

LEG. FINANCE - BILLS 1983 - 1984 1795
CSHB 6 cont. - SSB 7 1795

1 person would have been entitled to restoration of driving privileges
2 if the person had not been convicted under this section.

3 * Sec. 12. AS 28.20.240 is amended to read:

4 Sec. 28.20.240. PROOF REQUIRED WHEN DRIVING PRIVILEGE [USE OF
5 LICENSE] IS RESTRICTED. Whenever under a law of this state the li-
6 cense of a person is suspended, revoked, limited under AS 28.15.201,
7 or canceled for any reason, the department may not issue to that
8 person a new or renewal of license [IN HIS NAME] until permitted to do
9 so under the motor vehicle laws of this state. A period of suspen-
10 sion, revocation, [LIMITATION,] or cancellation [UNDER THIS SECTION]
11 continues until proof of financial responsibility for the future is
12 provided. Upon expiration of a period of limitation, the license
13 remains revoked until proof of financial responsibility for the future
14 is provided.

15 * Sec. 13. AS 28.35.030(a)(2) is amended to read:

16 (2) when, as determined by a chemical test taken within
17 four hours after the alleged offense was committed, there is 0.10
18 percent or more by weight of alcohol in the person's blood or 100
19 milligrams or more of alcohol per 100 milliliters of blood, or when
20 there is 0.10 grams or more of alcohol per 210 liters of the person's
21 breath; or

22 * Sec. 14. AS 28.35.030(c) is amended to read:

23 (c) Upon conviction under this section the court shall impose a
24 minimum sentence of imprisonment of not less than 72 consecutive hours
25 and a fine of not less than \$250 if the person has not been previously
26 convicted in this or another jurisdiction of driving while intoxicated
27 under this or another law or ordinance with substantially similar
28 elements or refusal to submit to a chemical test under AS 28.35.032
29 or another law or ordinance with substantially similar elements. Upon

1 [A SUBSEQUENT] conviction under this section the court shall impose a
2 minimum sentence of imprisonment of not less than 20 consecutive days
3 and a fine of not less than \$500 if, within the preceding 10 years,
4 the person has been previously convicted once in this or another
5 jurisdiction [WITHIN FIVE YEARS AFTER A CONVICTION] of driving while
6 intoxicated under this or another law or ordinance with substantially
7 similar elements or [IN THIS OR ANY OTHER STATE OR CONVICTION OF]
8 refusal to submit to a chemical test under AS 28.35.032 or another law
9 or ordinance with substantially similar elements. Upon conviction
10 under this section [OF BREATH UNDER AS 28.35.032,] the court shall
11 impose a minimum sentence of imprisonment of not less than 30 [10]
12 consecutive days and a fine of not less than \$1,000 if, within the
13 preceding 10 years, the person has been previously convicted in this
14 or another jurisdiction of more than one of the following offenses or
15 has more than once been previously convicted of one of the following
16 offenses: (1) driving while intoxicated under this or another law or
17 ordinance with substantially similar elements; (2) refusal to submit
18 to a chemical test under AS 28.35.032 or another law or ordinance with
19 substantially similar elements [UNLESS THE SUBSEQUENT CONVICTION IS
20 WITHIN ONE YEAR OF THE PREVIOUS CONVICTION, IN WHICH CASE THE COURT
21 SHALL IMPOSE A MINIMUM SENTENCE OF IMPRISONMENT OF NOT LESS THAN 20
22 CONSECUTIVE DAYS]. The execution of sentence may not be suspended nor
23 may probation be granted except on condition that [UNTIL] the minimum
24 imprisonment provided in this section is [HAS BEEN] served. Impo-
25 sition of sentence may not be suspended [, EXCEPT UPON THE CONDITION
26 THAT THE DEFENDANT BE IMPRISONED FOR NO LESS THAN THE MINIMUM PERIOD
27 PROVIDED IN THIS SECTION]. In addition, if the offense involved
28 driving a motor vehicle for which a driver's license is required, the
29 person's driver's [HIS OPERATOR'S] license shall be revoked in

1 accordance with AS 28.15.181 and the vehicle used in commission of the
2 offense may be forfeited under AS 28.35.036. In addition, the court
3 shall order, and a person convicted under this s.ction [STATUTE] shall
4 undertake, for a term specified by the court, that program of alcohol
5 education or rehabilitation that [WHICH] the court, after considera-
6 tion of any information compiled under (d) of this section, finds
7 appropriate.

8 * Sec. 15. AS 28.35.031 is amended by adding new subsections to read:

9 (b) A person who operates or drives a motor vehicle in this
10 state shall be considered to have given consent to a preliminary
11 breath test for the purpose of determining the alcoholic content of
12 the person's blood or breath. A law enforcement officer may
13 administer a preliminary breath test at the scene of the incident if
14 the officer has reasonable grounds to believe that a person's ability
15 to operate a motor vehicle is impaired by the ingestion of alcoholic
16 beverages and that the person

17 (1) was driving a motor vehicle that is involved in an
18 accident; or

19 (2) committed a moving traffic violation.

20 (c) Before administering a preliminary breath test under (b) of
21 this section, the officer shall advise the person that refusal may be
22 used against the person in a civil or criminal action arising out of
23 the incident and that refusal is an infraction. If the person refuses
24 to submit to the test, the test shall not be administered.

25 (d) The result of the test under (b) of this section may be used
26 by the law enforcement officer to determine whether the driver should
27 be arrested.

28 (e) Refusal to submit to a preliminary breath test at the
29 request of a law enforcement officer is an infraction.

1 (f) If a driver is arrested, the provisions of AS 28.35.031(a)
2 apply. The preliminary breath test authorized in this section is in
3 addition to any tests authorized under AS 28.35.031(a).

4 * Sec. 16. AS 28.35.032(a) is amended to read:

5 (a) If a person under arrest refuses the request of a law en-
6 forcement officer to submit to a chemical test under AS 28.35.031(a)
7 [OF BREATH AS PROVIDED IN AS 28.35.031], after being advised by the
8 officer that the refusal will, if that person was arrested while
9 operating or driving a motor vehicle for which a driver's license is
10 required, result in the [SUSPENSION,] denial or revocation of the
11 license or nonresident privilege to drive, that the refusal may be
12 used against the person in a civil or criminal action or proceeding
13 arising out of an act alleged to have been committed by the person
14 while operating or driving a motor vehicle or operating an aircraft or
15 a watercraft while intoxicated, and that the refusal is a misdemeanor,
16 a chemical test shall not be given, except as provided by AS 28.35.-
17 035.

18 * Sec. 17. AS 28.35.032(b) is amended to read:

19 (b) Upon receipt of a sworn report of a law enforcement officer
20 that a person has refused to submit to a chemical test authorized
21 under AS 28.35.031(a) [AS 28.35.031], containing a statement of the
22 circumstances surrounding the arrest and the grounds upon which the
23 law enforcement officer's belief was based that the person was
24 operating or driving a motor vehicle in violation of AS 28.35.030, the
25 Department of Public Safety shall notify the person that the person's
26 license or nonresident privilege to drive or operate a motor vehicle
27 in the the state is revoked or suspended, or that no original license
28 or permit will be issued for 90 days [THREE MONTHS]. In the same
29 notice the department shall inform the person that the person may

1 initiate a proceeding in the district court to rescind the
2 department's action. The court proceeding shall be without jury and
3 shall be limited to the issues of whether

4 (1) the arresting officer had reasonable grounds to believe
5 the arrested person had been operating or driving a motor vehicle in
6 the state while intoxicated;

7 (2) the arrested person refused to submit to the breath
8 test upon request of the officer after being advised that refusal
9 would result in the suspension, revocation, or denial of the person's
10 license or nonresident privilege to drive and that the refusal is a
11 misdemeanor; and

12 (3) the accused defendant was informed fairly of the nature
13 of the tests, the accuracy of the methods, machines, equipment
14 involved, the expertise of the person administering the tests, or
15 operator of the machines, and the accused given such other reasonable
16 information as may be requested by the accused.

17 * Sec. 18. AS 28.35.032(d) is amended to read:

18 (d) If the person who refuses to submit to the chemical test
19 authorized by AS 28.35.031(a) [AS 28.35.031] has been convicted in
20 this or any other state of operating or driving a motor vehicle while
21 intoxicated or of refusal to submit to a chemical test of breath under
22 this section, the period of suspension or revocation for the person's
23 license, nonresident privilege to drive, or denial of original license
24 shall be one year.

25 * Sec. 19. AS 28.35.032(f) is amended to read:

26 (f) Refusal to submit to the chemical test of breath authorized
27 by AS 28.35.031(a) [AS 28.35.031] is a class A misdemeanor.

28 * Sec. 20. AS 28.35.032(g) is amended to read:

29 (g) Upon conviction of a person under this section, the court

1 shall impose a minimum sentence of imprisonment of not less than 72
2 consecutive hours and a fine of not less than \$250 if the person has
3 not been previously convicted in this or another jurisdiction of
4 driving while intoxicated under AS 28.35.030 or another law or ordi-
5 nance with substantially similar elements or refusal to submit to a
6 chemical test under this section or another law or ordinance with
7 substantially similar elements. Upon [A SUBSEQUENT] conviction under
8 this section the court shall impose a minimum sentence of imprisonment
9 of not less than 20 consecutive days and a fine of not less than \$500
10 if, within the preceding 10 years, the person has been previously con-
11 icted once in this or another jurisdiction [WITHIN FIVE YEARS AFTER A
12 CONVICTION UNDER THIS SECTION OR] of driving while intoxicated under
13 AS 28.35.030 or another law or ordinance with substantially similar
14 elements or refusal to submit to a chemical test under this section or
15 another law or ordinance with substantially similar elements. Upon
16 conviction under this section the court shall impose a minimum sen-
17 tence of imprisonment of not less than 30 consecutive days and a fine
18 of not less than \$1,000 if, within the previous 10 years, the person
19 has been previously convicted in this or another jurisdiction of more
20 than one of the following offenses or has more than once been pre-
21 viously convicted of one of the following offenses: (1) driving while
22 intoxicated under AS 28.35.030 or another law or ordinance with sub-
23 stantially similar elements; (2) refusal to submit to a chemical test
24 under this section or another law or ordinance with substantially
25 similar elements [IN THIS OR ANY OTHER STATE, THE COURT SHALL IMPOSE A
26 MINIMUM SENTENCE OF IMPRISONMENT OF NOT LESS THAN 10 CONSECUTIVE DAYS
27 UNLESS THE SUBSEQUENT CONVICTION IS WITHIN ONE YEAR OF THE PREVIOUS
28 CONVICTION, IN WHICH CASE THE COURT SHALL IMPOSE A MINIMUM SENTENCE OF
29 IMPRISONMENT OF NOT LESS THAN 20 CONSECUTIVE DAYS]. The execution of

1 sentence may not be suspended nor may probation be granted except on
2 condition that [UNTIL] the minimum imprisonment provided in this
3 section is [HAS BEEN] served. Imposition of sentence may not be
4 suspended. If the offense involved driving a motor vehicle for which
5 a driver's license is required, the person's driver's license shall be
6 revoked under AS 28.15.181 [, EXCEPT UPON THE CONDITION THAT THE
7 DEFENDANT BE IMPRISONED FOR NO LESS THAN THE MINIMUM PERIOD PROVIDED
8 IN THIS SECTION]. In addition, the court shall order, and a person
9 convicted under this section shall undertake, for a term specified by
10 the court, that program of alcohol education or rehabilitation that
11 the court, after consideration of any information compiled under (h)
12 of this section, finds appropriate. The sentence imposed by the court
13 under this subsection shall run consecutively with any other sentence
14 of imprisonment imposed on the committed person.

15 * Sec. 21. AS 28.35.034 is amended to read:

16 Sec. 28.35.034. SURRENDER OF LICENSE OR PERMIT [PERIOD OF REVO-
17 CATION]. A person whose license or permit to operate or drive a motor
18 vehicle has been [SUSPENDED OR] revoked under AS 28.15.165 or AS 28.-
19 15.181 [THE PROVISIONS OF AS 28.35.032] shall surrender the [HIS]
20 license or permit to the department on receipt of notice of the revo-
21 cation. [SUCH A PERSON IS INELIGIBLE FOR AN OPERATOR'S LICENSE OR
22 PERMIT FOR THREE MONTHS FOLLOWING THE DATE ON WHICH THE LICENSE OR
23 PERMIT WAS RECEIVED BY THE DEPARTMENT, UNLESS THE DISTRICT COURT FINDS
24 THAT EXTENUATING CIRCUMSTANCES EXIST WHICH WOULD CAUSE EXTREME HARD-
25 SHIP, IN WHICH CASE THE SUSPENSION OR REVOCATION MAY BE MODIFIED OR
26 NULLIFIED.] After the [THREE MONTHS'] period of revocation has ex-
27 pired, the person may make application for a new license as provided
28 by law.

29 * Sec. 22. AS 28.35.035 is amended to read:

1 Sec. 28.35.035. ADMINISTRATION OF CHEMICAL TESTS WITHOUT CON-
2 SENT. (a) If a person is under arrest for an offense arising out of
3 acts alleged to have been committed while the person was driving a
4 motor vehicle [THE CRIME OF DRIVING] while intoxicated, and that
5 arrest results from an accident that causes death or physical injury
6 to another person, a chemical test may be administered without the
7 consent of the person arrested to determine the amount of alcohol in
8 that person's breath or blood.

9 (b) A person who is unconscious or otherwise in a condition
10 rendering that person incapable of refusal is considered not to have
11 withdrawn the consent provided under AS 28.35.031(a) [AS 28.35.031]
12 and a chemical test may be administered to determine the amount of
13 alcohol in that person's breath or blood. A person who is unconscious
14 or otherwise incapable of refusal need not be placed under arrest
15 before a chemical test may be administered.

16 (c) If a chemical test is administered to a person under (a) or
17 (b) of this section, that person is not subject to the penalties for
18 refusal to submit to a chemical test provided by AS 28.35.032 and
19 28.35.034.

20 * Sec. 23. AS 28.35 is amended by adding new sections to read:

21 Sec. 28.35.036. FORFEITURE OF MOTOR VEHICLE. (a) After convic-
22 tion of an offense under AS 28.35.030 or AS 28.35.032 involving a
23 motor vehicle of a type for which a driver's license is required, the
24 state may move the court to order the forfeiture of the motor vehicle
25 involved in the commission of the offense if the convicted person has
26 been previously convicted in this or another jurisdiction of more than
27 one of the following offenses or has more than once been previously
28 convicted of one of the following offenses:

29 (1) driving while intoxicated under AS 28.35.030 or another

1 law or ordinance with substantially similar elements; or

2 (2) refusal to submit to a chemical test under AS 28.35.032
3 or another law or ordinance with substantially similar elements.

4 (b) Upon receipt of a motion for forfeiture, the court shall
5 schedule a hearing on the matter and shall notify the state and the
6 convicted person of the time and place set for the hearing. At the
7 hearing, the court may order the forfeiture of the motor vehicle if
8 the court, sitting without a jury, determines by a preponderance of
9 the evidence that the forfeiture of the motor vehicle will serve one
10 or more of the following purposes:

11 (1) deterrence of the convicted person from the commission
12 of future offenses under AS 28.35.030;

13 (2) protection of the safety and welfare of the public;

14 (3) deterrence of other persons who are potential offenders
15 under AS 28.35.030; or

16 (4) expression of public condemnation of the serious or
17 aggravated nature of the convicted person's conduct.

18 (c) Upon forfeiture of a motor vehicle the court shall require
19 the surrender of the registration and certificate of title of that
20 motor vehicle. The registration and certificate of title shall be
21 delivered to the department.

22 (d) If not released under AS 28.35.037, a motor vehicle for-
23 feited under this section may be disposed of at the discretion of the
24 department.

25 Sec. 28.35.037. REMISSION OF FORFEITURES. (a) Upon receiving
26 notice from the court of the time and place set for a hearing under
27 AS 28.35.036, the state shall provide to every person who has an
28 ascertainable ownership or security interest in the motor vehicle
29 written notice that includes

- 1 (1) a description of the motor vehicle;
2 (2) the time and place of the forfeiture hearing;
3 (3) the legal authority under which the motor vehicle may
4 be forfeited;
5 (4) notice of the right to intervene to protect the inter-
6 est in the motor vehicle.

7 (b) At the hearing, a person who claims an ownership or security
8 interest in the motor vehicle must establish by a preponderance of the
9 evidence that

10 (1) the petitioner has an interest in the motor vehicle
11 acquired in good faith;

12 (2) a person other than the petitioner was convicted of the
13 offense that resulted in the forfeiture; and

14 (3) before parting with the motor vehicle, the petitioner
15 did not know or have reasonable cause to believe that it would be used
16 in the commission of an offense.

17 (c) If a person satisfies the requirements of (b) of this sec-
18 tion, the court shall order that an amount equal to the value of the
19 petitioner's interest in the motor vehicle be paid to the petitioner
20 or the court shall order that the motor vehicle be released to the
21 petitioner together with title to the motor vehicle.

22 (d) Forfeiture of a motor vehicle under AS 28.35.036 is without
23 prejudice to the rights, and does not extinguish the claims, of a
24 creditor with an interest in the motor vehicle.

25 Sec. 28.35.038. MUNICIPAL IMPOUNDMENT AND FORFEITURE. Notwith-
26 standing other provisions in this title, a municipality may adopt an
27 ordinance providing for the impoundment or forfeiture of a motor
28 vehicle involved in the commission of an offense under AS 28.35.030,
29 28.35.032, or an ordinance with elements substantially similar to

1 AS 28.35.030 or AS 28.35.032. An ordinance adopted under this section
2 is not required to be consistent with this title or regulations adopt-
3 ed under this title.

4 * Sec. 24. AS 28.15.211(a)(4) and AS 28.35.032(b),(c), and (d) are re-
5 pealed.

COMMITTEE REPORT

SENATE

FURTHER:

Rules

5/19/83

Date: 5/30/83

Mr. President:

The Committee on JUDICIARY has had CSHB 6 (Jud)
Driving a motor vehicle.

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s);
- replace with CS for CSHB 6 (Jud) same title
 new title
- and recommends 1 do pass 2 no rec
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

✓ Joe Josephson - Do Pass

MEMBERS HAVING
OTHER RECOMMENDATIONS:

1 3 votes - No Rec

Bill Ray
CHAIRMAN
1 No Rec

COMMITTEE REPORT

SENATE

FURTHER:

JUDICIARY

5/16/83

Date: 5/18/83

Mr. President:

The Committee on STATE AFFAIRS has had CSH: 6 (Jud)

Driving a motor vehicle.

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with ~~CS~~ for SCS CS HB 6 (CSA) same title
 new title
- and recommends no action
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

Tim Kelly

Arthur Stupjurenko

V. Fischer do pass

CHAIRMAN

COMMITTEE REPORT
HOUSE

MSD
(Fin) copy

(11)

FURTHER:

5/10/83

Date: 5 11 83

Mr. Speaker:

The Committee on FINANCE has had SSHB 7

"An Act relating to motor vehicles; and providing for an effective date."

under consideration and reports it back as follows:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for SSHB (Fin) same title
 new title
- and recommends NO PASS
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation Zero Fiscal Note Attached
- referred to the _____ Committee

MEMBERS SIGNING
NO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Signature]

[Signature]

[Signature]

[Signature]

CHAIRMAN

Original sponsors: Hayes, Barnes,
Phillips, et al

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 7 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to motor vehicles; and providing for
7 an effective date."

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

9 * Section 1. DECLARATION OF PURPOSE. The legislature is concerned over
10 the rising toll of motor vehicle accidents and the suffering and loss in-
11 flicted by them. The legislature determines that it is a matter of grave
12 concern that motorists be financially responsible for their negligent acts
13 so that innocent victims of motor vehicle accidents may be recompensed for
14 the injury and financial loss inflicted upon them. The legislature finds
15 and declares that the public interest can best be served by the requirement
16 that the owner of a motor vehicle be required to furnish evidence of the
17 existence of a motor vehicle liability policy issued in conformity with
18 AS 28.22.010 or of a certificate of self-insurance issued under AS 28.20.-
19 400 when the vehicle registration is made or renewed as a prerequisite to
20 the exercise of the privilege of registering and operating a motor vehicle
21 in the state.

22 * Sec. 2. AS 28.10.011 is amended by adding a new paragraph to read:

23 (12) a mobile home as defined in AS 45.30.100.

24 * Sec. 3. AS 28.10.011 is amended by adding a new subsection to read:

25 (b) An owner of a motor vehicle may not register a motor vehicle
26 in the state and may not renew the registration of a motor vehicle in
27 the state without providing evidence satisfactory to the department of
28 the existence of a motor vehicle liability policy that complies with
29 AS 28.22.010 or of a certificate of self-insurance that complies with

1 AS 28.20.400.

2 * Sec. 4. AS 28.10.021 is amended by adding a new subsection to read:

3 (b) A certificate of registration may not be issued under this
4 section unless the owner complies with AS 28.10.011(b).

5 * Sec. 5. AS 28.10.111 is amended by adding a new subsection to read:

6 (c) The department may not renew the registration of a motor
7 vehicle under this section unless the owner complies with AS 28.10.-
8 011(b).

9 * Sec. 6. AS 28.10.201(b) is amended to read:

10 (b) The owner of a vehicle described in AS 28.10.011 as being
11 exempt from registration and the owner of a snowmobile or off-highway
12 vehicle may not apply for, nor may the department issue, a certificate
13 of title for such a vehicle. However, the department may issue a
14 certificate of title to the owner of a vehicle exempt from registra-
15 tion under AS 28.10.011(3), (6), (7), (11) and (12), [28.10.011(6)]
16 upon application by that owner.

17 * Sec. 7. AS 28.15.011 is amended by adding a new subsection to read:

18 (d) A person's driver's license may be issued or renewed under
19 this chapter only on presentation of evidence satisfactory to the de-
20 partment of the existence of a motor vehicle liability policy that
21 complies with AS 28.22.010 or a certificate of self-insurance that
22 complies with AS 28.20.400 for all motor vehicles owned by the person
23 and registered in the person's name and located within the state.

24 * Sec. 8. AS 28.15.011 is amended by adding a new subsection to read:

25 (e) The department shall suspend the driver's license of a
26 person when the department is advised that the person's insurance
27 coverage is terminated and there has been no written response by the
28 person within thirty days to a written notice issued by the department
29 to the person requesting verification of compliance with

1 AS 28.15.011(d).

2 * Sec. 9. AS 28.15.081(a) is amended to read:

3 (a) The department shall examine every applicant for a driver's
4 license. The examination shall include a test of (1) the applicant's
5 eyesight, (2) the applicant's [HIS] ability to read and understand
6 official traffic control devices, (3) the applicant's [HIS] knowledge
7 of safe driving practices, (4) the applicant's knowledge of the
8 effects of alcohol and drugs on drivers and the dangers of driving
9 under the influence of alcohol or drugs, (5) the applicant's knowledge
10 of laws relating to driving while intoxicated, (6) the applicant's
11 knowledge of laws relating to financial responsibility, and (7) the
12 applicant's knowledge of the traffic laws and regulations of this
13 state. The examination [, AND] may include a demonstration of ability
14 to exercise ordinary and reasonable control in the driving of a motor
15 vehicle of the type and general class of vehicles for which the
16 applicant seeks a license. However, an applicant who has not been
17 previously issued a driver's license by this or another jurisdiction
18 must demonstrate [HIS] ability, and must present medical information
19 that [WHICH] the department reasonably requires to determine [HIS]
20 fitness to safely drive a motor vehicle of the type and general class
21 of vehicles for which the applicant [HE] seeks a license.

22 * Sec. 10. AS 28.20.070(a) is amended to read:

23 (a) No policy or bond is effective under AS 28.20.060 unless it
24 is issued by an insurance company or surety company authorized to do
25 business in this state, except as provided in (b) of this section, and
26 if the accident resulted in bodily injury or death, unless the policy
27 or bond is subject to a limit, exclusive of interest and costs, of not
28 less than \$50,000 [\$25,000] because of bodily injury to or death of
29 one person in any one accident and, subject to the same limit for one

1 person, to a limit of not less than \$100,000 [\$50,000] because of
2 bodily injury to or death of two or more persons in any one accident,
3 and if the accident has resulted in injury to, or destruction of,
4 property to a limit of not less than \$25,000 [\$10,000] because of
5 injury to or destruction of property of others in any one accident.

6 * Sec. 11. AS 28.20.230(b) is amended to read:

7 (b) The term "proof of financial responsibility for the future"
8 as used in this chapter means proof of ability to respond in damages
9 for liability, on account of an accident occurring after the effective
10 date of proof, which arises out of the ownership, maintenance or use
11 of a vehicle subject to registration under the laws of this state, in
12 the amount of \$50,000 [\$25,000] because of bodily injury to or death
13 of one person in any one accident, and, subject to the same limit for
14 one person, in the amount of \$100,000 [\$50,000] because of bodily
15 injury to or death of two or more persons in any one accident, and in
16 the amount of \$25,000 [\$10,000] because of injury to or destruction of
17 property of others in any one accident. As used in this chapter the
18 terms "proof of financial responsibility" or "proof" mean proof of
19 financial responsibility for the future.

20 * Sec. 12. AS 28.20.360(a) is amended to read:

21 (a) For the purpose of this chapter, a judgment is satisfied
22 when

23 (1) \$50,000 [\$25,000] is credited upon a judgment given in
24 excess of that amount because of bodily injury to or death of one
25 person as the result of any one accident; or

26 (2) subject to the limit of \$50,000 [\$25,000] because of
27 bodily injury to or death of one person, the sum of \$100,000 [\$50,000]
28 is credited upon a judgment given in excess of that amount because of
29 bodily injury to or death of two or more persons as the result of any

1 one accident; or

2 (3) \$25,000 [\$10,000] is credited upon a judgment given in
3 excess of that amount because of injury to or destruction of property
4 of others as a result of any one accident.

5 * Sec. 13. AS 28.20.440(b)(2) is amended to read:

6 (2) insure the person named and every other person using
7 the vehicle with the express or implied permission of the named insur-
8 ed, against loss from the liability imposed by law for damages arising
9 out of the ownership, maintenance or use of the vehicle within the
10 United States of America or the Dominion of Canada, subject to limits
11 exclusive of interests and costs, with respect to each vehicle, as
12 follows: \$50,000 [\$25,000] because of bodily injury to or death of
13 one person in any one accident, and, subject to the same limit for one
14 person, \$100,000 [\$50,000] because of bodily injury to or death of two
15 or more persons in any one accident, and \$25,000 [\$10,000] because of
16 injury to or destruction of property of others in any one accident;

17 * Sec. 14. AS 28.20.440(b)(3) is amended to read:

18 (3) contain coverage in the amounts set out in (2) of this
19 subsection for the protection of the persons insured under the policy
20 who are legally entitled to recover damages from owners or operators
21 of uninsured or underinsured motor vehicles because of bodily injury
22 or death, or damage to or destruction of property arising out of the
23 ownership, maintenance or use of the uninsured or underinsured motor
24 vehicle, except that this coverage or part of it may be waived in
25 writing by the insured on or before the effective date of the policy.

26 * Sec. 15. AS 28.20.440 is amended by adding new subsections to read:

27 (1) The insurance carrier shall provide notice to the department
28 of the termination of coverage commenced during the preceding 180 days
29 under (a) of this section within 10 days of actual knowledge of the

1 termination or the receipt of written notice of intent to terminate.
2 The department may notify the insurance carrier of a person with
3 previous policy abuses and require notice of termination of coverage
4 for the person. If the person whose coverage terminates fails to
5 provide the department with evidence satisfactory to it of the exist-
6 tence of a motor vehicle liability policy issued in conformity with
7 AS 28.20.440 or a certificate of self-insurance issued in conformity
8 with AS 28.20.400, the department shall suspend the driver's license
9 and all registration certificates and registration plates issued to
10 the person until the person has provided the department with such
11 evidence.

12 (n) The insurance carrier authorized to transact business in the
13 state who issues a motor vehicle liability policy to the owner of a
14 motor vehicle under this section shall provide the owner with a card
15 indicating the existence of the policy. The operator of the motor
16 vehicle shall at all times carry in the vehicle the card indicating
17 the existence of the policy.

18 * Sec. 16. AS 28.20.490 is amended to read:

19 Sec. 28.20.490. MONEY OR SECURITIES AS PROOF. Proof of finan-
20 cial responsibility may be evidenced by the deposit of \$100,000
21 [\$25,000] in cash, or securities which are legal investments for
22 saving banks or trust funds having a market value of \$100,000
23 [\$25,000]. The department shall not accept a deposit unless accom-
24 panied by evidence that there are no unsatisfied judgments of any
25 character against the depositor in the recording district where the
26 depositor resides.

27 * Sec. 17. AS 28 is amended by adding a new chapter to read:

28 CHAPTER 22. MOTOR VEHICLE LIABILITY INSURANCE.

29 Sec. 28.22.010. MOTOR VEHICLE LIABILITY POLICY. (a) In

1 AS 26.10.011, AS 28.15.011, and this chapter "motor vehicle liability
2 policy" means an "owner policy" or an "operator's policy" containing
3 an agreement or endorsement as provided in this section and issued by
4 an insurance carrier authorized to transact business in the state to
5 or for the benefit of the person named as insured.

6 (b) The owner's policy of liability insurance shall

7 (1) designate by description or appropriate reference all
8 vehicles that it covers;

9 (2) insure the person named and every other person using
10 the vehicle with the express or implied permission of the named insur-
11 ed, against loss from the liability imposed by law for damages arising
12 out of the ownership, maintenance, or use of the vehicle in the United
13 States or the Dominion of Canada, subject to limits exclusive of
14 interests and costs, with respect to each vehicle, as follows:

15 (A) \$50,000 because of bodily injury to or death of
16 one person in any one accident, and, subject to the same limit
17 for one person, \$100,000 because of bodily injury to or death of
18 two or more persons in any one accident; and

19 (B) \$25,000 because of injury to or destruction of
20 property of others in any one accident;

21 (3) contain coverage in the amounts set out in (2) of this
22 subsection for the protection of the persons insured under the policy
23 who are legally entitled to recover damages from the owner or operator
24 of an uninsured or underinsured motor vehicle because of bodily injury
25 or death, or damage to or destruction of property arising out of the
26 ownership, maintenance, or use of the uninsured or underinsured motor
27 vehicle, except that this coverage or part of it may be waived in
28 writing by the insured on or before the effective date of the policy.

29 (c) The operator's policy of liability insurance shall insure

1 the person named as insured against loss from the liability imposed on
2 the operator by law for damages arising out of the use by the operator
3 of a motor vehicle not owned by the operator, within the same territo-
4 rial limits and subject to the same limits of liability as are re-
5 quired for an owner's policy of liability insurance.

6 (d) The motor vehicle liability policy shall state the name and
7 address of the named insured, the coverage, the premium charges, the
8 policy period and the limits of liability, and shall contain an agree-
9 ment or an endorsement that insurance is provided in accordance with
10 the coverage defined in (b)(2) of this section for bodily injury and
11 death or property damage, or both.

12 (e) The motor vehicle liability policy need not insure liability
13 under a workers' compensation law nor liability for damage to property
14 owned by, rented to, in charge of, or transported by the insured.

15 (f) Every motor vehicle liability policy is subject to the
16 following provisions but these provisions need not be contained in the
17 policy:

18 (1) The liability of the insurance carrier becomes absolute
19 whenever injury or damage covered by the policy occurs. The policy
20 may not be cancelled or annulled as to this liability after the occur-
21 rence of the injury or damage. No statement made by the insured or on
22 behalf of the insured and no violation of the policy defeats or voids
23 the policy.

24 (2) The satisfaction by the insured of a judgment for
25 injury or damages is not a condition precedent to the right or duty of
26 the insurance carrier to make payment on account of injury or damage.

27 (3) The insurance carrier may settle a claim covered by the
28 policy, and if settlement is made in good faith, the amount of settle-
29 ment is deductible from the limits of liability specified in (b) of

1 this section.

2 (4) The policy, the written application for the policy, if
3 any, and every rider or endorsement that does not conflict with the
4 provisions of this chapter constitute the entire contract between the
5 parties.

6 (g) A policy that grants the coverage required for a motor
7 vehicle liability policy may also grant lawful coverage in excess of
8 or in addition to the coverage specified for a policy and the excess
9 or additional coverage is not subject to the provisions of this chap-
10 ter. With respect to a policy that grants excess or additional cover-
11 age the term "motor vehicle liability policy" applies only to that
12 part of the coverage that is required by this section.

13 (h) A motor vehicle liability policy may provide that the in-
14 sured shall reimburse the insurance carrier for any payment the insur-
15 ance carrier would not have been obligated to make under the terms of
16 the policy except for the provisions of this chapter.

17 (i) A motor vehicle liability policy may provide for proration
18 of the insurance with other valid and collectible insurance.

19 (j) The requirements for a motor vehicle liability policy may be
20 fulfilled by the policies of one or more insurance carriers who to-
21 gether meet the requirements.

22 (k) A binder issued pending the issuance of a motor vehicle
23 liability policy fulfills the requirements for a policy.

24 (l) The insurance carrier shall provide notice to the department
25 of the termination of coverage commenced during the preceding 180 days
26 under (a) of this section within 10 days of actual knowledge of the
27 termination or the receipt of written notice of intent to terminate.
28 The department may notify the insurance carrier of a person with
29 previous policy abuses and require notice of termination of coverage

1 For the person. If the person whose coverage terminates fails to
2 provide the department with evidence satisfactory to it of the exis-
3 tence of a motor vehicle liability policy issued in conformity with
4 AS 28.22.010 or a certificate of self-insurance issued in conformity
5 with AS 28.20.400, the department shall suspend the driver's license
6 and all registration certificates and registration plates issued to
7 the owner of the motor vehicle until the person has provided the
8 department with such evidence.

9 (n) The insurance carrier authorized to transact business in the
10 state who issues a motor vehicle liability policy to the owner of a
11 motor vehicle under this section shall provide the owner with a card
12 indicating the existence of the policy. The operator of the motor
13 vehicle shall at all times carry in the vehicle the card indicating
14 the existence of the policy.

15 Sec. 28.22.020. REQUIREMENTS OF POLICY. (a) A policy is not
16 effective under AS 28.22.010 unless it is issued by an insurance
17 company or surety company authorized to do business in this state,
18 except as provided in (b) of this section, and unless it complies with
19 the limit requirements established in AS 28.22.010(b)(2).

20 (b) A policy is not effective under AS 28.22.010 with respect to
21 a vehicle not registered in the state or a vehicle that was registered
22 in another jurisdiction at the effective date of the policy or the
23 most recent renewal of it, unless the insurance or surety company
24 issuing the policy is authorized to do business in the state, or if
25 the company is not authorized to do business in the state, unless it
26 executes a power of attorney authorizing the director of the division
27 of insurance to accept service on its behalf of notice or process in
28 an action upon the policy arising out of the accident.

29 Sec. 28.22.500. DRIVING VEHICLE WITHOUT EVIDENCE OF MOTOR

1 VEHICLE LIABILITY POLICY. (a) A person may not drive or move, nor
2 may an owner knowingly permit to be driven or moved, on a highway or
3 vehicular way or area, a vehicle required to be insured under a motor
4 vehicle liability policy that complies with AS 28.22.010 or a certifi-
5 cate of self-insurance that complies with AS 28.20.400 unless a motor
6 vehicle liability policy is in effect for the motor vehicle.

7 (b) If a peace officer has probable cause to believe a motor
8 vehicle was used in the violation of (a) of this section, a citation
9 will be issued. The citation will be voided if the driver or owner of
10 a vehicle cited under this section appears at an Alaska State Trooper
11 Office or an office of the police agency that issued the citation and
12 provides evidence showing that a motor vehicle liability policy that
13 complies with AS 28.22.010 or a certificate of self-insurance that
14 complies with AS 28.20.400 was in effect at the time the citation was
15 issued.

16 (c) A person who violates (a) of this section commits a class B
17 misdemeanor. Upon conviction the court shall impose a fine of not
18 less than \$250 and may impose a fine up to the maximum amount estab-
19 lished by AS 12.55.035 for a person convicted of a class B misde-
20 meanor. The court may not suspend the minimum fine imposed under this
21 subsection.

22 (d) In addition to the fine required under (c) of this section,
23 the court shall impose the following sentence on a person convicted of
24 violating (a) of this section:

25 (1) For a person not previously convicted of an offense
26 under (a) of this section

27 (A) suspension of that person's driver's license for
28 up to 30 days; and

29 (B) suspension of the registration of the subject

1 motor vehicle until proof of compliance with AS 28.10.011(b) is
2 furnished to the department.

3 (2) For a person once previously convicted of an offense
4 under (a) of this section within 10 years

5 (A) suspension of the person's driver's license for
6 not less than 30 days nor more than 90 days with no limited
7 license privileges during the period of suspension;

8 (B) suspension of the registration of the subject
9 motor vehicle for not less than 30 days and thereafter until
10 proof of compliance with AS 28.10.011(b) is furnished to the
11 department.

12 (3) For a person twice or more previously convicted of an
13 offense under (a) of this section within 10 years suspension of that
14 person's driver's license for not less than 90 days nor more than one
15 year with no limited license privileges during the suspension and in
16 addition, either of the following:

17 (A) suspension of the registration of the subject
18 motor vehicle for not less than 90 days and thereafter until
19 proof of compliance with AS 28.10.011(b) is furnished to the
20 department; or

21 (b) forfeiture of the person's motor vehicle under
22 AS 28.22.510.

23 Sec. 28.22.510. FORFEITURE OF MOTOR VEHICLE. (a) After con-
24 viction of an offense under AS 28.22.500, if the convicted person was
25 twice or more previously convicted within the last 10 years of violat-
26 ing AS 28.22.500 or a statute in another jurisdiction with elements
27 substantially similar to AS 28.22.500, the state may move the court to
28 order the forfeiture of a motor vehicle. Upon receipt of a motion for
29 forfeiture, the court shall schedule a hearing on the matter and shall

1 notify the state of the time and place set for the hearing.

2 (b) After receiving notice of the time and place of the hearing,
3 the state shall provide to every person who has an ascertainable
4 ownership or security interest in the motor vehicle written notice
5 that includes

6 (1) a description of the motor vehicle;

7 (2) the time and place of the forfeiture hearing;

8 (3) the legal authority under which the motor vehicle may
9 be forfeited;

10 (4) notice of the right to intervene to protect the inter-
11 est in the motor vehicle.

12 (c) At the hearing, a person who claims an ownership or security
13 interest in the motor vehicle must establish by a preponderance of
14 evidence that

15 (1) the petitioner has an interest in the motor vehicle
16 acquired in good faith;

17 (2) a person other than the petitioner was convicted of
18 violating AS 28.22.500; and

19 (3) before parting with the motor vehicle, the petitioner
20 did not know or have reasonable cause to believe that it would be used
21 in the commission of an offense.

22 (d) If a person satisfies the requirements of (c) of this sec-
23 tion, the court shall order that an amount equal to the value of the
24 petitioner's interest in the motor vehicle be paid to the petitioner
25 from the proceeds of the sale of the motor vehicle, or shall order
26 that the motor vehicle be released to the petitioner together with
27 title to the motor vehicle.

28 (e) Upon forfeiture of a motor vehicle, the court shall require
29 the surrender of the registration and certificate of title of that

1 motor vehicle for delivery by the court to the department unless the
2 title is released to a petitioner under (d) of this section.

3 (i) If not released under (d) of this section, a motor vehicle
4 forfeited under this section may be disposed of at the discretion of
5 the department.

6 Sec. 28.22.520. UNUSED MOTOR VEHICLES. A person may terminate
7 or suspend a motor vehicle liability policy covering a vehicle that is
8 unused. A person exercising this option shall remove the unused
9 vehicle plates and deliver them to the nearest department office.
10 When the vehicle is to be used the person shall present evidence
11 satisfactory to the department of a motor vehicle liability policy
12 that complies with AS 28.22.010 or a certificate of self-insurance
13 that complies with AS 28.20.400 covering the vehicle and person, at
14 which time the department shall reissue vehicle plates to the person.

15 Sec. 28.22.530. ANNUAL REPORT. Beginning in 1988, the Depart-
16 ment of Commerce and Economic Development and Department of Public
17 Safety shall submit a joint report to the legislature no later than
18 February 1 of each year on the administration of this chapter. The
19 report shall include

20 (1) a review of this chapter's effect on the number of
21 uninsured motorists before and after it was adopted;

22 (2) the administrative problems and costs of enforcing this
23 chapter for the courts and involved departments; and

24 (3) the effect of the program on motor vehicle liability
25 premiums in the state.

26 * Sec. 13. AS 21.89.020(s) is amended to read:

27 (a) An automobile liability policy that [WHICH] insures an owner
28 or operator of a motor vehicle against loss resulting from [HIS]
29 liability for bodily injury or death, or for property injury or

1 destruction, or both, which is sold in the state [AFTER JANUARY 1,
2 1969, BY AN INSURANCE CARRIER AUTHORIZED TO TRANSACT BUSINESS IN THIS
3 STATE], shall contain limits in at least the amount prescribed for a
4 motor vehicle liability policy in AS 28.20.440(b)(2) and AS 28.22.-
5 010(b)(2), [AND MEET THE REQUIREMENTS OF AS 28.20.440(b)(3) UNLESS
6 WAIVED AS PROVIDED IN THAT PARAGRAPH].

7 * Sec. 19. AS 21.89.020 is amended by adding a new subsection to read:

8 (c) In addition to the coverages and limits required in (a) of
9 this section, an insurance company offering automobile liability
10 insurance in this state shall offer coverage, with limits equal to at
11 least the limit purchased voluntarily to cover the insured persons
12 liability, for the protection of the persons insured under the policy
13 who are legally entitled to recover damages from owners or operators
14 of uninsured or underinsured motor vehicles. The coverage shall be
15 offered in four parts, one or more of which may be waived under
16 AS 28.20.440(b)(3) or AS 28.22.010(b)(3). The parts are:

- 17 (1) uninsured motorists, bodily injury;
18 (2) uninsured motorists, property damage;
19 (3) underinsured motorists, bodily injury; and
20 (4) underinsured motorists, property damage.

21 * Sec. 20. Section 7 of this Act takes effect January 1, 1985.

22 * Sec. 21. Sections 18 and 19 of this Act take effect January 1, 1984.

23 * Sec. 22. Except for secs. 7, 18, and 19, this Act takes effect July
24 1, 1984.

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

I. REQUEST

Bill/Resolution No.: SCSCSSHB7 (L&C)
 Title: An Act relating to motor vehicles..
 Sponsor: Hayes
 Requestor: Senate Rules

II. FISCAL DETAIL

Agency Affected: Public Safety
 Program Category Affected: Life & Prop. Pro
 BRU, Program of Subprogram(s) Affected: Driver/Vehicle Services

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING		-0-	-0-	-0-	-0-	-0-
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND		-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Zero fiscal note.

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Robert J. Rowan Phone: 269-5551
 Division: Motor Vehicles Date: June 24, 1983
 Approved by Commissioner: [Signature] Date: 6/24/83
 Department: Public Safety

Distribution:

Original to Legislative Finance
 Copy to Office of Management and Budget (for Legislature introduced bills)
 Copy to Department (for Governor introduced bills)
 Copy to Sponsor
 Copy to Requestor (if different from Sponsor)

3/8/83

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

I. REQUEST
Bill/Resolution No.: CSSH B 7 (Fin)
Title: Mandatory auto insurance
Sponsor: Finance Committee
Requestor: Senate Labor & Commerce

II. FISCAL DETAIL
Agency Affected: Commerce & Ec. Dev.
Program Category Affected: Public Prot.
BRU, Program of Subprogram(s) Affected:
Division of Insurance

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL	0	0	0	0	0	5.0
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING	0	0	0	0	0	5.0

CAPITAL						
----------------	--	--	--	--	--	--

REVENUE						
----------------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
GENERAL FUND	0	0	0	0	0	5.0
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
FULL-TIME						
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

not available

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Kenneth C. Moore, Director
 Division: Insurance

Phone: 465-2515
 Date: 6/9/83

Approved by Commissioner: Richard A. Lyon
 Department: Commerce & Economic Development

Date: 6/13/83

Distribution:

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- Copy to Department (for Governor introduced bills)
- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

IV. ANALYSIS:

The data to be used as a comparison in the report required in Sec. 28.22.550 of the bill does not currently exist in a form that is reliable or conclusive. It is necessary to create base data at the earliest possible time if any kind of comparative comments are to have any meaning in the required reports. The amounts shown as contractual are to be used for periodic polls to arrive at insured automobile ratios via poll sampling by a firm qualified to conduct such work. The information so developed along with that acquired from the court system and other affected departments will be used to prepare the report.

rec'd 5/31/83

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

I. REQUEST

Bill/Resolution No.: CSSSHB 7 (FIN)
Title: " An Act relating to Motor Vehicles"
Sponsor: Hayes
Requestor: Senate Labor & Commerce

II. FISCAL DETAIL

Agency Affected: Public Safety
Program Category Affected: Justice/Protection
BRU, Program of Subprogram(s) Affected: Alaska State Troopers/Motor Vehicles

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES			558.6	592.1	627.6	665.3
200 TRAVEL			32.8	34.8	36.9	39.1
300 CONTRACTUAL			424.2	449.7	476.7	505.3
400 COMMODITIES			37.7	40.0	42.4	44.9
500 EQUIPMENT			154.6	- 0 -	- 0 -	3.0
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING			1207.9	1116.6	1183.6	1257.6

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

GENERAL FUND			1207.9	1116.6	1183.6	1257.6
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME			13	13	13	13
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Not Identified by sponsor.

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Michael Orelove
Division: Administrative Services

Phone: 465-4349
Date: 5/27/83

Approved by Commissioner: [Signature]
Department: Public Safety

Date: 5/27/83

Distribution:

- Original to Legislative Finance
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- Copy to Requestor (if different from Sponsor)

Division of Motor Vehicles

FISCAL NOTE ANALYSIS

Page 1

CSSSHB7 (Finance)

The basic assumption of this fiscal note is that for this bill to be effective there must be an adequate system of enforcement and compliance. Other states with mandatory insurance laws estimate that 5%-15% of their vehicles are operating without insurance as owners find ways to circumvent the law. We find that our present Financial Responsibility Law, AS 28.20, is practically as effective and far less costly both to the state bureaucracy and to the citizens directly.

For this bill to be effective the Division of Motor Vehicles must create a compliance unit of 10 employees. The compliance unit must be located with division headquarters since there must be ready reference to the existing ownership and registration record. The present headquarters location will not accomodate any expansion, therefore, the fiscal note provides for relocation and lease of new space for the Division of Motor Vehicles headquarters in FY-85.

A further breakdown by object code is attached. The reason for such a large figure in the 310 catagory is because of statutory requirement that all suspension notices must be sent by registered or certified mail, return receipt requested. If action is taken on 30,000 uninsured vehicles, at \$1.55 postage per notice, that cost alone is \$46,500.

CSSSHB7 (Finance)

The FY-85 costs for the compliance unit are as follows:

100 PERSONAL SERVICES

1 Insurance Compliance Unit Supervisor (Range 18, new classification)	52.7	
2 Hearing Officers (Range 16, new classification)	90.1	
1 Clerk V	33.2	
5 Clerk IV	149.5	
1 Microfilm Equipment Operator	31.4	
		TOTAL
		356.9

200 TRAVEL

Hearing Officers to travel to various cities to conduct suspension hearings		26.5
---	--	------

300 CONTRACTUAL

310 - phones, tolls, postage	54.6	
320 - forms, advertising, public notice	15.9	
330 - headquarters space lease (6,000 sq. ft.)	171.7	
360 - equipment rental (4 AJIS terminals)	31.8	
382a- DP Chargeback - programming & maintenance	84.8	
		TOTAL
		358.8

400 COMMODITIES

Normal office supplies		26.6
------------------------	--	------

500 EQUIPMENT

Office Equipment (10 employees)	30.0	
Word Processing Station (Wang)	20.0	
Microfilm Camera and Printer	40.0	
		TOTAL
		90.0
		858.8

Inflation for subsequent years is figured at the 6% level.

1.	POSITION TITLE Clerk IV				RANGE/STEP 9	BARG. UNIT GGU	FORM 12 PAGE/LINE	GOV.	APPRDV.	DISAPP.		
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT 7-15	LEG.				
3.	CONTINUATION LEVEL				JUSTIFICATION							
4.	TYPE OF EXPENDITURE				<p>The state may ask the court to order the forfeiture of a motor vehicle. The state then must provide written notice concerning any forfeiture hearing to every person who has an ascertainable ownership or security interest in the motor vehicle. The clerical functions associated with this would be highly specialized in that the Clerk IV must be able to do detailed research, and meet all legal requirements. This Clerk IV would basically handle all records and actions concerning requests for vehicle forfeitures.</p> <p>Accuracy is essential in this work since the consequences of this person's actions on individual citizens is great. The loss of a vehicle is a harsh step, and the possibility of error must be eliminated to avoid working hardships on innocent parties.</p> <p>Computation on this form is at FY84 costs.</p>							
	1		2								3	
	PERSONAL SERVICES											
5.	Salary		20.4									
6.	Benefits		3.6									
7.	Supplemental Benefits		1.3									
8.	Fixed Benefits		2.9									
9.	TOTAL PERSONAL SERVICES		01								28.2	
10.	Travel		02									
11.	Contractual		03									
12.	Commodities		04								.1	
13.	Equipment		05								3.0	
14.	Other											
15.	TOTAL COST										31.3	
	RECEIPT CODE										FUNDING SOURCE	
16.					Federal Receipts 1002							
17.					G.F. Match 1003							
18.					General Funds 1004							
19.					I-A Receipts 1005							
20.					Program Receipts 1028							
21.					Other							
FOR B&M USE ONLY 4A KEY NUMBER _____												

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Vehicle Services

Page _____ of _____
Revised Date _____

FY 84

1.	POSITION TITLE Clerk V				RANGE/STEP 11	BARG. UNIT GCU	FORM 12 PAGE/LINE	GOV.	APPRDV.	DISAP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL				ADDITION		JUSTIFICATION			
4.	TYPE OF EXPENDITURE				AMOUNT					
	1		2		3					
	PERSONAL SERVICES									
5.	Salary	1914	23.0							
6.	Benefits		4.0							
7.	Supplemental Benefits		1.4							
8.	Fixed Benefits		2.9							
9.	TOTAL PERSONAL SERVICES		01	31.3						
10.	Travel		02							
11.	Contractual		03	5.0						
12.	Commodities		04	1.0						
13.	Equipment		05	3.0						
14.	Other									
15.	TOTAL COST			40.3						
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004		40.3						
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR B&M USE ONLY										
4A KEY NUMBER _____										

Under the general supervision of the Insurance Compliance Unit Supervisor, this position will supervise the clerical section of this unit. The unit will perform checks on those suspected of being in violation of the insurance laws. The consequences of the actions of this section in suspending vehicle registrations and operator's licenses and complexity of the due process system require a high level of supervision and expertise.

The section supervisor must have a thorough knowledge of motor vehicle laws and forms and vehicle insurance practices and policies. This section will also schedule administrative hearings and the supervisor must coordinate these with the hearing officer's travel plans.

This position will be responsible for the final actions of the unit, and accuracy and good judgement are essential to ensure correct compliance with the insurance laws and to avoid hardships for innocent vehicle operators.

Computation on this form is at FY84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Vehicle Services

Page 1 of 1
Revised Date _____

FY 84

1.	POSITION TITLE Insurance Compliance Unit Supervisor			RANGE/STEP 18	BARG. UNIT Sup.	FORM 12 PAGE/LINE	COV.	APPROV.	DIS.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN-NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEC.	
3.	CONTINUATION LEVEL	ADDITION	JUSTIFICATION						
4.	TYPE OF EXPENDITURE			AMOUNT					
	1	2	3						
	PERSONAL SERVICES								
5.	Salary	3143	37.7						
6.	Benefits		6.6						
7.	Supplemental Benefits		2.3						
8.	Fixed Benefits		2.9						
9.	TOTAL PERSONAL SERVICES	01	49.5						
10.	Travel	02	5.0						
11.	Contractual	03	5.0						
12.	Commodities	04	2.0						
13.	Equipment	05	3.0						
14.	Other								
15.	TOTAL COST		64.5						
	RECEIPT CODE	FUNDING SOURCE							
16.		Federal Receipts	1002						
17.		G.F. Match	1003						
18.		General Funds	1004	64.5					
19.		I-A Receipts	1005						
20.		Program Receipts	1028						
21.		Other							
FOR B&M USE ONLY 4A KEY NUMBER _____									

The mandatory insurance laws require that the state take action against those who do not have liability insurance or those who cancel policies after registration. Administration of this program is the responsibility of the Insurance Compliance Unit. The Supervisor of this unit will act under the general direction of the Chief of Vehicle Services and will be responsible for the supervision of seven employees.

This position carries considerable authority in that this unit has the responsibility of suspending both vehicle registration and operator's licenses of violators. This will require close coordination with the insurance industry, the court system, and law enforcement agencies to ensure that appropriate and timely action is taken and that complete due process is given to the citizen.

The intent of the law is to have 100% compliance, however based on other states' experience, usually only 90% compliance is achieved. This will require some action be taken on 30,000 uninsured vehicles and their owners.

Computation on this form is at FY84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety

PROGRAM Life and Property Protection

BRU Driver/Vehicle Services

COMPONENT Vehicle Services

FY 84

Page 1 of 1

Revised Date _____

1.	POSITION TITLE Microfilm Equipment Operator I				RANGE/STEP 10	BARG. UNIT GGU	FORM 12 PAGE/LINE	GOV.	APPRDV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE				AMOUNT					
	1		2		3					
	PERSONAL SERVICES									
5.	Salary	1803			21.6					
6.	Benefits				3.8					
7.	Supplemental Benefits				1.3					
8.	Fixed Benefits				2.9					
9.	TOTAL PERSONAL SERVICES		01	29.6						
10.	Travel		02							
11.	Contractual		03	5.0						
12.	Commodities		04	4.0						
13.	Equipment		05	43.0						
14.	Other									
15.	TOTAL COST			118.8						
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004		118.8						
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR B&M USE ONLY										
4A KEY NUMBER _____										

As a result of this bill, each vehicle operator must present some form of proof of insurance at the time of registration. This form is kept with the vehicle records which are microfilmed. Also the records of registration, suspensions, and all associated documents are microfilmed and kept with vehicle records. These forms and documents will represent a 20% increase in the documents presently maintained by the Vehicle Services Unit.

To accomodate this increased workload, a Microfilm Equipment Operator I is necessary to augment the present staff. Equipment associated with this position includes a microfilm camera and a reader-printer work station.

The microfilm retrieval system currently being used has proved cost effective in terms of labor savings and rapid response to filing needs. The high initial cost of equipment is soon offset by savings in labor and file storage costs.

Computation on this form is at FY84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Vehicle Services

FY 84

Page 1 of 1
Revised Date _____

1.	POSITION TITLE Hearing Officer				RANGE/STEP 16	BARG. UNIT GGU	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE									
	1		2		3					
	PERSONAL SERVICES									
5.	Salary	2670	32.0							
6.	Benefits		5.6							
7.	Supplemental Benefits		2.0							
8.	Fixed Benefits		2.9							
9.	TOTAL PERSONAL SERVICES		01	42.5						
10.	Travel		02	10.0						
11.	Contractual		03	5.0						
12.	Commodities		04	.0						
13.	Equipment		05	3.0						
14.	Other									
15.	TOTAL COST			62.5						
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004		62.5						
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR B&M USE ONLY 4A KEY NUMBER _____										

The mandatory insurance bill requires the state to suspend vehicle registrations, plates, and operator's licenses for those people who operate a vehicle without the required liability insurance. Prior to taking any action of this type, the department must provide the person an opportunity for an administrative hearing (AS 28.05.131).

Using estimates based on other states' experience with mandatory insurance, there will only be a 90% compliance level. This means action will be taken on the remaining 10% or 30,000 uninsured vehicles. The hearing officer must travel to all areas of the state to administer the hearings. With this volume there will be two hearing officers required.

Due to the limited scope of the hearing items, it is not necessary to have an attorney in this position.

Computation on this form is at FY84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety

PROGRAM Life and Property Protection

BRU Driver/Vehicle Services

COMPONENT Vehicle Services

FY 84

Page 1 of 1
Revised Date _____

POSITION TITLE Hearing Officer				RANGE/STEP 16	BARG. UNIT GGU	FORM 12 PAGE/LINE	GOV.	APPRDV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.	
3.	CONTINUATION LEVEL	ADDITION			JUSTIFICATION				
4.	TYPE OF EXPENDITURE			AMOUNT					
	1	2	3						
	PERSONAL SERVICES								
5.	Salary 2670	32.0							
6.	Benefits	5.6							
7.	Supplemental Benefits	2.0							
8.	Fixed Benefits	2.9							
9.	TOTAL PERSONAL SERVICES	01	42.5						
10.	Travel	02	10.0						
11.	Contractual	03	5.0						
12.	Commodities	04	2.0						
13.	Equipment	05	3.0						
14.	Other								
15.	TOTAL COST		62.5						
	RECEIPT CODE	FUNDING SOURCE							
16.		Federal Receipts	1002						
17.		G.F. Match	1003						
18.		General Funds	1004	62.5					
19.		I-A Receipts	1005						
20.		Program Receipts	1028						
21.		Other							
FOR B&M USE ONLY 4A KEY NUMBER _____									

The mandatory insurance bill requires the state to suspend vehicle registrations, plates, and operator's licenses for those people who operate a vehicle without the required liability insurance. Prior to taking any action of this type, the department must provide the person an opportunity for an administrative hearing (AS 28.05.131).

Using estimates based on other states' experience with mandatory insurance, there will only be a 90% compliance level. This means action will be taken on the remaining 10% or 30,000 uninsured vehicles. The hearing officer must travel to all areas of the state to administer the hearings. With this volume there will be two hearing officers required.

Due to the limited scope of the hearing items, it is not necessary to have an attorney in this position.

Computation on this form is at FY84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety

PROGRAM Life and Property Protection

BRU Driver/Vehicle Services

COMPONENT Vehicle Services

FY 84

Page 1 of 1
Revised Date _____

1.	POSITION TITLE Clerk IV				RANGE/STEP 9	BARG. UNIT GGU	FORM 12 PAGE/LINE	GOV.	APPRDV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL				ADDITION		JUSTIFICATION			
4.	TYPE OF EXPENDITURE				AMOUNT		<p>The state is required to suspend vehicle registrations and operator's licenses of those found to be operating a motor vehicle without liability insurance. The clerical functions associated with this are highly specialized in that the Clerk IV must be able to do detailed research in both motor vehicle and drivers records, must be familiar with different types of insurance policies, and must have a working knowledge of all motor vehicle laws.</p> <p>Accuracy is essential in this work since the consequences of the unit's actions on individual citizens is great. The loss of vehicle and driving privileges is a harsh step and the possibility of error must be eliminated to avoid working hardships on innocent parties. To assist in record tracking and handling similar form correspondence, a Wang word processing unit will be used by the section.</p> <p>Based on other states' experience, approximately 10% or 30,000 vehicle owners will try to circumvent or violate this law. The volume of records and correspondence with 30,000 cases annually will require a unit of 4 Clerk IVs.</p> <p>Computation on this form is at FY84 costs.</p>			
	1	2	3							
	PERSONAL SERVICES									
5.	Salary	1700	20.4							
6.	Benefits		3.6							
7.	Supplemental Benefits		1.3							
8.	Fixed Benefits		2.9							
9.	TOTAL PERSONAL SERVICES		01	28.2						
10.	Travel		02							
11.	Contractual		03	5.0						
12.	Commodities		04	1.0						
13.	Equipment		05	3.0						
14.	Other									
15.	TOTAL COST			37.2						
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004		37.2						
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR B&M USE ONLY										
4A KEY NUMBER _____										

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Vehicle Services

Page 1 of 1

Revised Date _____

FY 84

1.	POSITION TITLE Clerk IV	RANGE/STEP 9	BARC. UNIT GGU	FORM 17 PAGE/LINE	GOV.	APPRDV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT
3.	CONTINUATION LEVEL	ADDITION	JUSTIFICATION				
4.	TYPE OF EXPENDITURE			AMOUNT			
	1	2	3				
	PERSONAL SERVICES						
5.	Salary 1700	20.4					
5.	Benefits	3.6					
7.	Supplemental Benefits	1.3					
8.	Fixed Benefits	2.9					
9.	TOTAL PERSONAL SERVICES	01	28.2				
10.	Travel	02					
11.	Contractual	03	5.0				
12.	Commodities	04	1.0				
13.	Equipment	05	3.0				
14.	Other						
15.	TOTAL COST	37.2					
	RECEIPT CODE	FUNDING SOURCE					
16.		Federal Receipts	1002				
17.		G.F. Match	1003				
18.		General Funds	1004	37.2			
19.		I-A Receipts	1005				
20.		Program Receipts	1028				
21.		Other					
FOR B&M USE ONLY 4A KEY NUMBER _____							

The state is required to suspend vehicle registrations and operator's licenses of those found to be operating a motor vehicle without liability insurance. The clerical functions associated with this are highly specialized in that the Clerk IV must be able to do detailed research in both motor vehicle and drivers records, must be familiar with different types of insurance policies, and must have a working knowledge of all motor vehicle laws.

Accuracy is essential in this work since the consequences of the unit's actions on individual citizens is great. The loss of vehicle and driving privileges is a harsh step and the possibility of error must be eliminated to avoid working hardships on innocent parties. To assist in record tracking and handling similar form correspondence, a Wang word processing unit will be used by the section.

Based on other states' experience, approximately 10% or 30,000 vehicle owners will try to circumvent or violate this law. The volume of records and correspondence with 30,000 cases annually will require a unit of 4 Clerk IVs.

Computation on this form is at FY84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety

PROGRAM Life and Property Protection

BRU Driver/Vehicle Services

COMPONENT Vehicle Services

FY 84

Page 1 of 1

Revised Date _____

1.	POSITION TITLE Clerk IV				RANGE/STEP 9	BARG. UNIT GGU	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.					
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.							
3.	CONTINUATION LEVEL		ADDITION		JUSTIFICATION										
4.	TYPE OF EXPENDITURE			AMOUNT		<p>The state is required to suspend vehicle registrations and operator's licenses of those found to be operating a motor vehicle without liability insurance. The clerical functions associated with this are highly specialized in that the Clerk IV must be able to do detailed research in both motor vehicle and drivers records, must be familiar with different types of insurance policies, and must have a working knowledge of all motor vehicle laws.</p> <p>Accuracy is essential in this work since the consequences of the unit's actions on individual citizens is great. The loss of vehicle and driving privileges is a harsh step and the possibility of error must be eliminated to avoid working hardships on innocent parties. To assist in record tracking and handling similar form correspondence, a Wang word processing unit will be used by the section.</p> <p>Based on other states' experience, approximately 10% or 30,000 vehicle owners will try to circumvent or violate this law. The volume of records and correspondence with 30,000 cases annually will require a unit of 4 Clerk IVs.</p> <p>Computation on this form is at FY84 costs.</p>									
	1	2	3												
	PERSONAL SERVICES														
5.	Salary	1700	20.4												
6.	Benefits		3.6												
7.	Supplemental Benefits		1.3												
8.	Fixed Benefits		2.9												
9.	TOTAL PERSONAL SERVICES		01	28.2											
10.	Travel		02												
11.	Contractual		03	5.0											
12.	Commodities		04	1.0											
13.	Equipment		05	3.0											
14.	Other														
15.	TOTAL COST			37.2											
	RECEIPT CODE	FUNDING SOURCE													
16.		Federal Receipts 1002													
17.		G.F. Match 1003													
18.		General Funds 1004		37.2											
19.		I-A Receipts 1005													
20.		Program Receipts 1028													
21.		Other													
FOR B&M USE ONLY															
4A KEY NUMBER _____															

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Vehicle Services

FY 84

Page 1 of 1
Revised Date _____

Alaska State Troopers

CSSSHB 7(FIN)

Motor Vehicle Liability Insurance

Passage of this bill will require a statewide enforcement effort to ensure compliance. This will require numerous Troopers all over the State to spend patrol time enforcing provisions of this particular law. The bulk of the activity will take place in the Anchorage area, Fairbanks, and Juneau. One additional Trooper is requested for each of these locations to absorb the increased work load.

FY '85

	<u>Three Troopers</u>	<u>Academy(2)</u>	<u>Totals</u>
Personal Svc.	201,684		201,684
Travel	6,360		6,360
Contractual	55,866	9,540	65,406
Commodities	10,494	636	11,130
Equipment(1)	64,554		64,554
	<hr/> 338,958	<hr/> 10,176	<hr/> 349,134

- (1) Equipment costs are incurred during the first year only.
- (2) The Public Safety Academy is budgeted only for costs of training replacement Troopers based on normal turnover of personnel. Any new Troopers required due to new legislation need additional funding.

Note: Inflation after FY '85 is estimated at 6% per year. FY '85 is based upon FY '84 costs inflated by 6%.

1.	POSITION TITLE State Trooper				RANGE/STEP 76A	BARG. UNIT PSEA	FORM 12 PAGE/LINE	COV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 13.9	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Palmer	ELECTION DISTRICT 7-15	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE									
	1		2		3					
	PERSONAL SERVICES									
5.	Salary \$2,928 + 25 hrs. OT		44,118							
6.	Benefits .2721		11,266							
7.	Supplemental Benefits		2,880							
8.	Fixed Benefits		2,210							
9.	TOTAL PERSONAL SERVICES		01		60,504					
10.	Travel		02		2,000					
11.	Contractual		03		17,563					
12.	Commodities		04		3,300					
13.	Equipment		05		20,300*					
14.	Other									
15.	TOTAL COST				103,672					
16.	RECEIPT CODE	FUNDING SOURCE								
17.		Federal Receipts 1002								
18.		G.F. Hatch 1003								
19.		General Funds 1004		103,672						
20.		I-A Receipts 1005								
21.		Program Receipts 1028								
		Other								
FOR B&I USE ONLY										
4A KEY NUMBER										

This position will be utilized on increased patrol activity due to the need to check motor vehicle records to assure compliance with this new law.

* Equipment costs will be incurred in the first year only.

Computations are at FY 84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
 PROGRAM Crime ID & Apprehension
 BRU Alaska State Troopers
 COMPONENT Detachments & C.I.B.

FY 84

Page 1 of 3
 Revised Date _____

1.	POSITION TITLE State Trooper			RANGE/STEP 76A	BARG. UNIT PSEA	FORM 12 PAGE/LINE	COV.	APPROV.	DISAP.
2.	TYPE OF POSITION PPT	STAFF MONTHS 13.9	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Juneau	ELECTION DISTRICT 7-15	LEG.	
3.	CONTINUATION LEVEL			ADDITION	JUSTIFICATION				
4.	TYPE OF EXPENDITURE			AMOUNT	<p>This position will be utilized on increased patrol activity due to the need to check motor vehicle records to assure compliance with this new law.</p> <p>* Equipment costs will be incurred in the first year only.</p> <p>Computations are at FY 84 costs.</p>				
	1	2	3						
	PERSONAL SERVICES								
5.	Salary: 2,998 + 25 hrs. OT	44,118							
6.	Benefits .2721	11,266							
7.	Supplemental Benefits	2,880							
8.	Fixed Benefits	2,210							
9.	TOTAL PERSONAL SERVICES	01	60,504						
10.	Travel	02	2,000						
11.	Contractual	03	17,568						
12.	Commodities	04	3,300						
13.	Equipment	05	20,300*						
14.	Other								
15.	TOTAL COST		103,672						
	RECEIPT CODE	FUNDING SOURCE							
16.		Federal Receipts	1002						
17.		G.F. Hatch	1003						
18.		General Funds	1004	103,672					
19.		I-A Receipts	1005						
20.		Program Receipts	1028						
21.		Other							
FOR BSN USE ONLY									
4A KEY NUMBER									

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety

PROGRAM Crime ID & Apprehension

BRU Alaska State Troopers

COMPONENT Detachments & C.I.B.

FY 84

Page 2 of 3

Revised Date

1.	POSITION TITLE State Trooper				RANGE/STEP 76A	BARG. UNIT PSEA	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAP.	
2.	TYPE OF POSITION PPT	STAFF MONTHS 13.9	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Fairbanks	ELECTION DISTRICT 18-21	LEG.			
3.	CONTINUATION LEVEL				JUSTIFICATION						
4.	TYPE OF EXPENDITURE										
	1	2	3								
	PERSONAL SERVICES										
5.	Salary \$3,472 + 25 hrs. OT		51,093								
6.	Benefits		13,047								
7.	Supplemental Benefits		2,870								
8.	Fixed Benefits		2,240								
9.	TOTAL PERSONAL SERVICES		69,250								
10.	Travel		2,000								
11.	Contractual		17,500								
12.	Commodities		3,300								
13.	Equipment		20,000								
14.	Other										
15.	TOTAL COST		112,050								
	RECEIPT CODE										
16.			Federal Receipts 1002								
17.			G.F. Match 1003								
18.			General Funds 1004							112,050	
19.			I-A Receipts 1005								
20.			Program Receipts 1028								
21.			Other								
FOR USE ONLY											
4A KEY NUMBER											

This position will be utilized on increased patrol activity due to the need to check motor vehicle records to assure compliance with this new law.

* Equipment costs will be incurred in the first year only.

Computations are at FY 84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Crime ID & Apprehension
BRU Alaska State Troopers
COMPONENT Detachments & C.I.B.

FY 84

Page 3 of 3
Revised Date

STATE OF ALASKA
FISCAL NOTE

Revision Date , 1983

I. REQUEST

Bill/Resolution No.: CSSSHB 7 (Judiciary)
 Title: "...relating to motor vehicles..."
 Sponsor: House Judiciary (Orig. - Hayes)
 Requestor: House Finance Committee

II. FISCAL DETAIL

Agency Affected: Department of Law
 Program Category Affected: General Govt.
 BRU, Program of Subprogram(s) Affected: Legal Services

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

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

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

N/A

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Richard E. Pegues, Director
 Division: Administrative Services Division

Phone: 465-3672
 Date: May 12, 1983

Approved by Commissioner: Norman C. Gorsuch, Attorney General
 Department: Department of Law Date: May 12, 1983

Distribution:

- Original to Legislative Finance
- Copy to Office of Management and Budget (for Legislature introduced bills)
- Copy to Department (for Governor introduced bills)
- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

CSSSHB 7 (Judiciary)
Fiscal Note
Analysis

The Department of Law is submitting a "zero" fiscal note for this bill because the financial impact cannot be estimated at this time. There is no accurate data available that would indicate the extent to which violations may occur. The provision for forfeiture of a vehicle, which is triggered when a person is convicted twice or more within ten years, will require some work on the part of legal services attorneys in handling remission proceedings. The degree of compliance, the level of prosecution, and the potential number of repeat offenders simply cannot be predicted until sometime after this legislation becomes law. The department might have to request additional resources from the legislature if, over time, there is poor compliance resulting in a large number of repeat offenders.

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

I. REQUEST

Bill/Resolution No.: CSSSHB 7(JUD)
 Title: "An Act Relating to Motor Vehicles"
 Sponsor: Haves. Barnes, et al
 Requestor: House Finance

II. FISCAL DETAIL

Agency Affected: Public Safety
 Program Category Affected: Justice/Public
 BRU, Program of Subprogram(s) Affected: Alaska State Troopers/Driver Protection Vehicle Services

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 36	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES			528.7	560.4	594.0	629.6
200 TRAVEL			32.9	34.9	37.0	39.2
300 CONTRACTUAL			424.2	449.6	476.5	505.2
400 COMMODITIES			37.6	39.9	42.3	44.9
500 EQUIPMENT			151.5			
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING			1,174.9	1,084.8	1,149.9	1,218.9

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

GENERAL FUND			1,174.9	1,084.8	1,149.9	1,218.9
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME			12	12	12	12
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Not Identified by Sponsors.

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Michael Orelove Phone: 465-4349
 Division: Administrative Services Date: 5-13-83

Approved by Commissioner: [Signature] Date: 5/16/83
 Department: Public Safety

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Alaska State Troopers

CSSSHB 7(JUD)

Motor Vehicle Liability Insurance

Passage of this bill will require a statewide enforcement effort to ensure compliance. If a vehicle is stopped and proves not to have current insurance it will need to be impounded. This will require numerous Troopers all over the State to spend patrol time enforcing provisions of this particular law. The bulk of the activity will take place in the Anchorage area, Fairbanks, and Juneau. One additional Trooper is requested for each of these locations to absorb the increased work load.

FY '85

	<u>Three Troopers</u>	<u>Academy(2)</u>	<u>Totals</u>
Personal Svc.	201,684	.	201,684
Travel	6,360	.	6,360
Contractual	55,866	9,540	65,406
Commodities	10,494	636	11,130
Equipment(1)	64,554		64,554
	<u>338,958</u>	<u>10,176</u>	<u>349,134</u>

- (1) Equipment costs are incurred during the first year only.
- (2) The Public Safety Academy is budgeted only for costs of training replacement Troopers based on normal turnover of personnel. Any new Troopers required due to new legislation need additional funding.

Note: Inflation after FY'85 is estimated at 6% per year. FY'85 is based upon FY'84 costs inflated by 6%.

1.	POSITION TITLE State Trooper				RANGE/STEP 76A	BARG. UNIT PSEA	FORM 12 PAGE/LINE	COV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 13.9	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Palmer	ELECTION DISTRICT 7-15	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE			AMOUNT	<p>This position will be utilized on increased patrol activity due to the need to check motor vehicle records to assure compliance with this new law.</p> <p>* Equipment costs will be incurred in the first year only.</p> <p>Computations are at FY 84 costs.</p>					
	1	2	3							
	PERSONAL SERVICES									
5.	Salary	\$2,998 + 25 hrs. OT	44,118							
6.	Benefits	.2721	11,266							
7.	Supplemental Benefits		2,880							
8.	Fixed Benefits		2,240							
9.	TOTAL PERSONAL SERVICES		01	60,504						
10.	Travel		02	2,000						
11.	Contractual		03	17,568						
12.	Commodities		04	3,300						
13.	Equipment		05	20,300*						
14.	Other									
15.	TOTAL COST			103,672						
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts	1002							
17.		G.F. Match	1003							
18.		General Funds	1004	103,672						
19.		I-A Receipts	1005							
20.		Program Receipts	1028							
21.		Other								
FOR B&H USE ONLY										
4A KEY NUMBER _____										

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Crime ID & Apprehension
BRU Alaska State Troopers
COMPONENT Detachments & C.I.B.

Page 1 of 3
Revised Date _____

FY 84

1.	POSITION TITLE State Trooper			RANGE/STEP 76A	BARG. UNIT PSEA	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 13.9	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Juneau	ELECTION DISTRICT 7-15	LEG.	
3.	CONTINUATION LEVEL			ADDITION	JUSTIFICATION				
4.	TYPE OF EXPENDITURE			AMOUNT					
	1	2	3						
	PERSONAL SERVICES								
5.	Salary: \$2,998 + 25 hrs. OT	44,118							
6.	Benefits .2721	11,266							
7.	Supplemental Benefits	2,880							
8.	Fixed Benefits	2,240							
9.	TOTAL PERSONAL SERVICES	01	60,504						
10.	Travel	02	2,000						
11.	Contractual	03	17,568						
12.	Commodities	04	3,300						
13.	Equipment	05	20,300*						
14.	Other								
15.	TOTAL COST		103,672						
16.	RECEIPT CODE	FUNDING SOURCE							
17.		Federal Receipts	1002						
18.		G.F. Match	1003						
19.		General Funds	1004	103,672					
20.		I-A Receipts	1005						
21.		Program Receipts	1028						
		Other							
FOR BSM USE ONLY									
4A KEY NUMBER									

This position will be utilized on increased patrol activity due to the need to check motor vehicle records to assure compliance with this new law.

* Equipment costs will be incurred in the first year only.

Computations are at FY 84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Crime ID & Apprehension
BRU Alaska State Troopers
COMPONENT Detachments & C.I.B.

FY 84

Page 2 of 3
Revised Date _____

1.	POSITION TITLE State Trooper				RANGE/STEP 76A	BARG. UNIT PSEA	FORM 12 PAGE/LINE	COV.	APPROV.	DISAPT.
2.	TYPE OF POSITION PFT	STAFF MONTHS 13.9	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Fairbanks	ELECTION DISTRICT 18-21	LEC.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE			AMOUNT						
	1	2		3						
	PERSONAL SERVICES									
5.	Salary \$3,472 + 25 hrs. OT		51.093							
6.	Benefits		13,047							
7.	Supplemental Benefits		2,890							
8.	Fixed Benefits		2,210							
9.	TOTAL PERSONAL SERVICES		01	69,260						
10.	Travel		02	2,000						
11.	Contractual		03	17,500						
12.	Commodities		04	1,300						
13.	Equipment		05	20,000						
14.	Other									
15.	TOTAL COST			112,428						
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004		112,428						
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR USM USE ONLY										
4A KEY NUMBER										

This position will be utilized on increased patrol activity due to the need to check motor vehicle records to assure compliance with this new law.

* Equipment costs will be incurred in the first year only.

Computations are at FY 84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety

PROGRAM Crime ID & Apprehension

BRU Alaska State Troopers

COMPONENT Detachments & C.I.B.

FY 84

Page 3 of 3

Revised Date

Driver/Vehicle Services

The basic assumption of this fiscal note is that for this bill to be effective there must be an adequate system of enforcement and compliance. Other states with mandatory insurance laws estimate that 5%-15% of their vehicles are operating without insurance as owners find ways to circumvent the law. We find that our present Financial Responsibility Law, AS 28.20, is practically as effective and far less costly both to the state bureaucracy and to the citizens directly.

For this bill to be effective the division of Motor Vehicles must create a compliance unit of 9 employees. The compliance unit must be located with Division headquarters since there must be ready reference to the existing ownership and registration record. The present headquarters location will not accommodate any expansion, therefore, the fiscal note provides for relocation and lease of new space for the Division of Motor Vehicles headquarters in FY-85.

A further breakdown by object code is attached. The reason for such a large figure in the 310 category is because of statutory requirement that all suspension notices must be sent by registered or certified mail, return receipt requested. If action is taken on 30,000 uninsured vehicles, at \$1.55 postage per notice, that cost alone is \$46,500.

ANALYSIS (continued):

The FY-85 costs for the compliance unit are as follows:

100 Personal Services

1 - Insurance Compliance Unit Supervisor (Range 18, new classification)	52.7
2 - Hearing Officers (Range 16, new classification)	90.1
1 - Clerk V	33.2
4 - Clerk IV	119.6
1 - Microfilm Equipment Operator	31.4
TOTAL	327.0

200 Travel

Hearing Officers to travel to various cities to conduct suspension hearings	26.5
--	------

300 Contractual

310 - phones, tolls, postage	54.6
320 - forms, advertising, public notice	15.9
330 - headquarter's space lease (6,000 sq. ft.)	171.7
360 - equipment rental (4 AJIS terminals)	31.8
382a - DP Chargeback programming and maintenance	84.8
TOTAL	358.8

ANALYSIS (continued):

400 Commodities

Normal office supplies 26.5

500 Equipment

Office Equipment (9 employees) 27.0

Word Processing Station (Wang) 20.0

Microfilm Camera and Printer 40.0

TOTAL 87.0

Inflation for subsequent years is figured at the 6% level.

1.	POSITION TITLE Clerk IV			RANGE/STEP 9	BARG. UNIT CGU	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.	
3.	CONTINUATION LEVEL			JUSTIFICATION					
4.	TYPE OF EXPENDITURE			AMOUNT					
	1		2		3				
	PERSONAL SERVICES								
5.	Salary	1700	20.4						
6.	Benefits		3.6						
7.	Supplemental Benefits		1.3						
8.	Fixed Benefits		2.9						
9.	TOTAL PERSONAL SERVICES		01	28.2					
10.	Travel		02						
11.	Contractual		03	5.0					
12.	Commodities		04	1.0					
13.	Equipment		05	3.0					
14.	Other								
15.	TOTAL COST			37.2					
	RECEIPT CODE	FUNDING SOURCE							
16.		Federal Receipts 1002							
17.		G.F. Match 1003							
18.		General Funds 1004			37.2				
19.		I-A Receipts 1005							
20.		Program Receipts 1028							
21.		Other							
FOR B&M USE ONLY 4A KEY NUMBER _____									

The state is required to suspend vehicle registrations and operator's licenses of those found to be operating a motor vehicle without liability insurance. The clerical functions associated with this are highly specialized in that the Clerk IV must be able to do detailed research in both motor vehicle and drivers records, must be familiar with different type of insurance policies, and must have a working knowledge of all motor vehicle laws.

Accuracy is essential in this work since the consequences of the unit's actions on individual citizens is great. The loss of vehicle and driving privileges is a harsh step and the possibility of error must be eliminated to avoid working hardships on innocent parties. To assist in record tracking and handling similar form correspondence, a Wang word processing unit will be used by the section.

Based on other states' experience, approximately 10% or 30,000 vehicle owners will try to circumvent or violate this law. The volume of records and correspondence with 30,000 cases annually will require a unit of 4 Clerk IVs.

Computation on this form is at FY 84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Vehicle Services

FY 84

Page 1 of 1
Revised Date _____

1.	POSITION TITLE Clerk IV				RANGE/STEP 9	BARG. UNIT GGU	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE				AMOUNT					
	1		2		3					
	PERSONAL SERVICES									
5.	Salary	1700	20.4							
6.	Benefits		3.6							
7.	Supplemental Benefits		1.3							
8.	Fixed Benefits		2.9							
9.	TOTAL PERSONAL SERVICES		01		28.2					
10.	Travel		02							
11.	Contractual		03		5.0					
12.	Commodities		04		1.0					
13.	Equipment		05		3.0					
14.	Other									
15.	TOTAL COST				37.2					
16.	RECEIPT CODE	FUNDING SOURCE								
17.		Federal Receipts 1002								
18.		G.F. Match 1003								
19.		General Funds 1004				37.2				
20.		I-A Receipts 1005								
21.		Program Receipts 1028								
		Other								

FOR B&M USE ONLY
4A KEY NUMBER _____

The state is required to suspend vehicle registrations and operator's licenses of those found to be operating a motor vehicle without liability insurance. The clerical functions associated with this are highly specialized in that the Clerk IV must be able to do detailed research in both motor vehicle and drivers records, must be familiar with different types of insurance policies, and must have a working knowledge of all motor vehicle laws.

Accuracy is essential in this work since the consequences of the unit's actions on individual citizens is great. The loss of vehicle and driving privileges is a harsh step and the possibility of error must be eliminated to avoid working hardships on innocent parties. To assist in record tracking and handling similar form correspondence, a Wang word processing unit will be used by the section.

Based on other states' experience, approximately 10% or 30,000 vehicle owners will try to circumvent or violate this law. The volume of records and correspondence with 30,000 cases annually will require a unit of 4 Clerk IVs.

Computation on this form is at FY 84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
 PROGRAM Life and Property Protection
 BRU Driver/Vehicle Services
 COMPONENT Vehicle Services

FY 84

Page 1 of 1
 Revised Date _____

1.	POSITION TITLE Clerk IV				RANGE/STEP 9	BARG. UNIT GGU	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE				<p>The state is required to suspend vehicle registrations and operator's licenses of those found to be operating a motor vehicle without liability insurance. The clerical functions associated with this are highly specialized in that the Clerk IV must be able to do detailed research in both motor vehicle and drivers records, must be familiar with different type of insurance policies, and must have a working knowledge of all motor vehicle laws.</p> <p>Accuracy is essential in this work since the consequences of the unit's actions on individual citizens is great. The loss of vehicle and driving privileges is a harsh step and the possibility of error must be eliminated to avoid working hardships on innocent parties. To assist in record tracking and handling similar form correspondence, a Wang word processing unit will be used by the section.</p> <p>Based on other states' experience, approximately 10% or 30,000 vehicle owners will try to circumvent or violate this law. The volume of records and correspondence with 30,000 cases annually will require a unit of 4 Clerk IVs.</p> <p>Computation on this form is at FY 84 costs.</p>					
	1	2	3							
	PERSONAL SERVICES									
5.	Salary	1700	20.4							
6.	Benefits		3.6							
7.	Supplemental Benefits		1.3							
8.	Fixed Benefits		2.9							
9.	TOTAL PERSONAL SERVICES		01	28.2						
10.	Travel		02							
11.	Contractual		03	5.0						
12.	Commodities		04	1.0						
13.	Equipment		05	3.0						
14.	Other									
15.	TOTAL COST			37.2						
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004		37.2						
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR BSM USE ONLY										
4A KEY NUMBER _____										

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Vehicle Services

Page 1 of 1
Revised Date _____

FY 84

1.	POSITION TITLE Clerk IV		
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER PCN NUMBER
3.	CONTINUATION LEVEL	ADDITION	
4.	TYPE OF EXPENDITURE		AMOUNT
	1	2	3
	PERSONAL SERVICES		
5.	Salary 1700	20.4	
6.	Benefits	3.6	
7.	Supplemental Benefits	1.3	
8.	Fixed Benefits	2.9	
9.	TOTAL PERSONAL SERVICES	01	28.2
10.	Travel	02	
11.	Contractual	03	5.0
12.	Commodities	04	1.0
13.	Equipment	05	3.0
14.	Other		
15.	TOTAL COST		37.2

	RECEIPT CODE	FUNDING SOURCE	
16.		Federal Receipts 1002	
17.		G.F. Match 1003	
18.		General Funds 1004	37.2
19.		I-A Receipts 1005	
20.		Program Receipts 1028	
21.		Other	

FOR BSM USE ONLY
4A KEY NUMBER _____

RANGE/STEP 9	BARG. UNIT CCU	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.		

JUSTIFICATION

The state is required to suspend vehicle registrations and operator's licenses of those found to be operating a motor vehicle without liability insurance. The clerical functions associated with this are highly specialized in that the Clerk IV must be able to do detailed research in both motor vehicle and drivers records, must be familiar with different types of insurance policies, and must have a working knowledge of all motor vehicle laws.

Accuracy is essential in this work since the consequences of the unit's actions on individual citizens is great. The loss of vehicle and driving privileges is a harsh step and the possibility of error must be eliminated to avoid working hardships on innocent parties. To assist in record tracking and handling similar form correspondence, a Wang word processing unit will be used by the section.

Based on other states' experience, approximately 10% or 30,000 vehicle owners will try to circumvent or violate this law. The volume of records and correspondence with 30,000 cases annually will require a unit of 4 Clerk IVs.

Computation on this form is at FY 84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Vehicle Services

FY 84

Page 1 of 1
Revised Date _____

1. POSITION TITLE Hearing Officer				RANGE/STEP 16	BARG. UNIT GGU	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.	
3.	CONTINUATION LEVEL		ADDITION		JUSTIFICATION				
4.	TYPE OF EXPENDITURE			AMOUNT	<p>The mandatory insurance bill requires the state to suspend vehicle registrations, plates, and operator's licenses for those people who operate a vehicle without the required liability insurance. Prior to taking any action of this type, the department must provide the person an opportunity for an administrative hearing (AS 28.05.131).</p> <p>Using estimates based on other states' experience with mandatory insurance, there will only be a 90% compliance level. This means action will be taken on the remaining 10% or 30,000 uninsured vehicles. The hearing officer must travel to all areas of the state to administer the hearings. With this volume there will be two hearing officers required.</p> <p>Due to the limited scope of the hearing items, it is not necessary to have an attorney in this position.</p> <p>Computation on this form is at FY 84 costs.</p>				
	1		2	3					
	PERSONAL SERVICES								
5.	Salary 2670		32.0						
6.	Benefits		5.6						
7.	Supplemental Benefits		2.0						
8.	Fixed Benefits		2.9						
9.	TOTAL PERSONAL SERVICES	01		42.5					
10.	Travel	02		10.0					
11.	Contractual	03		5.0					
12.	Commodities	04		2.0					
13.	Equipment	05		3.0					
14.	Other								
15.	TOTAL COST			62.5					
	RECEIPT CODE	FUNDING SOURCE							
16.		Federal Receipts 1002							
17.		G.F. Match 1003							
18.		General Funds 1004		62.5					
19.		I-A Receipts 1005							
20.		Program Receipts 1028							
21.		Other							
FOR BSM USE ONLY									
4A KEY NUMBER _____									

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Vehicle Services

FY 84

Page 1 of 1
Revised Date _____

1.	POSITION TITLE Hearing Officer				RANGE/STEP 16	BARC. UNIT GGII	FORM 12 PAGE/LINE	GOV.	APPROV.	DYSAPP.
2.	TYPE OF POSITION PPT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE									
	1		2		3					
	PERSONAL SERVICES									
5.	Salary	2670	32.0							
6.	Benefits		5.6							
7.	Supplemental Benefits		2.0							
8.	Fixed Benefits		2.9							
9.	TOTAL PERSONAL SERVICES		01		42.5					
10.	Travel		02		10.0					
11.	Contractual		03		5.0					
12.	Commodities		04		2.0					
13.	Equipment		05		3.0					
14.	Other									
15.	TOTAL COST				62.5					
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004		62.5						
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR BGM USE ONLY										
4A KEY NUMBER _____										

The mandatory insurance bill requires the state to suspend vehicle registrations, plates, and operator's licenses for those people who operate a vehicle without the required liability insurance. Prior to taking any action of this type, the department must provide the person an opportunity for an administrative hearing (AS 28.05.131).

Using estimates based on other states' experience with mandatory insurance, there will only be a 90% compliance level. This means action will be taken on the remaining 10% or 30,000 uninsured vehicles. The hearing officer must travel to all areas of the state to administer the hearings. With this volume there will be two hearing officers required.

Due to the limited scope of the hearing items, it is not necessary to have an attorney in this position.

Computation on this form is at FY84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
 PROGRAM Life and Property Protection
 BRU Driver/Vehicle Services
 COMPONENT Vehicle Services

FY 84

Page 1 of 1
 Revised Date _____

1.	POSITION TITLE Microfilm Equipment Operator I				RANGE/STEP 10	DEPT. UNIT CGU	FORM 12 PAGE/LINE	COV.	APPROV.	DISAPP.	
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.			
3.	CONTINUATION LEVEL				JUSTIFICATION						
4.	TYPE OF EXPENDITURE										
	1	2			AMOUNT						
	PERSONAL SERVICES										
5.	Salary	1803			21.6						
6.	Benefits				3.8						
7.	Supplemental Benefits				1.3						
8.	Fixed Benefits				2.0						
9.	TOTAL PERSONAL SERVICES		01			29.6					
10.	Travel		02								
11.	Contractual		03			5.0					
12.	Commodities		04			4.0					
13.	Equipment		05			43.0					
14.	Other										
15.	TOTAL COST				118.8						
	RECEIPT CODE	FUNDING SOURCE									
16.		Federal Receipts 1002									
17.		G.F. Match 1003									
18.		General Funds 1004		118.8							
19.		I-A Receipts 1005									
20.		Program Receipts 1028									
21.		Other									
FOR B&M USE ONLY											
4A KEY NUMBER _____											

As a result of this bill, each vehicle operator must present some form of proof of insurance at the time of registration. This form is kept with the vehicle records which are microfilmed. Also the records of registration, suspensions, and all associated documents are microfilmed and kept with vehicle records. These forms and documents will represent a 20% increase in the documents presently maintained by the Vehicle Service Unit.

To accommodate this increased workload, a Microfilm Equipment Operator I is necessary to augment the present staff. Equipment associated with this position includes a microfilm camera and a reader-printer work station.

The microfilm retrieval system currently being used has proved cost effective in terms of labor savings and rapid response to filing needs. The high initial cost of equipment is soon offset by savings in labor and file storage costs.

Computation on this form is at FY 84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety

PROGRAM Life and Property Protection

BRU Driver/Vehicle Services

COMPONENT Vehicle Services

FY 84

Page 1 of 1

Revised Date _____

1.	POSITION TITLE Insurance Compliance Unit Supervisor				RANGE/STEP 18	BARG. UNIT Sup.	FORM 12 PAGE/LINE	COV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PPT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE			AMOUNT	<p>The mandatory insurance laws require that the state take action against those who do not have liability insurance or those who cancel policies after registration. Administration of this program is the responsibility of the Insurance Compliance Unit. The Supervisor of this unit will act under the general direction of the Chief of Vehicle Services and will be responsible for the supervision of seven employees.</p> <p>This position carries considerable authority in that this unit has the responsibility of suspending both vehicle registration and operator's licenses of violators. This will require close coordination with the insurance industry, the court system, and law enforcement agencies to ensure that appropriate and timely action is taken and that complete due process is given to the citizen.</p> <p>The intent of the law is to have 100% compliance, however based on other states' experience, usually only 90% compliance is achieved. This will require some action be taken on 30,000 uninsured vehicles and their owners.</p> <p>Computation on this form is at FY84 costs.</p>					
	1	2	3							
	PERSONAL SERVICES									
5.	Salary	3143	37.7							
6.	Benefits		6.6							
7.	Supplemental Benefits		2.3							
8.	Fixed Benefits		2.9							
9.	TOTAL PERSONAL SERVICES	01	49.5							
10.	Travel	02	5.0							
11.	Contractual	03	5.0							
12.	Commodities	04	2.0							
13.	Equipment	05	3.0							
14.	Other									
15.	TOTAL COST		64.5							
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004		64.5						
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR B&M USE ONLY										
4A KEY NUMBER _____										

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Vehicle Services

Page 1 of 1
Revised Date _____

FY 84

1.	POSITION TITLE Clerk V				RANGE/STEP 11	BARG. UNIT CCU	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAP.	
2.	TYPE OF POSITION PMT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.			
3.	CONTINUATION LEVEL				JUSTIFICATION						
4.	TYPE OF EXPENDITURE				AMOUNT						
	1		2		3						
	PERSONAL SERVICES										
5.	Salary	1914			23.0						
6.	Benefits				4.0						
7.	Supplemental Benefits				1.4						
8.	Fixed Benefits				2.9						
9.	TOTAL PERSONAL SERVICES		01		31.3						
10.	Travel		02								
11.	Contractual		03		5.0						
12.	Commodities		04		1.0						
13.	Equipment		05		3.0						
14.	Other										
15.	TOTAL COST				40.3						
	RECEIPT CODE				FUNDING SOURCE						
16.					Federal Receipts 1002						
17.					G.F. Match 1003						
18.					General Funds 1004						
19.					I-A Receipts 1005						
20.					Program Receipts 1020						
21.					Other						
FOR BSM USE ONLY											
4A KEY NUMBER											

Under the general supervision of the Insurance Compliance Unit Supervisor, this position will supervise the clerical section of this unit. The unit will perform checks on those suspected of being in violation of the insurance laws. The consequences of the actions of this section in suspending vehicle registrations and operator's licenses and complexity of the due process system require a high level of supervision and expertise.

The section supervisor must have a thorough knowledge of motor vehicle laws and forms and vehicle insurance practices and policies. This section will also schedule administrative hearings and the supervisor must coordinate these with the hearing officer's travel plans.

This position will be responsible for the final actions of the unit, and accuracy and good judgement are essential to ensure correct compliance with the insurance laws and to avoid hardships for innocent vehicle operators.

Computation on this form is at FY84 costs.

13 REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety

PROGRAM Life and Property Protection

BRU Driver/Vehicle Services

COMPONENT Vehicle Services

FY 84

Page 1 of 1
Revised Date

PROPOSED FISCAL NOTE

THE LEGISLATURE OF THE STATE OF ALASKA
THIRTEENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS SS HB 7 (Judiciary)
 Title Relating to motor vehicles; providing for an effective date
 Requested by House Finance Committee Date 5/16/83

II. FISCAL DETAIL

Agency Affected Department of Public Safety
 Program Category Affected Division of Motor Vehicles
 BRU, Program, Or Subprogram(s) Affected _____
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		0	---	---	---	---

FUNDING (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						
		0				

POSITIONS

0

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
FULL TIME						
PART TIME						
TEMPORARY						

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

Since the fiscal impact of this bill does not occur until FY 85, it is the position of the House Finance Committee that the fiscal impact should be considered in conjunction with review of the FY 85 budget. Accordingly, the House Finance Committee encourages the Department of Public Safety to submit a request for increased funding along with its FY 85 budget so that the request can be reviewed in conjunction with the Department's total budget for FY 85.

Albert P. Adams

IV. DATE 5/16/83 PREPARED BY Albert P. Adams
 AGENCY House Finance Committee
 PHONE 465-3706
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

The following individuals are expected to testify on CS
HB 7 (Judiciary):

Jeff Day, aide to Representative Hayes (prime sponsor)

Bill Brown, Director, Division of Motor Vehicles,
Department of Public Safety

A representative of the Department of Law will be
available to answer questions

TELEGRAM

ALASCOM, INC.
PHONE: 586-6442
JUNEAU, AK 99802

02055 NL TDA EAGLE RIVER AK 366 05-16 9554 ADT

PMS REP A ADAMS

POUCH V

3586

JUNEAU AK

RE: C55SHB7 SENATE COUNTER PART SB223

THE FOLLOWING RECOMMENDATIONS ARE SUGGESTED HOUSEKEEPING MEASURES THAT WILL IMPROVE THE BILL.

PAGE 3, LINE 22; THE TERMS "AUTHORIZED TO DO BUSINESS IN THE STATE" MAY CREATE UNCERTAINTY. THE DIVISION OF INSURANCE MAKES THE DISTINCTION OF ADMITTED OR NONADMITTED COMPANIES. SUGGEST USING WORDING ON PAGE 10, LINE 20 AFTER THE COMMA THROUGH LINE 25.

THE SAME OR SIMILAR PHRASES APPEAR ON PAGE 6 LINE 9; PAGE 7 LINE 1; PAGE 10 LINE 6, 14 AND 21.

PAGE 10, LINE 21 AND 22; USE THE PHRASE "OR IF THE COMPANY IS NOT AUTHORIZED TO DO BUSINESS IN THE STATE." IS THIS INTENDED TO MEAN NONADMITTED COMPANIES?

PAGE 5, LINE 8; "DOMINION OF CANADA." THIS WOULD APPEAR TO BE LEGISLATION WHEN WORDING IN THE AUTO INSURANCE POLICY PROVIDES COVERAGE.

PAGE 5, LINE 26; "180 DAYS" SHOULD BE CHANGED TO "6 MONTHS OR 3 MONTHS." MOST AUTO POLICIES ARE WRITTEN FOR THESE TERMS. THE

BOX 1753

BOB METTEL

BUT THIS IS RECOMMENDED AS AN ADDITION.

PROVISION IS MADE IN THE BILL TO CONTINUE SINGLE LIMITS COVERAGE

ON MOST AUTO INSURANCE POLICIES WHICH COVERED SINGLE LIMITS. NO

PROPERTY DAMAGE SHOULD BE AMENDED TO "ANY INCLUDING DESTROYED OR

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SECTION ANALYSIS -- MANDATORY AUTO LIABILITY INSURANCE
CSSSHB 7 (Judiciary)

Section 1 Declaration of Purpose. Expresses goal of legislation that motorists be financially responsible for their actions due to rising toll of accidents. The legislature declares that the public interest can best be served by the requirement to show proof of liability insurance prior to registration.

Section 2 adds mobile homes as defined by statute to vehicles exempt from registration.

Section 3 Amends 28.10.011 by adding a new section under REGISTRATION which specifies an owner may not register or renew registration of a vehicle without providing proof of liability insurance as required in statute.

Section 4 Amends APPLICATION FOR REGISTRATION statute by specifying that certificate of registration may not be issued until the criteria set out in Section 3 above is met.

Section 5 Amends 28.10.111 (RENEWAL OF REGISTRATION) by adding a new section specifying that current registration may not be renewed until adequate proof of financial responsibility is shown as required in statute.

Section 6 Allows DMV to issue title to certain vehicles exempt from registration.

- a) vehicles exempt under Soldier and Sailor's Civil Relief Act (current exemption)
- b) special mobile equipment (new)
- c) vehicles driven or parked on private property (new)
- d) vehicles driven or moved on highway or vehicular way which is not connected to state highway system (new)
- e) mobile homes as defined by statute (new)

Section 7 Requires proof of sufficient liability insurance on vehicles OWNED by driver and registered in the driver's name before driver's license can be issued or renewed. Such vehicles must also be located within the state. If driver did not OWN vehicles at time of license renewal or if the owned vehicles were not located within the state, no proof would have to be shown.

Section 8 Mandates suspension of license when advised that insurance has been cancelled and there is no response by license holder within 30 days of notice to suspend sent by department.

Section 9 Amends law to require knowledge of the effects of alcohol and drugs on driving and knowledge of laws relating to financial responsibility when taking test for driver's license.

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Section 5 Amends 28.10.111 (REGISTRATION) by adding a new section that current registration may not be renewed if the proof of financial responsibility is not shown as required in statute.

Section 6 Allows DMV to exempt from certain vehicles a) vehicles exempt under Section 5 or's Civil Relief Act (current exemption) b) special mobile equipment (new, c) vehicles driven or parked on private property (new) d) vehicles driven or moved on highway or vehicular way which is not connected to state highway system (new) e) mobile homes as defined by statute (new)

Section 7 Requires proof of sufficient liability insurance on vehicles OWNED by driver and registered in the driver's name before driver's license can be issued or renewed. Such vehicles must also be located within the state. If driver did not OWN vehicles at time of license renewal or if the owned vehicles were not located within the state, no proof would have to be shown.

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CSSHB 7
(500)
4/5/17/23

Sections 10- Amends current financial responsibility law
13 to increase liability limits to current rates as
established for insurance policies under AS.
28.22.010 These are increasing limits from
25/50/10 to 50/100/25 thousand.

Section 14 adds requirement of offering underinsured
motorist coverage for insurance policies written
in state for both personal injury and property
damage.

Section 15 adds new sections (l) and (m) to current
definition of insurance policy. These are the
same items as contained in the proposed
definition under AS 28.22.010 (sec.17)

Section 16 Amends current law to increase amount of money
or securities required as proof of insurance to
a rate in line with policy requirements ...
\$100,000

Section 17 ADDS NEW CHAPTER 22 TO TITLE 28..Motor Vehicle
Liability Insurance
This is virtually identical language to that now in statute
28.20.440.

CHANGES TO CURRENT LAW OR ADDITIONS:

28.22.010

(b) 2 A/B- increases minimum limits for insurance to be
contained in policy. (These are the same limits that were
amended in the previous 5 sections)

Bodily injury to or death of one person in any one accident
CURRENTLY \$25,000 PROPOSED \$50,000

Bodily injury to or death of two or more persons in any 1
accident
CURRENTLY \$50,000 PROPOSED \$100,000

Injury to or destruction of property of others in any one
accident
CURRENTLY \$10,000 PROPOSED \$25,000

(3) Requires offering of underinsured motorist coverage in
addition to uninsured coverage. Coverage will also relate to
property damage. Current law on requires offering of uninsured
coverage for bodily injury or death. But this may be waived in
writing.

(l) Requires insurance carrier to notify DMV when a policy is cancelled within the first 180 days that a policy is in effect and within 10 days of knowledge of termination or intent to terminate. If a person whose coverage terminates fails to provide DMV with satisfactory evidence of insurance, DMV will suspend the driver's license and all registration certificates and plates issued to owner of vehicle until proof of insurance is given.

(m) Requires insurance carriers to provide the insured with a card indicating existence of satisfactory policy. This card must be carried in vehicle at all times.

28.22.020

To be considered effective, policies must be issued by insurance companies authorized to do business in state and meet financial limits imposed by statute. Allows for exception if power of attorney is executed.

28.22.500 PENALTIES

Penalties are imposed for driving or knowingly permitting to be driven a vehicle required to be insured unless the vehicle and driver are covered by an adequate insurance policy. This section describes penalties for violation of that law. See attached sheet.

28.22.510/28.22.520 FORFEITURES

These provisions apply when forfeiture is called for which happens following 3rd conviction within 10 years of driving without proper insurance.

Court will require surrender of registration and title. If not released, the department may dispose of the vehicle as governed by statutes.

Upon order to forfeit, the court will provide notification of intent to require forfeiture to all who have an ownership interest in vehicle. This will allow for any interested party to ask for remission of interest in the vehicle. Court will hold hearing if request for remission of interest is made and such interest will be remitted if

the petitioner has an interest in the vehicle acquired in good faith AND

a person other than the petitioner was convicted of the offense which resulted in forfeiture AND

before parting with the motor vehicle, the petitioner didn't know or have reasonable cause to believe it would be used in the commission of an offense.

This protects the vehicle dealer or, for example, the owner of a car taken without permission or stolen.

If remission of interest is granted it may be either in the form of reimbursement for interest or repossession of the vehicle and title.

28.22.530 UNUSED MOTOR VEHICLES

This provision allows a person to terminate or suspend insurance policy without penalty by removing plates from vehicle and delivering them to DMV. When vehicle is to be used, driver must present proof of insurance to DMV and plates will be returned.

28.22.540 ANNUAL REPORT

Requires annual report beginning in February 1988 which is to assess impact of law with regard to effect on number of uninsured motorists, insurance rates and cost to administer law.

SECTION 18 Amends insurance code to require that insurance policies sold in state meet requirements of liability policy described in this chapter. Since most provisions in the bill would not become law until January 1, 1984, this would allow insurance companies to prepare to meet this requirement.

SECTION 19 Amends insurance code to mandate that companies must offer uninsured and underinsured coverage for personal injury and liability in at least the amounts voluntarily purchased by the customer. This coverage may be waived by the insured.

SECTION 20 Delays one provision of not issuing or renewing drivers license unless insurance is proven until 1/1/85. This allows DMV time to upgrade computer to provide for cross referencing licenses and owned cars.

SECTION 21 Make sections 18 and 19 effective 1/1/84 before any other provisions of the bill. This would move up the change of offering uninsured and underinsured insurance.

SECTION 22 Effective date of act and other provisions is 7/1/84.

PENALTIES UNDER AS 28.22.5000

A person may not drive or move nor may an owner knowingly permit to be driven or moved on a highway or vehicular way or area a vehicle required to be insured under a motor vehicle liability policy that complies with AS 28.22.010 unless a motor vehicle liability policy is in effect for the motor vehicle.

If stopped and a peace officer has reason to believe a person is driving without insurance, a citation for \$250 will be given. The driver will then have 5 days to show that insurance was in effect at the time of the citation. If proof is shown, charges and fine will be dropped. OTHERWISE....

Violation of the law is a Class B misdemeanor.

Court will impose a minimum fine of \$250 and maximum of \$1000. Minimum fine may not be suspended. Court may also impose jail term of up to 90 days which may be suspended if fine is paid.

ADDITIONALLY THE COURT WILL IMPOSE THE FOLLOWING SANCTIONS UPON CONVICTION:

1st Offense	SUSPENSION OF LICENSE FOR <u>UP TO 30 DAYS</u> SUSPENSION OF REGISTRATION <u>UNTIL PROOF OF INSURANCE SHOWN</u>
2nd Offense within 10 years	SUSPENSION OF LICENSE WITHOUT LIMITED DRIVING PRIVILEGES FOR MINIMUM OF <u>30 DAYS/MAXIMUM OF 90 DAYS</u> SUSPENSION OF REGISTRATION AND IMPOUNDMENT OF VEHICLE FOR <u>90 DAYS</u> <u>OR LONGER UNTIL PROOF OF INSURANCE IS SHOWN. ALLOWS FOR JUDICIAL</u> <u>HEARING BEFORE ANY IMPOUNDMENT TAKES PLACE. SUCH A HEARING INCLUDES</u> ANY PERSON NAMED ON TITLE OR WHO MAY HAVE A LIEN INTEREST.
3rd Offense 10 years	SUSPENSION OF LICENSE WITHOUT LIMITED DRIVING PRIVILEGES FOR within <u>MINIMUM OF 90 DAYS TO MAXIMUM OF ONE YEAR.</u> FORFEITURE OF VEHICLE UNDER AS 28.22.510 PROVISIONS ALLOW FOR HEARING FOR ANY PERSON WITH OWNERSHIP OR LIEN INTEREST IN THE VEHICLE.

CORRECTION

**THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY**

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