fees on vehicles regularly licensed and registered in
10 the state shall be paid to the commissioner of public safety [REVENUE]
11 at the same time that the regular annual license fee is paid. Weight
12 fees on vehicles not otherwise licensed in the state shall be paid to
13 the commission.

14 * Sec. 29. AS 28.10.530(b) and 28.10.580 are repealed.

15 * Sec. 30. This Act takes effect July 1, 1975.
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Introduced: 3/13/75
Referred: Judiciary and
Finance

1 IN THE SENATE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 266

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act transferring those functions of the Department
7 of Revenue relating to motor vehicles to the Depart-
8 ment of Public Safety; and providing for an effective
9 date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 * Section 1. AS 05.30.010 is amended to read:

12 Sec. 05.30.010. UNLAWFUL TO OPERATE UNREGISTERED VEHICLE.

13 Except for operation on the owner's private property, no person may
14 operate a snow vehicle which has not been registered with the Department
15 of Public Safety [REVENUE] as provided in this chapter.

16 * Sec. 2. AS 05.30.050 is amended to read:

17 Sec. 05.30.050. TRANSFER OF OWNERSHIP. The Department of Public
18 Safety [REVENUE] shall promulgate regulations to accomplish transfer
19 of ownership of snow vehicles.

20 * Sec. 3. AS 08.66.010 is amended to read:

21 Sec. 08.66.010. DEALERS TO REGISTER. Every dealer in motor
22 vehicles, trailers or semi-trailers shall, as a condition to engaging
23 in business in this state, register annually with the Department of
24 Public Safety [REVENUE].

25 * Sec. 4. AS 08.66.030 is amended to read:

26 Sec. 08.66.030. FORM OF APPLICATION. The Department of Public
27 Safety [REVENUE] shall prescribe and furnish the form of application
28 for dealer registration. The application shall contain

29 (1) the name under which the business is conducted;

- 1 (2) the location of business;
- 2 (3) the name and address of all persons having an interest
- 3 in the business, and in the case of a corporation the application
- 4 shall contain the name and address of the two principal officers;
- 5 (4) the name and make of all vehicles handled;
- 6 (5) whether or not used vehicles are handled;
- 7 (6) a statement that the applicant is a bona fide dealer in
- 8 motor vehicles, trailers, or semi-trailers with an established business
- 9 at the location given;
- 10 (7) such other information as the Department of Public
- 11 Safety [REVENUE] requires to administer this chapter.

12 * Sec. 5. AS 08.66.040 is amended to read:

13 Sec. 08.66.040. FILING APPLICATION FOR REGISTRATION. The appli-

14 cation shall be filed with the Department of Public Safety [REVENUE].

15 Upon receipt of the application the department shall examine it and

16 may make an investigation of the information in it. If the department

17 is satisfied that the dealer is entitled to registration, and the fees

18 have been paid and a bond filed, the department shall assign a distinc-

19 tive registration number to the dealer and file his application and

20 index it alphabetically and numerically. A dealer is registered when

21 the department assigns a registration number.

22 * Sec. 6. AS 08.66.060 is amended to read:

23 Sec. 08.66.060. BOND. (a) Every applicant for dealer registration

24 or for renewal of dealer registration shall file with the application

25 or request for renewal, and shall maintain in force while registered,

26 a bond in favor of the state, executed by an authorized corporate

27 surety approved by the commissioner of public safety [REVENUE], in the

28 amount of \$10,000. Instead of a corporate surety bond the commissioner

29 may, in his sole discretion, accept a bond in the same amount with at

1 least two individual sureties, each justifying with real property in
2 twice the amount of the bond. The commissioner shall make the investi-
3 gation necessary to determine the actual financial responsibility of
4 the individual sureties. The condition of the bond shall be that the
5 applicant will conduct his business in accordance with secs. 10 - 90
6 of this chapter and will not commit fraud or make fraudulent representa-
7 tions in the course of business.

8 (b) The bond shall be filed in the office of the commissioner of
9 public safety [REVENUE]. A surety may cancel the bond upon 30 day's
10 advance notice in writing filed with the commissioner. However,
11 cancellation does not relieve a surety of liability arising on the
12 bond from a sale made by the bonded dealer before cancellation or a
13 liability which has accrued upon the bond before cancellation. The
14 commissioner shall retain the cancelled bond on file and may not
15 relieve a surety of a liability arising before cancellation.

16 * Sec. 7. AS 09.05.020(a) is amended to read:

17 (a) The operation of a motor vehicle by a nonresident, or owned
18 by a nonresident and operated by his express or implied consent, in
19 the state is considered equivalent to an appointment of the commissioner
20 of public safety [REVENUE] by the nonresident as his attorney. The
21 summons may be served on the commissioner in an action against the
22 nonresident growing out of an accident or collision in which the
23 vehicle is involved while being so operated. This operation is con-
24 sidered a signification of the nonresident's agreement that a summons
25 against him which is so served has the same legal force as if served
26 on him personally in the state.

27 * Sec. 8. AS 09.05.020(b) is amended to read:

28 (b) Service of the summons is made by leaving a copy of it with
29 the commissioner of public safety [REVENUE] or his designee. The

1 commissioner or his designee shall keep a record of each such process
2 and the day and hour of service. This service is sufficient service
3 on the nonresident.

4 * Sec. 9. AS 09.05.030(a) is amended to read:

5 (a) The death of a nonresident does not revoke the appointment
6 of the commissioner of public safety [REVENUE] by the nonresident as
7 his attorney under sec. 20 of this chapter. If the nonresident dies,
8 an action growing out of the accident or collision may be begun or
9 prosecuted against his executor or administrator duly appointed by the
10 state, territory, or district of the United States or foreign country
11 where the nonresident is domiciled when he dies. Service of the
12 summons shall be made on the commissioner of public safety [REVENUE].
13 Notice of the service and the copy of the process shall be given to
14 the nonresident's executor or administrator in like manner, with the
15 same force as service on a living nonresident.

16 * Sec. 10. AS 28.05.050 is amended to read:

17 Sec. 28.05.050. DEPARTMENT OF PUBLIC SAFETY TO PUBLISH REGULATIONS
18 AND LAWS RELATING TO VEHICLES. The Department of Public Safety shall
19 publish in pamphlet form the rules and regulations adopted under
20 authority of secs. 10 - 50 of this chapter, traffic laws governing the
21 operation of motor vehicles, driver's licensing and motor vehicle
22 licensing and dealer laws, and accident reporting and safety responsi-
23 bility statutes. These rules, regulations, and laws shall be distri-
24 buted free of charge to the motoring public through officers or agencies
25 designated for the purpose. The cost of producing the pamphlets shall
26 be jointly shared by the Department of Highways [, THE DEPARTMENT OF
27 REVENUE,] and the Department of Public Safety.

28 * Sec. 11. AS 28.10.127(a) is amended to read:

29 (a) Upon application by the owner and under regulations adopted

1 by the commissioner of public safety [REVENUE], the department shall
2 issue a license to the owner of a vehicle used in relation to fishing,
3 mining, hunting, or farming operations and used only occasionally upon
4 a highway.

5 * Sec. 12. AS 28.10.515(c) is amended to read:

6 (c) The money realized from a sale made under this section shall
7 be applied first to the payment of costs and expenses of the sale and,
8 secondly to the lawful charges of the person having a lien on the
9 motor vehicle under this section. Remaining proceeds from the sale
10 shall be retained by the Department of Public Safety [REVENUE] to be
11 distributed to the registered and legal owner or lien holder entitled
12 to the remaining proceeds. A purchaser in good faith of a motor
13 vehicle sold under this section takes the motor vehicle free of any
14 rights of prior lien.

15 * Sec. 13. AS 28.10.530(c) is amended to read:

16 (c) [WHEREVER IN THE UNIFORM CONDITIONAL SALES ACT, SECS. 29-2-1
17 -- 29-2-30, ACLA 1949, THE WORDS "FILING OFFICER" ARE USED THEY REFER
18 FOR PURPOSES OF THIS CHAPTER TO THE COMMISSIONER OF REVENUE AND WHENEVER
19 IN THOSE SECTIONS THE WORDS "DISTRICT," "FILING DISTRICT," OR "PROPER
20 DISTRICT" ARE USED THEY REFER FOR THE PURPOSES OF THIS CHAPTER TO ONLY
21 ONE "DISTRICT" WHICH IS THE STATE.] The liens, or documents evidencing
22 liens, are exempt from the other provisions of law which require or
23 relate to the recording or filing of instruments creating or evidencing
24 title retention or other liens or encumbrances upon vehicles of a type
25 subject to registration under this chapter.

26 * Sec. 14. AS 28.10.650(3) is amended to read:

27 (3) "department" means the Department of Public Safety
28 [REVENUE];

29 * Sec. 15. AS 28.20.490 is amended to read:

1 Sec. 28.20.490. MONEY OR SECURITIES AS PROOF. Proof of financial
2 responsibility may be evidenced by the deposit of [A CERTIFICATE FROM
3 THE DEPARTMENT OF REVENUE THAT THE PERSON NAMED IN THE CERTIFICATE HAS
4 DEPOSITED WITH IT] \$25,000 in cash, or securities which are legal
5 investments for savings banks or trust funds having a market value of
6 \$25,000. The department [DEPARTMENT OF REVENUE] shall not accept a
7 deposit [AND ISSUE A CERTIFICATE AND THE DEPARTMENT SHALL NOT ACCEPT
8 THE CERTIFICATE] unless accompanied by evidence that there are no
9 unsatisfied judgments of any character against the depositor in the
10 recording district where the depositor resides.

11 * Sec. 16. AS 28.20.510 is amended to read:

12 Sec. 28.20.510. SUBSTITUTION OF PROOF. The department shall
13 consent to the cancellation of a bond or certificate of insurance, or
14 the department shall [DIRECT AND THE DEPARTMENT OF REVENUE SHALL]
15 return money or securities to the person entitled to it, upon the
16 substitution and acceptance of other adequate proof of financial
17 responsibility under this chapter.

18 * Sec. 17. AS 28.20.530 is amended to read:

19 Sec. 28.20.530. APPLICATION OF DEPOSIT. The department [DEPART-
20 MENT OF REVENUE] shall hold the deposit to satisfy, in accordance with
21 this chapter, any execution on a judgment issued against the person
22 making the deposit for damages, including damages for care and loss of
23 services because of bodily injury to or death of any person, or for
24 damages because of injury to or destruction of property, including the
25 loss of use of it, resulting from the ownership, maintenance, use or
26 operation of of a vehicle subject to registration under the laws of
27 this state after the deposit is made. Money or securities deposited
28 are not subject to attachment or execution unless the attachment or
29 execution arises out of a suit for damages specified in this section.

1 * Sec. 18. AS 28.20.540(a) is amended to read:

2 (a) The department shall, upon request, consent to the immediate
3 cancellation of a bond or certificate of insurance, or shall [DIRECT
4 AND THE DEPARTMENT OF REVENUE SHALL] return to the person entitled to
5 it money or securities deposited as proof of financial responsibility,
6 or shall waive the requirement of filing proof, in any of the following
7 events:

8 (1) at any time after three years from the date proof is
9 required when, during the three year period preceding the request, the
10 department has not received record of a conviction or a forfeiture of
11 bail which would require or permit the suspension or revocation of the
12 license or registration of the person by or for whom the proof was
13 furnished; or

14 (2) upon the death of the person on whose behalf the proof
15 was filed or the permanent incapacity of the person to operate a motor
16 vehicle; or

17 (3) if the person who has given proof surrenders his license
18 to the department.

19 * Sec. 19. AS 28.31.010(c) is amended to read:

20 (c) A peace officer or an authorized employee of a general law
21 municipality in the case of a general law municipality bound by the
22 procedure specified in this chapter, who reasonably believes that a
23 vehicle has been abandoned may have the vehicle removed to the nearest
24 garage or other place for impoundment and storage. Removal of an
25 abandoned vehicle from private property shall be on the written request,
26 on a form prescribed by the Department of Public Safety [REVENUE], of
27 the owner or person in lawful possession or control of the property.
28 A written report of the removal shall be sent immediately to the
29 Department of Public Safety [REVENUE], describing the vehicle, the

1 date, time and place of removal, the grounds for removal, and place of
2 impoundment of the vehicle. Upon receipt of the removal report, the
3 Department of Public Safety [REVENUE] shall provide written notification
4 by certified mail to the vehicle owner of record and to lien holders
5 of records, stating the grounds for removal and the name of the place
6 of impoundment of the vehicle; however, notice is not required if the
7 retail value of an abandoned vehicle is \$200 or less. If the vehicle
8 is not registered in the state, the Department of Public Safety [REVENUE]
9 shall make a reasonable effort to notify the registered owner or any
10 lien holder of removal and the place of impoundment of the vehicle.
11 The Department of Public Safety [REVENUE] shall forward a copy of the
12 notice to the owner or person in charge of the place of impoundment.

13 * Sec. 20. AS 28.31.040(b) is amended to read:

14 (b) Title to a vehicle disposed of under (a) of this section
15 shall be conveyed by a bill of sale issued by the state or local
16 governing body, as appropriate, on a form prescribed by the Department
17 of Public Safety [REVENUE]. A copy of the bill of sale shall be
18 forwarded to the Department of Public Safety [REVENUE] by the purchaser
19 within 10 days.

20 * Sec. 21. AS 28.31.040(c) is amended to read:

21 (c) Any subsequent sale of a vehicle sold under (a) of this
22 section is prohibited without a certificate of title issued by the
23 Department of Public Safety [REVENUE] under AS 28.10.

24 * Sec. 22. AS 28.31.050(a) is amended to read:

25 (a) The [DEPARTMENT OF REVENUE, IN CONJUNCTION WITH THE] Depart-
26 ment of Public Safety[,] shall, if necessary, negotiate with other
27 appropriate state agencies in an effort to designate and acquire cen-
28 trally located state land for the disposal of abandoned vehicles.
29 These areas may be for the temporary holding of vehicles before sale

1 as prescribed in sec. 40 of this chapter, or for the final disposal of
2 unsold abandoned vehicles.

3 * Sec. 23. AS 28.31.060(b) is amended to read:

4 (b) The [DEPARTMENT OF REVENUE AND THE] Department of Public
5 Safety shall assist general law municipalities which elect to adopt
6 their own procedures for the removal and impoundment of vehicles
7 within their boundaries.

8 * Sec. 24. AS 28.31.065 is amended to read:

9 Sec. 28.31.065. ABANDONED MOTOR VEHICLE FUND. There is created
10 within the Department of Public Safety [REVENUE] an abandoned motor
11 vehicle fund, to be composed of appropriations by the legislature and
12 proceeds from the sale of abandoned motor vehicles.

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18 abandoned motor vehicle fund within the Department of Public Safety
19 [REVENUE]. The Department of Public Safety [REVENUE] shall prorate
20 the money in the fund to each general law municipality bound by the
21 procedure specified in this chapter in proportion to the number of
22 abandoned vehicles disposed of within its boundaries.

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15 * Sec. 30. This Act takes effect July 1, 1975.
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The Legislature of the State of Alaska
FISCAL NOTE

First Session - Ninth Legislature

I. REQUEST
 Bill No. SB 206
 Title: Transfer Motor Vehicles Division from Revenue to Public Safety
 Requested by: Rules Committee/Governor Date: 3/13/75
 Return Date Requested: _____
 Agency: Public Safety Program: Motor Vehicles

II. FISCAL DETAIL
 Tok Border Station 04-93-6-01-06-00.
 Motor Vehicle Division 04-51-3-04-00-00
 Budget Request Unit(s) Affected: Motor Vehicle Division (Pipeline Impact)
 A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 75	FY 76	FY 77	FY 78	FY 79	FY 80
100 PERSONAL SERVICES		1,188.0				
200 TRAVEL		20.5				
300 CONTRACTUAL		719.0				
400 COMMODITIES		23.1				
500 EQUIPMENT		92.0				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		2,042.6				

B. FUNDING: (Thousands of dollars)

GENERAL FUND		2,042.6				
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

PERMANENT/TEMPORARY	/	82/1.8	/	/	/	/
MAN MONTHS (P./T.)	/	984/21.0	/	/	/	/

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

It is requested that an effective date of July 1, 1975 be approved to allow for budgetary transition with a "clean slate". An implementation date of January 1, 1976 is requested to allow time for a study of existing situations to be conducted by a consultant, recommendations to be made, and a smooth transition from the various agencies to a consolidated division within Public Safety:

Note: Included in the above figures are the following approved budgets:
 Tok Border Station - \$280.9
 Motor Vehicle Division - \$1,188.7 & Motor Vehicle Division (Pipeline Impact) 118.7

IV. ATTACHMENTS

- A. Continuation of Analysis
- B. Proposed Legislation
- C. Related Background Material

V. DATE: 2/18/75 PREPARED BY: Charles A. Smith
 Charles A. Smith

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

A. Continuation of Analysis

Presently, as shown in the related background material, six agencies must be contacted to allow a commercial vehicle to enter the state.

In addition, it is difficult to establish a uniform and consolidated Traffic Records System dealing with the three major traffic safety subsystems, these three subsystems being the driver, the vehicle and roadway.

All of the agencies dealing with these subsystems are burdened with an overwhelming work load, and in respect to personal contact with the public, very probably surpass any other state agency. The choices available to solve the present problems are: reducing the work load, an unlikely solution as the number of drivers and vehicles is increasing; automate the processes, a method which cannot be utilized without some necessary manpower and is often costly; finally, a method that seems to be the "only" solution to many, but is often a matter of management, increase the work force which is expensive and perpetual.

It is proposed that rather than bringing together various agencies, all having some problems, and establishing a fairly large agency with the same problems, that through consultant agreements we hire individuals with expertise in the various disciplines.

These consultants would study the present situation and develop a functional program that we want, and remain on the job until a smooth transition is achieved.

It is envisioned that in so doing, little if any additional agency funding would be required at this time. An example would be the use of a counter clerk to perform a dual function by handling drivers' license applications as well as motor vehicle registration, rather than as presently, just one function.

By reviewing the forms, positions, duties and functions, the consultants could accomplish this streamlining and cost effectiveness.

A. Continuation of Analysis (page 2)

The Division of Motor Vehicles (presently in the Department of Revenue) and the drivers' license section of the Department of Public Safety have undergone a workload increase of between 30 and 40 percent with an increase of 3% in personnel within Motor Vehicles and no increase in personnel in Driver's Licensing.

The long-term savings anticipated far exceed the short-term costs planned relating to this merger. It is felt that by consolidation and the expenditures required to properly establish the Division and perform time- and motion studies, forms and processing studies and establishment of proper records systems, would allow the state to cope with an average workload increase of about 30% with a very small increase in personnel.

The plan of action anticipated for the consolidation is as follows:

An effective date of July 1, 1975 is requested to allow the transfer of the Division of Motor Vehicles at the beginning of the fiscal year, so as to enable the respective agencies to have a "clean slate" fiscally;

Once the bill is approved, along with the necessary fiscal notes, which are the key to the success of the plan, steps will be taken to perform the studies required, leaving the agencies basically where they are, with only the chain of command changing;

Upon completion of the studies, which should be done early in the fiscal year, implementation will begin, with the merging of personnel and functions;

The ensuing mergers, will involve records systems, forms and facilities, with the merger being completely accomplished by June 30, 1976;

It should be borne in mind, that all of the actions planned for the coming year would have to logically be done at some point in the near future anyway, without the advantage of a long-range plan, which could conceivably be much more costly in the long run.

Since the agencies involved, have the most personal contact with the public of any other state agency, and very probably, more than all other agencies combined, it is necessary to keep the quality of service high regardless of workload.

Approved Tok Border Station Budget	280.9
Sub-Total	280.9

Approved Motor Vehicle Division Budget	1,188.7
Pipeline Impact Budget	118.7
Sub-Total	<u>1,307.4</u>

TOTAL	1,588.3
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Additional Requested Division of Vehicle and Drivers Services Division	369,427
Sub-Total	369,427

Additional Requested Department of Public Safety Administrative Support	84,863
Sub-Total	<u>84,863</u>

TOTAL	454,290
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TOTAL APPROVED BUDGETS	1,588,300
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TOTAL ADDITIONAL REQUEST	<u>454,290</u>
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OVERALL TOTAL	2,042,590
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APPROVED TOK BORDER STATION BUDGET

100 - Personal Services	225.3
200 - Travel	2.6
300 - Contractual Services	48.0
400 - Commodities	4.0
500 - Equipment	1.0
	TOTAL 280.9

APPROVED MOTOR VEHICLE DIVISION BUDGET

100 - Personal Services	745.4
200 - Travel	11.9
300 - Contractual Services	417.9
400 - Commodities	9.5
500 - Equipment	4.0
	Sub-Total 1,188.7

APPROVED MOTOR VEHICLE DIVISION PIPELINE IMPACT BUDGET

100 - Personal Services	61.8
200 - Travel	2.0
300 - Contractual	54.1
400 - Commodities	.8
	Sub-Total 118.7
	TOTAL 1,307.4

FISCAL YEAR 1976

Department of Public Safety Administrative support required for
Division of Vehicle and Drivers Services and ABC Board.

Requirements in addition to approved 1976 budgets: (see attachments
for detail) .

100 - Personal Services	76,563
200 - Travel	2,000
300 - Contractual Services	1,000
400 - Commodities	500
500 Equipment	<u>4,800</u>
Total	84,863

FISCAL YEAR 1976

Department of Public Safety Administrative support required for
Division of Vehicle and Drivers Services and ABC Board.

100 - Personal Services

Administrative Officer I (Anchorage)	Range 17	17,376
		<u>3,127</u>
		20,503
Supply Officer II (Juneau)	Range 16	16,140
		<u>2,905</u>
		12,659
Accounting Clerk III (Juneau)	Range 10	10,728
		<u>1,931</u>
		12,659
Clerk Typist II (Fiscal) (Juneau)	Range 8	9,480
		<u>1,706</u>
		11,186
Clerk Typist III (Personnel) (Juneau)	Range 8	9,480
		<u>1,706</u>
		11,186
Overtime		<u>1,984</u>
Total		76,563

Administrative Increases:

The administrative and support staffs in the office of the Commissioner, Department of Public Safety has been carrying their workloads only with the semi-permanent support of temporary help. In most cases, this is not the most efficient or economical method of obtaining help due to turnover, training, and inexperience of the temporaries.

The Supply Section, for FY 76, requested a stock clerk (for the driver's license function) and a messenger. The messenger was denied. This unit cannot pick up a load greater than that of drivers license without additional help.

The Fiscal Officer has just hired a temporary typist, as her needs not encompass full time service. This removes an overload from the commissioner's secretary. This request would enable this temporary to become permanent.

The bill payment section has had to have temporaries continuously. They cannot carry any additional load-particularly in the utilities section. The ABC Board travel will overload our already swamped travel desk.

The leave records and personnel actions will require additional clerical help in our Personnel Division.

The Anchorage section of the office of the Commissioner will require assistance in coordination of efforts in supply and personnel.

FISCAL YEAR 1976

Department of Public Safety Administrative Support required for support of
Vehicle and Driver Services and ABC Board.

200 - Travel

Additional Travel required by headquarters staff to coordinate
property, facility, fiscal and personnel transfers 2,000

TOTAL 2,000

FISCAL YEAR 1976

Department of Public Safety Administrative support required for Division of Vehicle and Drivers Services and ABC Board.

300 - Contractual Services

310 - Communications	
Additional telephone extensions	
And services required	1,000
	TOTAL
	1,000

FISCAL YEAR 1976

Department of Public Safety administrative support required for Division
of Vehicle and Drivers Services and ABC Board.

400 - Commodities

480 - Stationery and office supplies
Office supplies and Desk set ups
5 positions @ \$100

500

TOTAL

500

FISCAL YEAR 1976

Department of Public Safety administrative support required for Division of Vehicle and Drivers Services and ABC Board.

500 - Equipment

Administrative Officer I Desk, Chair, File, Calculator	1,000
Supply Officer II Desk, Chair, File, Typewriter	1,000
Accounting Clerk III Desk, Chair, File, Calculator	1,000
Clerk Typist III (Personnel) Desk, Chair, Typewriter	900
Clerk Typist III (Fiscal) Desk, Chair, Typewriter	900
TOTAL	4,800

FISCAL YEAR 1976

Division of Vehicle and Drivers Services

Requirements in addition to approved 1976 budgets: (see attached for detail)

100 - Personal Services	78,927
200 - Travel	2,000
300 - Contractual Services	198,000
400 - Commodities	8,300
500 - Equipment	82,200
	TOTAL 369,427

FISCAL YEAR 1976

Division of Vehicle and Drivers Services

100 - Personal Services

Deputy Director (Juneau)	Range 22	29,088
	18% Benefits	<u>5,236</u>
		34,324
Systems Analyst II (Juneau)	Range 20	21,660
	18% Benefits	<u>3,898</u>
		25,558
Research Analyst II (Juneau)	Range 16	16,140
	18% Benefits	<u>2,905</u>
		19,045
	TOTAL	78,927

The Deputy Director position is requested for the following reasons:

1. Since the main functions and staffing of the present Division of Motor Vehicles are in Anchorage, and the main functions and staffing of the Driver's Licensing Unit are in Juneau, and the immediate dismissal or movement of either is impractical for the sake of physical consolidation, there should be an overall head in each location with the authority to ascertain that departmental and divisional policies are carried out, especially since a consolidation is taking place;
2. During the consolidation phase much coordination and communications will be necessary as all regions of the State will be affected by personnel, functional and facilities consolidation, including the possible movement to different facilities more suitable for the combined functions including more adequate parking.
3. The logistics will be very critical, including working with the departmental fiscal, personnel and supply functions.
4. Finally, since the director is a partially exempt position, it would be in the best interest of the State to have a high level position in the classified service to continue the program in case of changes and to assist in any changes.

POSITION DESCRIPTION

Systems Analyst - This position will furnish internal expertise for the development of records systems for the Department. The prime responsibility during the initial merger of Motor Vehicles with Public Safety will be evaluating the design and implementing the new Alaska Vehicle System. It is expected that many additional system evaluations and studies would be required in addition to the above tasks both in Motor Vehicles and Public Safety.

Research Analyst II - This position will serve as intermediate technical support in creating the motor vehicle statistics and implementing the motor vehicles systems. Additional support and projects will be coordinated with the Public Safety Research and Planning section.

FISCAL YEAR 1976

Division of Vehicle and Driver Services

200 - Travel

Additional travel required to insure coordination and
a smooth transition 2,000

TOTAL 2,000

FISCAL YEAR 1976

Division of Vehicle and Drivers Services

300 - Contractual Services

310 - Communications - Additional telephone extensions
and services required 1,000

Additional Postage Required 200

330 - Rents and Utilities - Additional spact rental
and attendant costs required 37,800

360 - Equipment Rental - Terminal on-line System
Direct Line Field Terminals 108,000
Hardware Rentals 31,000

380 - Professional Feeds and Services
Microfilm System
Contact: Code and Microfilm existing files 20,000

TOTAL 198,000

FISCAL YEAR 1976

Division of Vehicle and Drivers Services

400 - Commodities

470 - Professional and Scientific Supplies

Microfilm System

1200 rolls of film

6,000

ongoing filming

2,000

480 - Stationery and Office Supplies

Office supplies and desk set ups

3 positions @ \$100

300

TOTAL

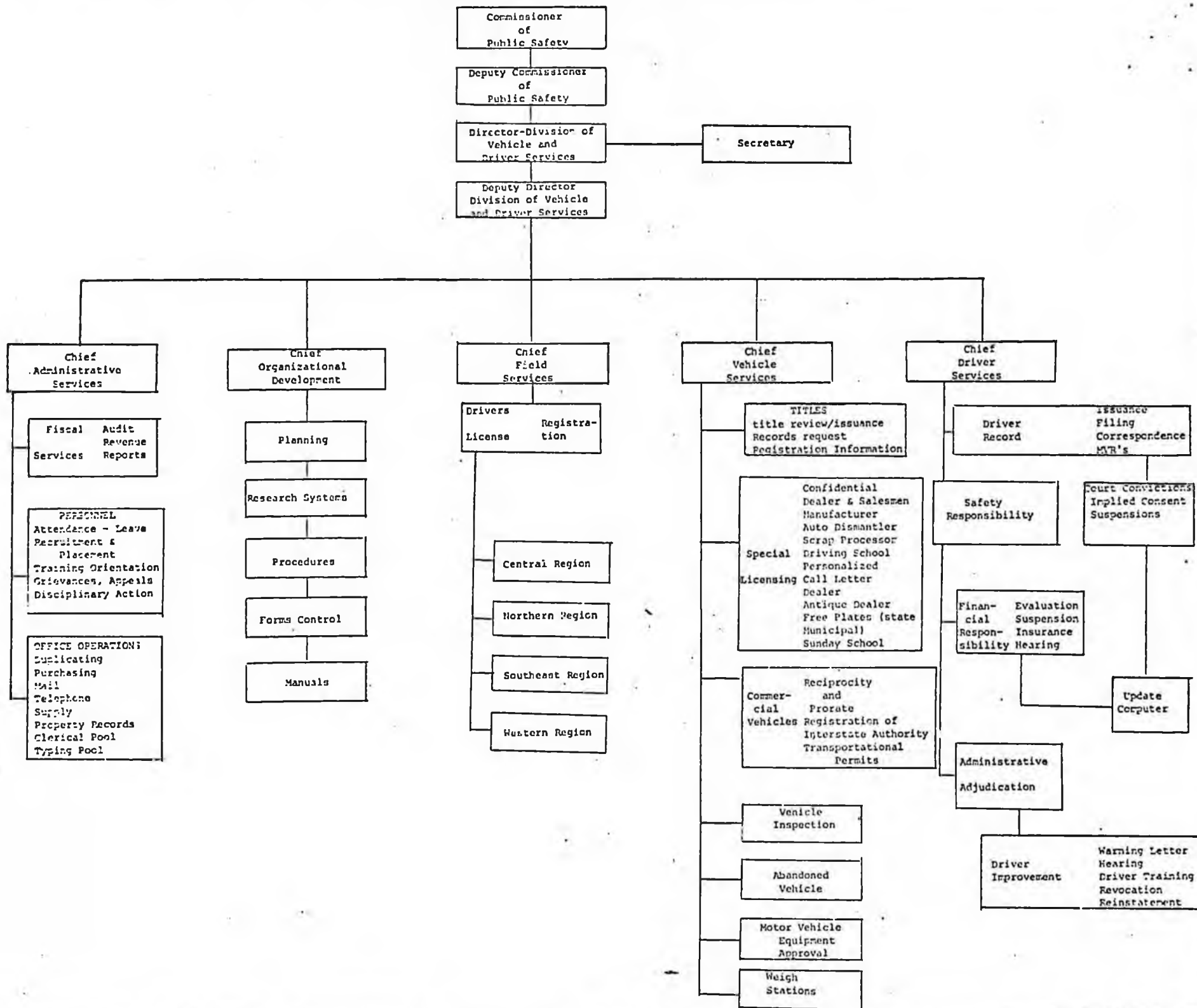
8,300

FISCAL YEAR 1976

Division of Vehicle and Drivers Services

500 - Equipment	
Deputy Director	
Desk, Chair, Credenza, Table, Guest Chairs	1,000
Systems Analyst II	
Desk, Chair, File	600
Research Analyst II	
Desk, Chair, File	600
Microfilm Equipment, Plus Attachments	80,000
	TOTAL
	82,200

ORGANIZATIONAL CHART
Division of Vehicle and Driver Services



STATE OF ALASKA

MOTOR VEHICLES DIVISION

In Cooperation With:

Division of Excise Tax
Alaska Transportation Commission
Department of Highways
Alaska State Troopers
Division of Weights & Measures
Division of Water & Air Quality Control

GUIDE FOR COMMERCIAL VEHICLE OPERATORS



A Checklist of Agencies,
Their Regulations, Licenses and Permits