

ALASKA LEGISLATURE

2512

HOUSE and SENATE FINANCE COMMITTEE FILES, 2003-2004

SENATE COMMITTEE REPORT

DATE: 04/02/04

FURTHER: Finance

DATE TURNED IN TO OFFICE: 5/4/04

Labor and Commerce Committee considered CS FOR HOUSE BILL NO. 91(FIN)

HB 91 RETIRED PEACE OFFICER'S MEDICAL BENEFITS

"An Act relating to medical benefits for retired peace officers after 20 years of credited service."

and recommends:

- be replaced with _____ CS _____ (_____)
- adopt previous S CS CS HB 91 (STA)
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to _____ Committee

Senate Bill:	
<input type="checkbox"/>	Same Title
<input type="checkbox"/>	New Title
House Bill:	
<input checked="" type="checkbox"/>	Same Title
<input type="checkbox"/>	Technical Title Change
<input type="checkbox"/>	New Title w/ SCR # _____

NEW FISCAL NOTE(S):

Department	Date	Fiscal	Indet.	Zero	FN#

PREVIOUS FISCAL NOTE(S):

Department	Date	Fiscal	Indet.	Zero	FN#
ADM/Var	4/1/04	✓			3
ADM	3/12/04	✓			2

APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	DO PASS	DO NOT PASS	NO REC	AMEND
Davis <i>Betty Davis</i>			X	
Selevins <i>Joseph Selevins</i>			✓	
G Stevins <i>[Signature]</i>			X	
CHAIR: <i>Bunde</i>	✓			

SENATE COMMITTEE REPORT

DATE: 3/5/04

FURTHER: Labor and Commerce Finance

DATE TURNED IN TO OFFICE: 4/2/04

State Affairs Committee considered CS FOR HOUSE BILL NO. 91(FIN)

HB 91 RETIRED PEACE OFF. COLA/MEDICAL BENEFITS

"An Act relating to medical benefits for retired peace officers after 20 years of credited service."

and recommends:

- be replaced with Sen. CS CS HB 91 (STA)
- adopt previous _____ CS _____ (_____)
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to _____ Committee

Senate Bill:	
<input type="checkbox"/>	Same Title
<input type="checkbox"/>	New Title
House Bill:	
<input checked="" type="checkbox"/>	Same Title
<input type="checkbox"/>	Technical Title Change
<input type="checkbox"/>	New Title w/ SCR # _____

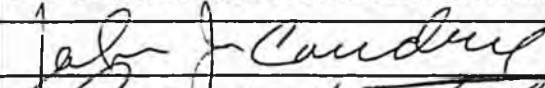
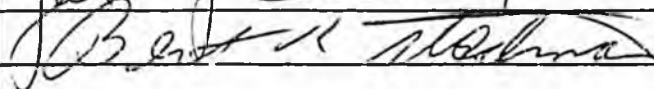

NEW FISCAL NOTE(S):

Department	Date	Fiscal	Zero	Indet.	FN#
DOA-Var.	4/1/04	✓			3

PREVIOUS FISCAL NOTE(S):

Department	Date	Fiscal	Zero	Indet.	FN#

APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	Do PASS	Do NOT PASS	No REC	AMEND
<i>Cowdery</i> 			✓	
<i>Stelman</i> 			✓	
<i>e. Skrons</i> CHAIR: 			✓	

NOT HEARD

SENATE FINANCE COMMITTEE

SIGN-IN

HB 91-RETIRED PEACE OFFICER'S MEDICAL BENEFITS

NAME: MIKE FOX Subject/Bill No: HB 91
 Co./Dept./Title: PSEA Phone: 337-1979
 Address: 4300 TONGAREE PARKWAY Zip: _____
 Do you wish to testify? Yes No Respond To Questions

NAME: JEFF MANNIS Subject/Bill No: HB 91
 Co./Dept./Title: PSEA, PRESIDENT Phone: 507-337-1371
 Address: 70 BOX 8074, FAIRBANKS Zip: 99708
 Do you wish to testify? Yes No Respond To Questions

NAME: MIKE DAVIDSON Subject/Bill No: HB 91
 Co./Dept./Title: INTERNATIONAL ASSOC. OF FIREFIGHTERS Phone: 907-349-1264
 Address: P.O. BOX 396 GLENWOOD, ALASKA 99507 Zip: 99587
 Do you wish to testify? Yes No Respond To Questions

NAME: Pat Comalli Subject/Bill No: HB-91
 Co./Dept./Title: P.S.E.A. (V.P. LOCAL) Phone: 907-586-0614
 Address: 10255 ALWAY AVE, JUNEAU AK Zip: 99801
 Do you wish to testify? Yes No Respond To Questions

HB

93

HFIN

FILE

HOUSE COMMITTEE REPORT

(11)

Date Referred to Committee: April 9, 2003

FURTHER REFERRALS:

Date of Committee Action: 1-29-04

The FINANCE Committee considered:

HB 93

HOUSE BILL NO. 93

REPEAL BOATING SAFETY SUNSET

"An Act relating to boating safety; repealing secs. 3, 5, 7, 9, 11, 14, 16, 18, 20, 23, 26, 27, and 30, ch. 28, SLA 2000; and providing for an effective date."

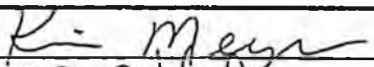

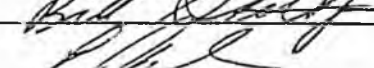
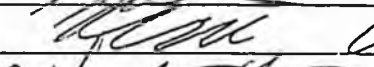


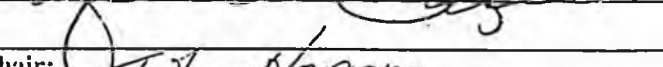
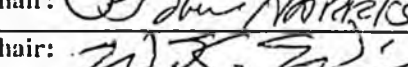
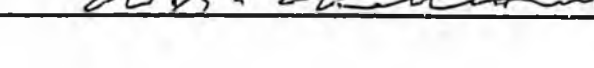
Recommend: it be replaced with [] HCS or [] CS for HB 93 (FIN)
 For Senate Bills with new title: [] Technical Title [] New Title: HCR _____ [] Same Title [] New Title

- [] attach amendments
- [] add new referral to _____ Committee
- [] Letter of Intent _____ Committee

List of Abbrev for Depts.:
 ADM
 CED
 COR
 CRT
 EED
 DEC
 DFG
 GOV
 HSS
 LEG
 LAW
 LWF
 MVA
 DNR
 DPS
 REV
 DOT
 UA

<u>NEW FISCAL NOTES</u>				
*Assigned by Chief Clerk's Office				
List by Dept(s):	*FN#	Fiscal	Indet.	Zero
ADMV		✓		
DNR				✓

<u>PREVIOUS FISCAL NOTES</u>				
List by Dept(s):	FN#	Fiscal	Indet.	Zero

<u>Signing with recommendations</u>	Printed Last Name	DP	DNP	NR	AM
	Meyer	✓			
	Hawker			✓	
	STOLTZ C			✓	
	Soule			✓	
	Foster	✓			
	FOSTER	X			
	Chrenault			✓	
Chair: 	Harris			✓	
Chair: 	Williams	X			

FISCAL NOTE

STATE OF ALASKA
2004 LEGISLATIVE SESSION

Fiscal Note Number: _____
Bill Version: CSHB 93(TRA)
() Publish Date: _____

Revision Date/Time (Note if correction): 1/16/2004 11:30am Dept. Affected: Administration
Title An act relating to boating safety and RDU Division of Motor Vehicles
numbering..... Component Motor Vehicles
Sponsor Representative Weyhrauch
Requester (H) STA Component No. 2348

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Personal Services	(23.3)	(23.3)	(23.3)	(23.3)	(23.3)	(23.3)
Travel						
Contractual	(1.5)	(1.5)	(1.5)	(1.5)	(1.5)	(1.5)
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)

CAPITAL EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
CHANGE IN REVENUES ()	(30.0)	(30.0)	(30.0)	(30.0)	(30.0)	(30.0)

FUND SOURCE (Thousands of Dollars)

FUND SOURCE	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
1156 Receipt Supported Services	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)
TOTAL	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)

Estimate of any current year (FY2004) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

POSITIONS

POSITIONS	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Full-time						
Part-time	-1	-1	-1	-1	-1	-1
Temporary						

ANALYSIS: (Attach a separate page if necessary)

The committee substitute exempts non-powered boats from registration. In FY 2003 there was \$30,700 deposited to receipt supported services associated with the registration of non motorized boats. The amount collected has been in decline for the past few years.

FY 2004 marks the three years anniversary of the inception of the non-motorized boats renewal program. Where we should be seeing an increase in registrations resulting from renewals this year the early estimates are actually showing a decrease overall in non-motorized boat registrations. FY 2004 revenues are estimated to be less than \$30,000 for non-motorized boat registrations.

Prepared by: Duane Bannock Phone 269-5559
Division: Motor Vehicles Date/Time 1/16/04 3:09 PM
Approved by: Mike Miller, Commissioner Date 1/16/2004
Agency: Department of Administration

FISCAL NOTE

STATE OF ALASKA
2004 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB93CS(TRA)-DNR-Parks-1-13
 () Publish Date: _____

Revision Date/Time (Note if correction): 12/30/2003 Dept. Affected: Natural Resources
 Title An Act relating to boating safety: repealing RDU Parks & Recreation Management
secs. 3,5,7,9,11,14,18,23,26,27,30 Component Parks & Recreation Access
 Sponsor Representative Weyhrauch
 Requester (H) FIN Component No. 2136

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGE IN REVENUES ()						
------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

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

Estimate of any current year (FY2004) cost: 0.0
 Mark this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

No fiscal impact is associated with this bill.

The primary purpose of this bill is to repeal the sunset provision of the Alaska Boating Safety Program.

Prepared by: Jeff Johnson Phone 907/269-8705
 Division Parks and Outdoor Recreation Date/Time 1/13/2004
 Approved by: Tom Irwin, Commissioner Date 1/13/2004
 Agency Natural Resources

FISCAL NOTE

STATE OF ALASKA
2004 LEGISLATIVE SESSION

Fiscal Note Number: _____
Bill Version: CSHB 93(TRA)
() Publish Date: _____

Revision Date/Time (Note if correction): 1/16/2004 11:30am Dept. Affected: Administration
Title An act relating to boating safety and RDU Division of Motor Vehicles
numbering..... Component Motor Vehicles
Sponsor Representative Weyhrauch
Requester (H) STA Component No. 2348

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Personal Services	(23.3)	(23.3)	(23.3)	(23.3)	(23.3)	(23.3)
Travel						
Contractual	(1.5)	(1.5)	(1.5)	(1.5)	(1.5)	(1.5)
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)
CAPITAL EXPENDITURES						
CHANGE IN REVENUES ()	(30.0)	(30.0)	(30.0)	(30.0)	(30.0)	(30.0)

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
1156 Receipt Supported Services	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)
TOTAL	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)

Estimate of any current year (FY2004) cost: 0.0
Mark this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

POSITIONS

Full-time						
Part-time	-1	-1	-1	-1	-1	-1
Temporary						

ANALYSIS: (Attach a separate page if necessary)

The committee substitute exempts non-powered boats from registration. In FY 2003 there was \$30,700 deposited to receipt supported services associated with the registration of non motorized boats. The amount collected has been in decline for the past few years.

FY 2004 marks the three years anniversary of the inception of the non-motorized boats renewal program. Where we should be seeing an increase in registrations resulting from renewals this year the early estimates are actually showing a decrease overall in non-motorized boat registrations. FY 2004 revenues are estimated to be less than \$30,000 for non-motorized boat registrations.

Prepared by: Duane Bannock Phone 269-5559
Division Motor Vehicles Date/Time 1/16/04 3:09 PM
Approved by: Mike Miller, Commissioner Date 1/16/2004
Agency Department of Administration

FISCAL NOTE

STATE OF ALASKA
2004 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB93CS(TRA)-DNR-Parks-1-13-
 () Publish Date: _____

Revision Date/Time (Note if correction): 12/30/2003 Dept. Affected: Natural Resources
 Title: An Act relating to boating safety: repealing RDU: Parks & Recreation Management
secs. 3,5,7,9,11,14,18,23,26,27,30 Component: Parks & Recreation Access
 Sponsor: Representative Weyhrauch
 Requester: (H) FIN Component No. 2136

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
-----------------------------	--	--	--	--	--	--

CHANGE IN REVENUES ()						
-------------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

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

Estimate of any current year (FY2004) cost: 0.0
 Mark this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

No fiscal impact is associated with this bill.

The primary purpose of this bill is to repeal the sunset provision of the Alaska Boating Safety Program.

Prepared by: Jeff Johnson Phone 907/269-8705
 Division: Parks and Outdoor Recreation Date/Time 1/13/2004
 Approved by: Tom Irwin, Commissioner Date 1/13/2004
 Agency: Natural Resources

ALASKA STATE LEGISLATURE

Representative Bruce Weyhrauch

HOUSE DISTRICT 4

ALASKA
STATE CAPITOL
JUNEAU, ALASKA
99801-1182

Sectional Analysis

(907) 465-3744
FAX (907) 465-2273

HB 93

The Alaska Boating Safety Act

Background. In 2000, the Legislature passed HB108 or The Alaska Boating Safety Act. This was a comprehensive bill regulating boats and establishing a uniform state waterway marking system. It was enacted in ch. 28, SLA 2000. Bill sections 1, 2, 4, 5, 8, 10, 12, 13, 15, 17, 19, 21, 22, 24, and 25 took effect on August 9, 2000 and they appear in the statutes under AS 05.25.010 – 05.25.100. These statutes *are* The Alaska Boating Safety Act that is in effect today.

In addition, HB 108 enacted other sections (3, 5, 7, 9, 11, 14, 16, 18, 20, 23, 26, and 27) that will repeal some of the provisions that took effect on August 9, 2000. These bill sections have not yet taken effect, but according to section 30, they will take effect on one of two possible dates or circumstances:

1. July 1, 2005; or
2. 90 days after the chair of Legislative Council notifies the reviser of statutes that in the previous fiscal year, the state did not receive and does not anticipate receiving federal funding for a statewide boating and safety education program.

The provisions found in sections 3, 5, 7, 9, 11, 14, 16, 18, 20, 23, 26, and 27 are minimal boating safety provisions that not only fall short of the federal guidelines but fail to provide Alaskans with a comprehensive boating safety and education program.

Section 1. Amends AS 05.25.055(a), the registration and numbering of boats. Deletes the registration requirement for all boats not equipped with mechanical propulsion.

Section 2. Amends AS 05.25.055(i), exempts all boats not equipped with mechanical propulsion.

Section 3. Repeals all of the repealers inserted into HB 109 (2000), that would eliminate the Alaska Boating Safety Act as we know it, and replacing it with a minimal program.

Section 4. Provides for an immediate effective date.

Updated: January 25, 2004

THE
FOLLOWING
DOCUMENT(S)
ARE
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LAWS OF ALASKA

2000

Source
SCS CSHB 108(FIN)

Chapter No.
28

AN ACT

Relating to the use, operation, and regulation of boats; establishing a uniform state waterway marking system; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: May 11, 2000
Actual Effective Date: Section 28 takes effect May 12, 2000; sections 1, 2, 4, 6, 8, 10, 12, 13, 15, 17, 19, 21, 22, 24 and 25 take effect August 9, 2000; remainder of Act is conditional

AN ACT

1 Relating to the use, operation, and regulation of boats; establishing a uniform state waterway
2 marking system; and providing for an effective date.

3
4 * Section 1. The uncodified law of the State of Alaska is amended by adding a new
5 section to read:

6 INTENT. It is the intent of the legislature that
7 (1) at least 75 percent of any federal funds generated as a result of this Act
8 be used to fund a statewide boating safety and education program, and that the state program
9 operate in conjunction with the United States Coast Guard Auxiliary boating safety program
10 and other marine education organizations; and

11 (2) any amendment made on or after the effective date of this section and
12 before the date the delayed repeal and reenactment provisions of this Act take effect that is
13 made to existing law affected by the delayed repeal and reenactment provisions of this Act
14 will also be repealed when those provisions take effect.

1 * Sec. 2. AS 05.25.010 is repealed and reenacted to read:

2 **Sec. 05.25.010. Safety requirements.** (a) Except as otherwise provided by
3 law, a boat placed on the water of the state

4 (1) must be equipped with and use the sound producing devices and
5 visual distress signals of the same number, type, and specifications as required by the
6 United States Coast Guard;

7 (2) that is equipped with a gasoline engine or electrical generation,
8 mechanical power, or mechanical propulsion must also be equipped with the
9 ventilation systems and backfire flame control devices of the same type and
10 specifications as required by the United States Coast Guard; and

11 (3) that is equipped with an engine for electrical generation, mechanical
12 power, or mechanical propulsion must also be equipped with the fire extinguishers of
13 the same number, type, and specifications as required by the United States Coast
14 Guard.

15 (b) The provisions of (a) of this section apply regardless of whether the boat
16 is placed or operated on water of the state subject to federal jurisdiction.

17 (c) During the period of time extending from sunset to sunrise and during
18 periods of restricted visibility, a boat placed on water of the state must display lights
19 of the same number, type, and specifications as required by the United States Coast
20 Guard under 33 U.S.C. 1602 and 33 U.S.C. 2002.

21 (d) A boat on water of the state must carry one United States Coast Guard
22 approved Type I, Type II, or Type III personal flotation device in serviceable condition
23 for each person on board the boat. A Type V personal flotation device may be carried
24 in lieu of a personal flotation device required in this subsection if the Type V personal
25 flotation device is in serviceable condition and

26 (1) if the approval label on the Type V personal flotation device
27 indicates that the device is approved for the activity in which the boat is being used,
28 or that the device is approved as a substitute for a personal flotation device of the type
29 required on the boat; and

30 (2) for a device that contains a reference to an owner's manual, if the
31 Type V personal flotation device is used in accordance with the requirements in the

1 owner's manual.

2 (e) In addition to the requirements in (d) of this section, a boat that is 16 feet
3 or longer, other than a kayak or canoe, must carry one Type IV personal flotation
4 device that can be thrown and that is approved by the United States Coast Guard.

5 (f) A person may not use a flashing or revolving red or blue emergency light
6 on a boat unless the boat is operated by a peace officer or emergency professional in
7 the performance of official duties.

8 (g) The operator of a boat on water of the state may not transport a person
9 under 13 years of age on the deck of a boat or in an open boat unless the person is
10 wearing a United States Coast Guard approved Type I, Type II, or Type III personal
11 flotation device. A Type V personal flotation device may be worn in lieu of a
12 personal flotation device required in this subsection if the Type V personal flotation
13 device is in serviceable condition and

14 (1) if the approval label on the Type V personal flotation device
15 indicates that the device is approved for the activity in which the boat is being used,
16 or that the device is approved as a substitute for a personal flotation device of the type
17 required on the boat; and

18 (2) for a device that contains a reference to an owner's manual, if the
19 Type V personal flotation device is used in accordance with the requirements in the
20 owner's manual.

21 (h) The Department of Public Safety may require, by regulation, that a boat
22 or class of boats carry additional equipment that is necessary for the safety of persons
23 and property.

24 * Sec. 3. AS 05.25.010 is repealed and reenacted to read:

25 **Sec. 05.25.010. Safety requirements.** (a) A watercraft operated on inland
26 water must carry and exhibit between sunset and sunrise at least one white light to
27 show all around the horizon.

28 (b) A watercraft operated on inland water must carry at least one life
29 preserver, lifebelt, ring buoy, or other device approved by the United States Coast
30 Guard for each person on board, so placed as to be readily accessible. A watercraft
31 carrying passengers for hire must carry, so placed as to be readily accessible, at least

1 one life preserver approved by the United States Coast Guard for passenger-carrying
2 watercraft for each person on board.

3 (c) A motor-driven watercraft operated for hire must carry a fire extinguisher
4 capable of promptly and effectually extinguishing burning gasoline.

5 (d) The operator of a watercraft on the water of the state may not transport a
6 person under 13 years of age on the deck of a watercraft or in an open watercraft
7 unless the person is wearing a United States Coast Guard approved Type I, Type II,
8 or Type III flotation device. In this subsection, "personal flotation device" does not
9 include a life belt or life ring.

10 * Sec. 4. AS 05.25.020 is amended to read:

11 **Sec. 05.25.020. Use of boat with water [WATER] skis and surfboards.** (a)

12 A person may not operate a boat [WATERCRAFT] on water [THE INLAND
13 WATERS] of the [THIS] state for towing a person on water skis, [OR] a surfboard,
14 or a similar device [DEVICES] unless

15 (1) the boat [WATERCRAFT] is equipped with a rearview mirror in
16 which the person being towed can be viewed; [,] or

17 (2) there is, in the boat [WATERCRAFT] a person of 12 years of age
18 or older in addition to the operator [,] in a position to observe the progress of the
19 person being towed.

20 (b) A person may not operate a boat [WATERCRAFT] on [THE] water of the
21 state to tow a person under 13 years of age on water skis, a surfboard, or a similar
22 device unless the person being towed is wearing a United States Coast Guard approved

23 (1) Type I, Type II, or Type III personal flotation device; or

24 (2) Type V personal flotation device if the Type V personal
25 flotation device is in serviceable condition and

26 (A) if the approval label on the Type V personal flotation
27 device indicates that the device is approved for the activity;

28 (B) for a device that contains a reference to an owner's
29 manual. If the Type V personal flotation device is used in accordance with
30 the requirements in the owner's manual [. IN THIS SUBSECTION,
31 "PERSONAL FLOTATION DEVICE" DOES NOT INCLUDE A LIFE BELT

1 OR LIFE RING].

2 * Sec. 5. AS 05.25.020 is repealed and reenacted to read:

3 **Sec. 05.25.020. Water skis and surfboards.** (a) A person may not operate
4 a watercraft on inland water of the state for towing a person on water skis, a surfboard,
5 or similar devices unless

6 (1) the watercraft is equipped with a rearview mirror in which the
7 person being towed can be viewed; or

8 (2) there is in the watercraft a person of 12 years of age or older in
9 addition to the operator in a position to observe the progress of the person being
10 towed.

11 (b) A person may not operate a watercraft on water of the state to tow a
12 person under 13 years of age on water skis, a surfboard, or a similar device unless the
13 person being towed is wearing a United States Coast Guard approved Type I, Type II,
14 or Type III personal flotation device. In this subsection, "personal flotation device"
15 does not include a life belt or life ring.

16 * Sec. 6. AS 05.25.030 is repealed and reenacted to read:

17 **Sec. 05.25.030. Boat collisions, accidents, and casualties.** (a) The operator
18 of a boat involved in a collision, accident, or casualty shall

19 (1) render assistance as is practicable and necessary to save other
20 persons from danger or to minimize the danger to other persons to the extent that the
21 operator can do so without serious danger to the operator's boat, crew, and passengers;
22 and

23 (2) give the operator's name, address, and identification number of the
24 operator's boat in writing to each person injured in the collision, accident, or casualty
25 and to the owner of property damaged in the collision, accident, or casualty.

26 (b) For the purpose of gathering boating accident statistics, the operator of a
27 boat involved in a collision, accident, or casualty that results in death or injury to a
28 person, or damage to property in excess of \$500 for each incident, shall file a report
29 with the Department of Public Safety on or before the 20th day after the incident. The
30 Department of Public Safety shall prepare a form for the report and make the form
31 available to other agencies and to the public.

1 (c) In response to a request from an authorized official or agency of the United
2 States, a law enforcement agency, or in compliance with United States Coast Guard
3 regulations, the Department of Public Safety shall provide statistical information
4 compiled or otherwise available to the Department of Public Safety from the reports
5 required under (b) of this section.

6 * Sec. 7. AS 05.25.030 is repealed and reenacted to read:

7 **Sec. 05.25.030. Collisions, accidents, and casualties.** (a) The operator of a
8 watercraft involved in a collision, accident, or casualty shall give to other persons
9 affected by the collision, accident, or casualty assistance that is necessary to save them
10 from or minimize any danger caused by the collision, accident, or casualty, and shall
11 give the operator's name, address, and identification of the operator's watercraft in
12 writing to any person injured and to the owner of any property damaged in the
13 collision, accident, or casualty.

14 (b) In the case of collision, accident, or casualty involving a watercraft, the
15 operator of the watercraft, if the collision, accident, or casualty results in death or
16 injury to a person or damage to property in excess of \$100, shall file with the
17 department a full description of the collision, accident, or casualty, including
18 information the department, by regulation, requires.

19 * Sec. 8. AS 05.25.040 is amended to read:

20 **Sec. 05.25.040. Owner's civil liability.** The owner of a boat
21 [WATERCRAFT] is liable for injury or damage caused by the negligent operation of
22 the owner's boat [WATERCRAFT] whether the negligence consists of a violation of
23 a state statute [,] or the failure [NEGLECTING] to exercise [OBSERVE] ordinary
24 care in the operation of the boat [WATERCRAFT] as the rules of the common law
25 require. The owner is not liable, however, unless the boat [WATERCRAFT] is used
26 with the owner's express or implied consent. It is presumed that the boat
27 [WATERCRAFT] is being operated with the knowledge and consent of the owner [,]
28 if, at the time of the injury or damage, it is under the control of the owner's spouse,
29 father, mother, brother, sister, son, daughter, or other member of the owner's immediate
30 family. This chapter does not relieve any other person from a liability that the person
31 would otherwise incur [,] and does not authorize or permit recovery in excess of injury

1 or damage actually incurred.

2 * Sec. 9. AS 05.25.040 is repealed and reenacted to read:

3 **Sec. 05.25.040. Owner's civil liability.** The owner of a watercraft is liable
4 for injury or damage caused by the negligent operation of the owner's watercraft
5 whether the negligence consists of a violation of a state statute or neglecting to observe
6 ordinary care in the operation of the watercraft as the rules of the common law require.
7 The owner is not liable, however, unless the watercraft is used with the owner's
8 express or implied consent. It is presumed that the watercraft is being operated with
9 the knowledge and consent of the owner if, at the time of the injury or damage, it is
10 under the control of the owner's spouse, father, mother, brother, sister, son, daughter,
11 or other member of the owner's immediate family. This chapter does not relieve any
12 other person from a liability that the person would otherwise incur and does not
13 authorize or permit recovery in excess of injury or damage actually incurred.

14 * Sec. 10. AS 05.25.050 is amended to read:

15 **Sec. 05.25.050. Declaration of policy.** It is the policy of the [THIS] state to
16 promote safety for persons and property in and connected with the use, operation, and
17 equipment of boats on water of the state [VESSELS IN RECREATIONAL
18 PURSUITS IN INLAND WATERS] and to promote uniformity of laws relating to
19 boat safety [THERE TO].

20 * Sec. 11. AS 05.25.050 is repealed and reenacted to read:

21 **Sec. 05.25.050. Declaration of policy.** It is the policy of this state to promote
22 safety for persons and property in and connected with the use, operation, and
23 equipment of vessels in recreational pursuits in inland water and to promote uniformity
24 of laws relating thereto.

25 * Sec. 12. AS 05.25 is amended by adding new sections to read:

26 **Sec. 05.25.052. Uniform state waterway marking system.** The department
27 shall develop and adopt regulations establishing a uniform state waterway marking
28 system for the placement of regulatory markers. The regulations must be compatible
29 with the system of aids to navigation prescribed by the United States Coast Guard.

30 **Sec. 05.25.053. Boating safety program.** (a) Except as provided in this
31 section, the department shall administer a statewide boating safety program. The

1 program must, to the extent consistent with state law,

2 (1) secure the full benefits available to the state under 46 U.S.C. 13101
3 - 13110; and

4 (2) take additional actions necessary to gain initial and ongoing federal
5 acceptance of the boating safety program and to qualify and apply for federal money
6 under 46 U.S.C. 13102.

7 (b) The department shall cooperate with local, state, and federal agencies,
8 private and public organizations, and individuals to provide for

9 (1) a statewide boating safety education program; the program must

10 (A) develop educational materials relevant to the unique needs
11 of urban and rural boaters in this state;

12 (B) support statewide boating safety training programs;

13 (C) support boating safety education and training programs for
14 children and other high risk groups;

15 (D) train, certify, and support boating safety instructors;

16 (E) evaluate, on an ongoing basis, the effectiveness of programs
17 funded under this chapter;

18 (2) a boating safety advisory council as described in AS 05.25.057;

19 (3) a uniform state waterway marking system; and

20 (4) a boat registration and numbering system through the Department
21 of Administration.

22 (c) The Department of Public Safety shall cooperate with local, state, and
23 federal agencies, private and public organizations, and individuals to provide for

24 (1) a boating collisions, accidents, and casualties reporting system; and

25 (2) boating safety patrol and law enforcement activity.

26 **Sec. 05.25.055. Registration and numbering of boats.** (a) An
27 undocumented boat placed on water of the state must be registered and numbered as
28 required by this chapter. The Department of Administration shall adopt by regulation
29 a boat registration and numbering system that

30 (1) except as provided in (2) of this subsection, is consistent with the
31 national standard for state numbering systems established by the United States Coast

1 Guard; and

2 (2) uses a size-appropriate decal for a boat that is not equipped with
3 mechanical propulsion, that is exclusively paddle, poled, rowed or powered by wind,
4 and that is 10 feet or greater in length.

5 (b) In adopting a boat registration system under (a) of this section, the
6 Department of Administration shall authorize agents, including boat dealers, to register
7 boats.

8 (c) A boat dealer shall require a purchaser of a new or used boat sold at retail
9 to complete a registration application and pay the registration fee before the boat
10 leaves the dealer's premises unless the boat is exempt from registration and numbering
11 under this chapter or regulations adopted under this chapter.

12 (d) A person may not operate a boat on water of the state unless a valid
13 certificate of number has been awarded by the Department of Administration to the
14 boat and the identification number and any required validation decals are properly
15 displayed on the boat.

16 (e) The Department of Administration shall authorize agents to accept an
17 application and registration fee for registration, to issue a registration, and to forward
18 the application and registration fee to the Department of Administration.

19 (f) Unless otherwise provided by this chapter, or unless the owner has been
20 awarded a current, valid Alaska certificate of number from the United States Coast
21 Guard, the owner of a boat for which a current certificate of number has been awarded
22 under federal law or a federally approved numbering system of another state shall
23 apply for a certificate of number in this state as required by this chapter if the boat is
24 operated on water of the state for more than 90 consecutive days. If a boat has an
25 existing number, the owner may request that the department issue the same number for
26 purposes of this section, and the department shall comply with the request unless
27 compliance would result in a duplication of numbers.

28 (g) A certificate of number issued under this chapter is valid for three years
29 unless terminated or discontinued earlier as required by this chapter and regulations
30 adopted under this chapter. The certificate expires on the last day of the month at the
31 end of the three-year period. The expiration date shall be indicated on the certificate.

1 (h) All records of ownership of boats that are kept by the Department of
2 Administration under this section are public records. The Department of
3 Administration shall provide records of ownership and registration expense reports to
4 the Department of Public Safety for the purposes of meeting the federal requirements
5 for state programs and implementing this chapter.

6 (i) The following boats are exempt from the numbering and registration
7 provisions of this section:

8 (1) a boat that is operated in this state for a period not exceeding 90
9 consecutive days and that has a current, valid certificate of number issued by another
10 state having a federally approved numbering system;

11 (2) a foreign boat operated in water of the state for a period not
12 exceeding 90 consecutive days;

13 (3) a boat owned by the United States or an entity or political
14 subdivision of the United States, or a boat owned by a state or an entity or political
15 subdivision of a state;

16 (4) a boat that is not equipped with mechanical propulsion, that is
17 exclusively paddled, poled, rowed, or powered by wind, and that is

18 (A) under 10 feet in length; or

19 (B) operated in this state for a period not exceeding 30 days in
20 a calendar year by a person who has not established residency as described
21 under AS 01.10.055;

22 (5) a boat with a valid document to operate the boat that is issued by
23 the United States or a foreign government.

24 **Sec. 05.25.057. Alaska Boating Safety Advisory Council established.** (a)
25 The Alaska Boating Safety Advisory Council is established in the department.

26 (b) The council consists of seven members appointed by the governor. The
27 governor shall appoint each member on the basis of interest in public affairs,
28 knowledge of boating issues as they relate to both safety and water of the state, and
29 good judgment and ability concerning boating safety. The appointed members shall
30 represent boat owner interests, including owners of boats powered by engines and
31 owners of boats that are paddled, poled, rowed, or powered by wind, shall be residents

1 of the state, and shall be appointed without regard to political affiliation or
2 geographical location of residence. The commissioner is not a member of the council,
3 but shall be ex officio secretary.

4 (c) The purpose of the council is to

5 (1) recommend to the department boating safety educational materials;

6 (2) review and make recommendations on proposed boating regulations;

7 (3) consider regional boating safety needs and promote boating safety
8 education programs throughout the state; and

9 (4) advise the department on state, regional, and national boating issues.

10 (d) The council may not meet more than two times in each calendar year.
11 Members of the council receive no compensation for services on the council, but are
12 entitled to per diem and travel expenses authorized for boards under AS 39.20.180.

13 (e) In this section, "council" means the Alaska Boating Safety Advisory
14 Council.

15 * **Sec. 13.** AS 05.25.060 is repealed and reenacted to read:

16 **Sec. 05.25.060. Prohibited operation.** A person may not operate a boat on
17 water of the state

18 (1) for a recreational purpose or another purpose, or tow water skis, a
19 surfboard, or a similar device, in a reckless or negligent manner so as to endanger the
20 life or property of another person; or

21 (2) that is not equipped as required under this chapter and regulations
22 adopted under this chapter.

23 * **Sec. 14.** AS 05.25.060 is repealed and reenacted to read:

24 **Sec. 05.25.060. Prohibited operation.** (a) A person may not operate a
25 watercraft, whether for recreational purposes or any other purpose, or manipulate water
26 skis, a surfboard, or a similar device on the water of the state in a reckless or negligent
27 manner so as to endanger the life or property of another person.

28 (b) A person may not operate a watercraft, whether for recreational purposes
29 or any other purpose, in violation of AS 28.35.030 on the water of the state while
30 under the influence of any intoxicating liquor, narcotic drug, barbiturate, or marijuana.

31 * **Sec. 15.** AS 05.25.070 is amended to read:

1 **Sec. 05.25.070. Exemptions.** Boats [WATERCRAFT] and persons operating
2 boats [WATERCRAFT] are exempt from this chapter [, EXCEPT AS 05.25.060(b),]
3 when participating in the area set aside for a public regatta, race, marine parade,
4 tournament, or exhibition on inland water; for purposes of this section, "inland
5 water" means water of the state that is not offshore water [WATERS].

6 * **Sec. 16.** AS 05.25.070 is repealed and reenacted to read:

7 **Sec. 05.25.070. Exemptions.** Watercraft and persons operating watercraft are
8 exempt from this chapter, except AS 05.25.060(b), when participating in the area set
9 aside for a public regatta, race, marine parade, tournament, or exhibition on inland
10 water.

11 * **Sec. 17.** AS 05.25.080 is repealed and reenacted to read:

12 **Sec. 05.25.080. Enforcement.** (a) The Department of Public Safety has
13 authority for enforcement of this chapter and the regulations adopted under this
14 chapter.

15 (b) A peace officer may enforce this chapter and regulations adopted under this
16 chapter and, in the exercise of enforcement, may stop and, if the peace officer has
17 probable cause to believe a violation of this chapter has occurred, may board a boat
18 subject to this chapter. A peace officer may issue a citation as provided in
19 AS 12.25.180 to a person who violates a provision of this chapter.

20 (c) A person employed by the Department of Natural Resources, or a person
21 authorized by the commissioner under AS 41.21.955(a), acting as a peace officer, may
22 enforce this chapter and regulations adopted under this chapter only in units of the
23 state park system.

24 * **Sec. 18.** AS 05.25.080 is repealed and reenacted to read:

25 **Sec. 05.25.080. Enforcement.** A peace officer may enforce this chapter and,
26 in the exercise of enforcement, may stop and board watercraft subject to this chapter.

27 * **Sec. 19.** AS 05.25.090 is repealed and reenacted to read:

28 **Sec. 05.25.090. Penalties.** (a) Except as provided in (b) of this section, a
29 person who violates a provision of this chapter or regulations adopted under this
30 chapter is guilty of a class A misdemeanor.

31 (b) A person who violates

1 (1) AS 05.25.010, 05.25.020, 05.25.030(b), 05.25.060(2), or a regulation
2 adopted under this chapter relating to AS 05.25.010 or 05.25.020 is guilty of a
3 violation as defined in AS 11.81.900 and may be fined up to \$500;

4 (2) AS 05.25.055 is guilty of a violation as defined in AS 11.81.900
5 and may be fined up to \$50.

6 (c) The supreme court shall establish by order or rule a schedule of bail
7 amounts for violations under (b) of this section that allow the disposition of a citation
8 without a court appearance.

9 * **Sec. 20.** AS 05.25.090 is repealed and reenacted to read:

10 **Sec. 05.25.090. Penalties.** (a) Except as provided in (b) of this section, a
11 person who violates a provision of this chapter is guilty of a misdemeanor and is
12 punishable by a fine of not more than \$500, or by imprisonment of not more than six
13 months, or by both, for each violation unless that person is convicted of a violation of
14 AS 28.35.030, in which case the sentence shall be in accordance with AS 28.35.030.

15 (b) A person who violates AS 05.25.010(d) or 05.25.020(b) is guilty of a
16 violation, as defined in AS 11.81.900, and may be fined up to \$50.

17 * **Sec. 21.** AS 05.25 is amended by adding new sections to read:

18 **Sec. 05.25.095. Regulations.** (a) Except as provided in (c) - (e) of this
19 section, the department may adopt regulations regarding requirements for certification
20 of programs on boating safety education.

21 (b) In consultation with the Department of Public Safety, the Department of
22 Administration may adopt regulations to implement this chapter with respect to the
23 numbering, marking, and titling of undocumented boats.

24 (c) Regulations adopted under this chapter may not be less stringent than
25 applicable minimum requirements of regulations governing recreational boat safety of
26 the United States Coast Guard.

27 (d) The department may not adopt a regulation under (a) of this section if,
28 before or during the period for public comment on the proposed regulation provided
29 by AS 44.62.190, the Alaska Boating Safety Advisory Council provides the department
30 with a written objection regarding the regulation, unless the department modifies the
31 proposed regulation to satisfy the objection. The prohibition of this subsection does

1 not apply if modification of the proposed regulation to satisfy the council's objection
2 would result in

3 (1) failure to meet a federal stringency requirement described under (c)
4 of this section; or

5 (2) a regulation that is not consistent with another provision of law.

6 (c) Nothing in this section authorizes the department to prohibit a use of or
7 access to the water of the state by a person or user group.

8 Sec. 05.25.096. Fees. (a) The Department of Administration shall assess the
9 following fees:

10 (1) motorized boat registration, registration renewal, and transfer of
11 registration, \$24 for a three-year period;

12 (2) nonmotorized boat registration, registration renewal, and transfer of
13 registration, \$10 for a three-year period;

14 (3) replacement of lost registration, \$5;

15 (4) replacement of lost registration validation decals, \$5.

16 (b) The Department of Administration shall separately account for fees
17 collected under (a) of this section for boat registration that are deposited in the general
18 fund. The annual estimated balance in that account may be used by the legislature to
19 make appropriations to the department and the Department of Administration to carry
20 out the purposes of this chapter.

21 * Sec. 22. AS 05.25.100 is repealed and reenacted to read:

22 Sec. 05.25.100. Definitions. In this chapter, unless the context requires
23 otherwise,

24 (1) "aids to navigation" means buoys, beacons, or other fixed objects
25 in the water that are used to mark obstructions to navigation or to direct navigation
26 through safe channels;

27 (2) "boat" means watercraft used or capable of being used as a means
28 of transportation on water, except for

29 (A) a ship's lifeboat;

30 (B) a seaplane;

31 (C) an inspected passenger vessel; and

1 (D) a single air mattress, single inner tube, or other water toy;

2 (3) "boat dealer" means a person engaged wholly or in part in the
3 business of selling or offering for sale, buying or taking in trade for the purpose of
4 resale, or exchanging, displaying, demonstrating, or offering for sale three or more
5 boats within 12 consecutive months and who receives or expects to receive money,
6 profit, or any other thing of value;

7 (4) "certificate of number" means the document bearing the
8 identification number issued to a boat by the Department of Administration under this
9 chapter, by a federal agency, or by the state of principal use under a federally
10 approved numbering system;

11 (5) "commissioner" means the commissioner of natural resources;

12 (6) "department" means the Department of Natural Resources;

13 (7) "operate" means to navigate or to be in actual physical control of
14 a boat used or capable of being used as a means of transportation on water of the state;

15 (8) "owner" means a person who has a property interest other than a
16 security interest in a boat and the right of use or possession of the boat; "owner" does
17 not include a lessee unless the lease is intended as security;

18 (9) "ownership" means a property interest other than a security interest;

19 (10) "passenger" means a person on board a boat who is not the master,
20 operator, crew member, or other person engaged in a capacity in the business of the
21 boat;

22 (11) "regulatory marker" means an anchored or fixed marker in or on
23 the water, or sign on the shore or on a bridge over the water, other than aids to
24 navigation; "regulatory marker" includes swimming markers, bathing markers, speed
25 zone markers, identification markers, danger zone markers, boat keep out areas, special
26 anchorage areas, and mooring buoys;

27 (12) "serviceable condition" as applied to personal flotation devices
28 means

29 (A) metal or plastic hardware is not broken, deformed, or
30 weakened by corrosion;

31 (B) webbings or straps are not ripped, torn, or separated from

1 an attachment point;

2 (C) there are no rotted or deteriorated structural components that
3 fail when tugged;

4 (D) there are no rips, tears, or open seams in fabric or coatings
5 that are large enough to allow the loss of buoyant material;

6 (E) buoyant material has not become hardened, nonresilient,
7 permanently compressed, waterlogged, or oil-soaked, and does not show
8 evidence of fungus or mildew;

9 (F) there is no loss of buoyant material or evidence of buoyant
10 material that is not securely held in position;

11 (G) there is a properly armed inflation mechanism, complete
12 with a full inflation medium cartridge and all status indicators showing that the
13 inflation mechanism is properly armed, unless the PFD is worn inflated;

14 (H) inflatable chambers are all capable of holding air;

15 (I) oral inflation tubes are not blocked, detached, or broken;

16 (J) the manual inflation lanyard or lever is not inaccessible,
17 broken, or missing;

18 (K) inflation status indicators are not broken or otherwise non-
19 functional;

20 (13) "undocumented boat" means a boat that does not possess a valid
21 certificate of documentation issued by the United States Coast Guard under 46 U.S.C.
22 12101 - 12123;

23 (14) "validation decal" means a decal that has the state of registration
24 and registration expiration year clearly marked;

25 (15) "water of the state" has the meaning given in the term "navigable
26 water" in AS 38.05.965; "water of the state" also includes the marginal sea adjacent
27 to the state and the high seas within the territorial limits of the state, irrespective of
28 the ownership of the land underlying those waters.

29 * Sec. 23. AS 05.25.100 is repealed and reenacted to read:

30 Sec. 05.25.100. Definitions. In this chapter, unless the context otherwise
31 requires,

1 (1) "department" means the Department of Public Safety;

2 (2) "operate" means to navigate or otherwise use a watercraft for
3 recreational purposes as opposed to business, subsistence, or commercial purposes;

4 (3) "watercraft" means every description of vessel, other than a
5 seaplane on the water, used or capable of being used as a means of transportation on
6 water and devoted to recreational pursuits unless otherwise expressly provided in this
7 chapter; and excepting vessels having a valid marine document issued by the United
8 States or foreign governments;

9 (4) "water of the state" means all water, fresh or salt, inland or coastal,
10 within the territorial limits or under the jurisdiction of the state.

11 * Sec. 24. AS 09.25.120(a) is amended by adding a new paragraph to read:

12 (9) reports submitted under AS 05.25.030 concerning certain collisions,
13 accidents, or other casualties involving boats.

14 * Sec. 25. AS 12.25.190(c) is amended to read:

15 (c) The person cited for the crime shall give a written promise to appear in
16 court by signing at least one copy of the written citation prepared by the peace officer,
17 and the officer shall deliver a copy of the citation to the person. The written promise
18 requirement of this subsection does not apply to boating citations for which a bail
19 schedule has been established under AS 05.25.090(b), motor vehicle and traffic
20 citations for which a bail or fine schedule has been established under AS 28.05.151,
21 fish and game citations for which a bail schedule has been established under
22 AS 16.05.165, citations issued under AS 04.21.065, citations issued under
23 AS 18.35.341, citations issued in state park and recreational facilities under
24 AS 41.21.960, or littering citations issued under AS 46.06.080.

25 * Sec. 26. AS 12.25.190(c) is repealed and reenacted to read:

26 (c) The person cited for the crime shall give a written promise to appear in
27 court by signing at least one copy of the written citation prepared by the peace officer,
28 and the officer shall deliver a copy of the citation to the person. The written promise
29 requirement of this subsection does not apply to motor vehicle and traffic citations for
30 which a bail or fine schedule has been established under AS 28.05.151, fish and game
31 citations for which a bail schedule has been established under AS 16.05.165, citations

Chapter 28

1 issued under AS 04.21.065, citations issued under AS 18.35.341, citations issued in
2 state park and recreational facilities under AS 41.21.960, or littering citations issued
3 under AS 46.06.080.

4 * Sec. 27. AS 05.25.052, 05.25.053, 05.25.055, 05.25.057, 05.25.095, 05.25.096; and
5 AS 09.25.120(a)(9) are repealed.

6 * Sec. 28. The uncodified law of the State of Alaska is amended by adding a new section
7 to read:

8 TRANSITION: REGULATIONS. The Department of Natural Resources, Department
9 of Public Safety, and Department of Administration may immediately proceed to adopt
10 regulations to implement their respective provisions of this Act. The regulations take effect
11 under AS 44.62 (Administrative Procedure Act), but not before the effective date of secs. 1,
12 2, 4, 6, 8, 10, 12, 13, 15, 17, 19, 21, 22, 24, and 25 of this Act.

13 * Sec. 29. Section 28 of this Act takes effect immediately under AS 01.10.070(c).

14 * Sec. 30. Sections 3, 5, 7, 9, 11, 14, 16, 18, 20, 23, 26, and 27 of this Act take effect on
15 the earlier of the following dates:

16 (1) July 1, 2005; or

17 (2) 90 days after the date the chair of the Alaska Legislative Council notifies
18 the revisor of statutes that in the previous state fiscal year the state did not receive and does
19 not anticipate receiving federal funding for a statewide boating and safety education program;
20 the director of the division of legislative finance shall notify the chair of the Alaska
21 Legislative Council when the state, in the previous fiscal year, did not receive federal funding
22 for a statewide boating and safety program; the chair of the Alaska Legislative Council may
23 not give the notice described in this paragraph unless the notice is approved by a vote of a
24 majority of the members of the Alaska Legislative Council.



Source
HCS SB 103(HES)

LAWS OF ALASKA

2000

Chapter No.
29

AN ACT

Relating to a curriculum for Native language education; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: May 11, 2000
Actual Effective Date: July 1, 2000

ALASKA STATE LEGISLATURE

REPRESENTATIVE BRUCE WEYHRAUCH
HOUSE DISTRICT 4



ALASKA
STATE CAPITOL
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Sponsor Statement

CS for HB 93 (TRA) Boating Safety Act Reauthorization

Between 1965 and 1987, every state and territory except Alaska successfully established a comprehensive boating safety program. During this same time period, Alaska consistently suffered from the worst recreational boating fatality rate in the nation – over 10 times the national average. Finally, in 2000, *HB 108*, the Alaska Boating Safety Act, sponsored by Representative Bill Hudson, was signed into law after 11 successive attempts at passage.

The Act did two things: it consolidated boating regulatory functions and it created a steady funding source for boater education program for the state of Alaska. Funding for the new registration function is derived from federal motor fuel taxes collected in Alaska as well as revenues from the boat registration program.

Proceeding cautiously, the 21st Legislature added repealing language for the program if the state did not receive the anticipated federal marine fuel funds. If the future funding stream did not come through, the 2005 sunset would take effect and the comprehensive boating safety education program would face termination.

Essentially, it was left to a future legislature to verify the funding stream was indeed in place. The Sponsor of HB 93 states that as expected, the federal funds for the boater education component are in place and the sunset provisions of the Alaska Boating Safety Act can be dropped. The House Transportation Committee eliminated the single-most controversial provision of the Boater Safety Act: the requirement for registration of non-powered boats. This revision can be accomplished without impacting any federal funding to the state's boater education programs.

Contact: Rep. Bruce Weyhrauch
465-3744

Last updated: March 31, 2003

*In the uncodified law, (Section 30, ch. 28, SLA 2000), Sections 3, 5, 7, 9, 11, 14, 16, 18, 20, 23, 26, 27 are to take effect on July 1, 2005, or 90 days after the Chair of the Alaska Legislative Council notifies the revisor of statutes that the federal funds are not anticipated.



STATE OF ALASKA
OFFICE OF THE GOVERNOR

BILL ANALYSIS

DEPARTMENT Health & Social Services	DIVISION PH	BILL NUMBER HB 93	SPONSOR WEYRAUCH
SHORT TITLE OF BILL BOATING SAFETY			
DEPARTMENT POSITION Support			
PREPARED BY Karen Pearson, Director	DATE 02/14/2003	COMMISSIONER'S SIGNATURE Joel S. Gilbertson	DATE 02/18/2003

SUMMARY

OTHER AGENCIES AFFECTED BY BILL Department of Natural Resources Department of Public Safety	CONSTITUENT GROUP(S) AFFECTED BY BILL Boaters Health and safety organizations
ORGANIZATIONAL SUPPORT FOR BILL Health and safety organizations U.S. Coast Guard	ORGANIZATIONAL OPPOSITION TO BILL

FISCAL IMPACT: NONE FISCAL NOTE ATTACHED

BACKGROUND/LEGISLATIVE INTENT

Drowning has been a major cause of death in Alaska for many years. Recreational boating accidents resulted in an average of 29 deaths per year from 1987 through 1998. In 1998, a Boating Safety Office was established in the Department of Natural Resources (DNR), and in 2000 HB108 passed, creating a state boating safety and regulation program. With passage of HB108, Alaska became eligible for \$600,000 per year in federal boating safety funds. However, HB 108 (Chapt. 28, SLA 2000) was rescheduled to sunset on July 1, 2005.

The intent of this bill is to eliminate the sunset date and extend the Boating Safety Act indefinitely.

ANALYSIS OF BILL/PROGRAM EFFECTS

HB 93 would repeal the sunset clause in the existing boating safety act. By continuing the state recreational boating safety and boat registration program, Alaska would continue to be eligible for federal boating safety funds. Since passage of the State Boating Safety Act, there has been a significant reduction in recreational boating fatalities in Alaska. Since the DNR Boating Safety Office was created, recreational boating fatalities in Alaska have averaged 21 per year, with 16 fatalities reported in 2002 compared with 38 in 1998.

AMENDMENTS PROPOSED

KIDS DON'T FLOAT Program

334 active sites throughout Alaska - 135 communities- 14 new sites added for 2002 season

Akhiok	Eagle City	Kenai	Northway	Susitna
Akutan	Eagle River	Kiana	Nunam Iqua	Takotna
Aleknagnik	Eagle Village	King Cove	Old Harbor	Talkeetna
Amber	Elim	King Salmon	Ouzinkie	Tanacross
Anchor Point	Ester	Kivalina	Palmer	Tatitlik
Anchorage	Ewok	Klawock	Pelican	Tenakee Springs
Anderson	Fairbanks	Klukwan	Petersburg	Teller
Angoon	False Pass	Kobuk	Pilot Point	Tellin
Aniak	Fort Yukon	Kodiak	Point Hope	Thorne Bay
Barrow	Galena	Kokharik	Point Lay	Togiak
Bethel	Game Creek	Kotzebue	Port Alsworth	Tok
Big Lake	Glennallen	L. Chatanika	Port Lions	Tok/BLM
Buckland	Golovin	Larson Bay	Port Portection	Toksook Bay
Chevak	Haines	Manley Hot Springs	Ruby	Trapper Creek
Chignik Lake	Halibut Cove	Manokotak	S. Soldotna	Unalakleet
Chuathbaluk	Healy	McGrath	Salcha	Unalaska
Chugiak	Homer	Mentasta	Sand Point	Valdez
Clear AS	Hoonah	Naknek	Selawik	Wasilla
Coffman Cove	Huslia	Nanwalek	Seldovia	White Mountain
Council	Hydaburg	Nenana	Seward	White Water
Cooper Landing	Iliamna	Newhalen	Shungnak	Whittier
Cordova	Jackolof Bay	Nicholai	Sitka	Willow
Craig	Juneau	Nikiski	Skagway	Wrangell
Deering	Kake	Ninilchik	Soldotna	
Delta Junction	Kalskag	Noatak	Sourdough	
Dry Creek Community	Karluk	Nome	South Naknek	
Dutch Harbor	Kasaan	Noorvik	St. Paul	
Dillingham	Kasliof	North Pole	Sterling	135 communities

updated 1/24/03



Alaska Department of Natural Resources
Division of Parks and Outdoor Rec.



Office of Boating Safety

Boat Registration

Boating Education:

Alaska Water Wise Courses

U.S. Coast Guard Auxiliary

Boat/U.S. Foundation Course

Boating Basics Course

PWC Safety School Course

Alaska Marine Safety Education Association

Coastie The Safety Boat

Kids Don't Float Program

Publications and Reports:

Alaska Boater's Handbook

PWS Supplement to the Handbook

Laws and Regulations:

Alaska, the largest state, has over 33,000 miles of coastline, over 3,000 rivers, and more than 3 million lakes. While most of our 621,000 residents live in the 10 largest cities, many others live miles from the road system in isolated towns and villages spread along Alaska's vast coastline and interior rivers. Alaskans certainly use their boats to enjoy our world-class boating and fishing, but also as an important means of transportation, and to support subsistence. Alaskans are truly "lifestyle" boaters.

Perhaps it is not surprising that drowning is second only to highway fatalities as the leading cause of unintentional death in Alaska. Alaska has one of the highest non-commercial boating fatality rates in the nation. Alaska's cold water and remote settings are risk factors that significantly reduce the odds of surviving a boating accident in Alaska. Most boating fatalities in Alaska are not due to a collision, but rather from capsizing or a fall overboard where the victim was not wearing a life jacket.

In response, the State Office of Boating Safety was established within the Division of Parks and Outdoor Recreation. The Office is responsible for administering the Alaska Boating Safety Program, working to reduce Alaska's boating fatalities and enhance safe enjoyable boating statewide, primarily through boater education.

We hope you enjoy our web page. We offer a wide range of resources for boaters, and new items are being added, so check back occasionally.

BOAT SMART FROM THE START - WEAR YOUR LIFE JACKET!

Alaska Boating Laws

Federal Equipment Requirements

State Equipment Requirements

The Navigation Rules

Boat Accident Reporting

Grant Programs:

Boat US Foundation

National Water Safety Congress

National Safe Boating Council

Weather and Tides:

National Weather Service-Alaska Region

Tide Tables

Other:

Donate Life Jackets!

AK Boating Safety Advisory Council

Boating Links:

17th Coast Guard District Boating Safety Program

U.S. Coast Guard Office of Boating Safety

National Association of State Boating Law Administrators

National Safe Boating Council

National Vessel Documentation Center U.S. Coast Guard

For more information contact:

POSTERS

The Alaska Boating Safety Program publishes a variety of educational materials, including a series of award-winning posters that highlight specific boating safety messages. If you would like to receive a poster, please contact Georgia Rand at (907) 269-8706





BoatingBasicsOnline.com

Take a Boating Safety Course and Certification Test online.

- Learn to be a better boater - no matter how much boating experience you have there's always more to learn.
- Receive a boating safety certificate upon successful completion of this NASBLA-approved boating course.
- Qualify for a discount on your boat or personal watercraft insurance.
- Progress on your own schedule and at your own pace.

This boating safety course is approved by the National Association of State Boating Law Administrators and recognized by the U.S. Coast Guard.

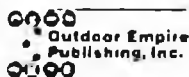
All of the safe boating information is free.
Why not get started right now?

[Start the Course](#)

[Our Privacy Policy](#)

[Contact Us](#)

Powered by [Outdoor Empire Publishing, Inc.](#) and [BoatSafe.com](#)

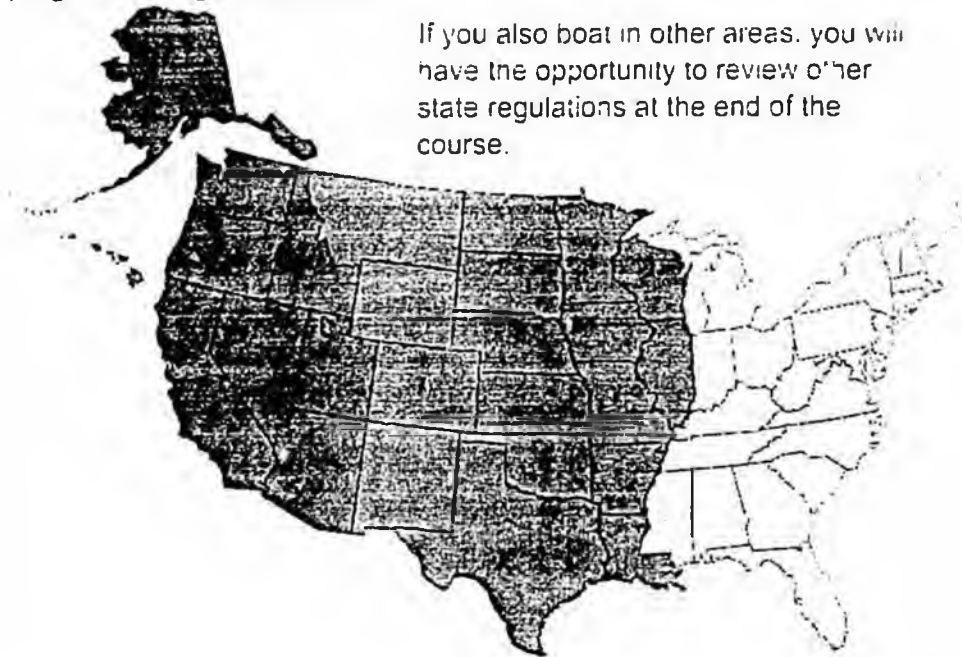


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▣ BoatingBasicsOnline.com ▣ Basic Boating Safety Course ▣
■ Please choose a state ■

Welcome to the Boating Safety Course

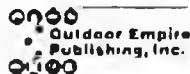
Please choose the state in which you reside (where your certificate and ID card will be mailed) so that we may include state-specific information as you progress through the course.



If you also boat in other areas, you will have the opportunity to review other state regulations at the end of the course.

If you have a slow connection or cannot see the map, [click here](#) for a text-based version of the boating safety course that meets Section 508 Accessibility requirements.

Powered by [Outdoor Empire Publishing](#) and [BoatSafe.com](#)



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BoatingBasicsOnline.com Basic Boating Safety CourseAK Select or Change State

12 Introduction

3 The Boat

4 Requirements

5 Preparation

6 Operations

7 Underway

8 Accidents

9 Special Items

10 State Info

Final Exam

Introduction

This Basic Boating Safety course is approved by the National Association of State Boating Law Administrators (NASBLA) and recognized as acceptable to the United States Coast Guard Recreational Boating Program. Most insurance companies give marine insurance discounts to persons successfully completing a NASBLA approved course.

This course covers basic boating safety concepts that you need to know if you intend to participate in water sport activities. It has been designed by marine educators to provide information to people who might not otherwise have the opportunity to receive it. You can progress at your own pace and on your own time schedule.

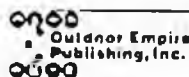
Welcome Aboard!

This Basic Boating Safety Course gives only the minimum requirements for safety equipment and general information. To obtain a greater knowledge of boating skills and seamanship we encourage you to attend more in-depth boating courses.

[Next Page](#) ♦

[Boating Basics](#)
[Glossary of Terms](#)

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**Alaska Department of Natural Resources
Division of Parks and Outdoor Rec.**



Alaska Water Wise

Check out other boating safety courses at:


[U.S. Coast Guard Auxiliary](#)

[Boat/U.S. Foundation](#)

[Boating Basics Online](#)

[PWC Safety School](#)

For more information contact:

Joe McCullough
Boating Education Specialist
Division of Parks and Outdoor
Recreation
Office of Boating Safety
550 W. 7th Avenue #1370
Anchorage, AK 99501-3561
(907) 269-8690 phone
(907) 269-8907 fax
e-mail:  josephm@dnr.state.ak.us

Jeffrey S. Johnson
Boating Law Administrator
Division of Parks and Outdoor
Recreation
Office of Boating Safety
550 W. 7th Avenue #1370
Anchorage, AK 99501-3561

The Alaska Office of Boating Safety is proud to offer *Alaska Water Wise*, a basic course for Alaskan boaters. This eight-hour course is approved by the National Association of State Boating Law Administrators (NASBLA) and recognized by the U.S. Coast Guard. The course satisfies most states boating safety education requirements and may even qualify boaters for boat insurance discounts.

Segments include pre-departure preparation, boating operations, boating emergencies, cold-water survival, navigation/rules of the road, and legal requirements. Students who attend all sessions, and pass the written exam and skills will be issued a course completion certificate.

The following classes are being offered once a week from 6:30-8:30 P.M. through Anchorage Community Schools. For more information contact **Joe McCullough** at (907) 269-8690.

Chester Valley (Thursdays) Feb. 6 through March 6.


Hanshew (Mondays) Feb. 10 through March 10.

Four Valleys in Girdwood (Wednesdays) Feb. 12 through March 12.

Anchorage, AK 99501-5501

(907) 269-8705 phone

(907) 269-8907 fax

e-mail: 

Jeff_Johnson@dnr.state.ak.us

Bear Valley (Thursdays) Apr. 24 through May 22.

Creekside (Tuesdays) April 22 through May 20.

Gruening in Eagle River (Wednesdays) April 23 through May 21.

[Boating Safety Home](#)

[Parks Site Index](#) | [Parks Home](#) | [DNR Home](#) | [State of Alaska Home](#) | [Copyright](#) | [Privacy](#) | [Disclaimer](#)

Last update: Tuesday, February 18, 2003

Webmaster: www-parks@dnr.state.ak.us

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Last update: Friday, February 7, 2003

Webmaster: www-parks@dnr.state.ak.us

22, January 2004

Dear Members of the House Finance Committee:

The Alaska Outdoor Council would like to reiterate our position regarding HB93: Repeal Boating Safety Sunset

The Alaska Outdoor Council is opposed to this legislation as written.

We believe it is unfair because it treats non-motorized watercraft differently than motorized watercraft.

AOC is a council representing 54 outdoor member clubs. One of our member clubs is the Alaska Boating Association.

When the original boating safety bill started through the committee process it contained this same discriminatory provision. AOC opposed the bill then, and brought the inequity to the attention of members of the House Transportation Committee. At that time the sponsor agreed to an amendment requiring both motorized and non-motorized watercraft to register. The Alaska Outdoor Council believes this language should be reinserted in this legislation in an effort to fairly regulate all boating activity should the legislation be passed from this committee. Not to do so would further divide user groups and create an unrealistic limitation upon enforcement authorities.

Sincerely,

Jennifer Yuhas, Executive Director
Alaska Outdoor Council, and
Alaska Fish & Wildlife Conservation Fund
P.O Box 73902 Fairbanks, AK 99707
Ph: (907) 455-4262 Fax: (907) 455-6447
aoc@alaska.net
www.alaskaoutdoorcouncil.org

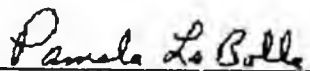
Alaska State Chamber of Commerce

Position 3-2004

Continuation of the Alaska Boating Safety Program

The Alaska State Chamber of Commerce supports the continuation of the successful Alaska Boating Safety Program, and therefore encourages the Alaska State Legislature to repeal the sunset provisions of the Alaska Boating Safety Act.

Adopted December 4, 2003



Pamela La Bolle, President



Pete Leathard, Chairman



home driver's manuals license plates parking permits vehicle registration

Boat Registration

Link to Division of Parks - [Boating Safety](#)

General Information:

On January 1st, 2001, the Division of Motor Vehicles assumed the boat registration program from the U.S. Coast Guard. House Bill 108, passed in the 2000 legislative session, authorized this registration program and a comprehensive boating safety program. Prior to January 1st, 2001, the Coast Guard registered powered boats that are used on navigable waterways of the state. These registrations are valid for three years and a Certificate of Number issued by the USCG will still be valid until the expiration date, unless the boat changes ownership. When the USCG issued registration expires or when the ownership changes, boat owners must renew the registration with DMV.

What Must Be Registered:

The USCG registered only powered boats used on navigable waterways, however, the state law requires the following to be registered:

- All powered boats (including non-powered boats with auxiliary power units) used on any water of the state. (This includes all rivers, streams, and lakes, regardless of size, and all salt water within 3 miles of land.)
- Non-powered boats 10 feet or greater in length when used on any water of the state.

NOTE: "Boat" means a watercraft used or capable of being used as a means of transportation on water, except for:

- A ship's lifeboat
- A seaplane
- An inspected passenger vessel
- A single air mattress, single inner tube or other water toy

NOTE: Tenders are boats that are used exclusively for transportation from a boat to shore. Under the previous USCG registration program, tenders did not have to be registered. This changes under the state program. Tenders must be registered unless they are non-powered and are under 10 feet in length.

What Cannot Be Registered in Alaska:

Boats that are not principally used in Alaska. (Alaska residents such as military members or college student that live outside of the state cannot register their boats in Alaska. They must register them in the state where they are currently living or using the boat. This is required

by federal law and there is no exemption for any group.)

Exempt from Registration in Alaska:

- A boat with a valid registration from another state or country that is not operated more than 90 consecutive days in Alaska.
- A boat owned by any government agency at the federal, state or local level.
- A boat not equipped with mechanical propulsion and that is:
 - Under 10 feet in length or
 - Owned by a non-resident and is operated not more than 30 days in a calendar year.
- A documented boat. The documentation may be either from the U.S. or a foreign country.

Fees:

- \$24.00 for powered boats
- \$10.00 for non-powered boats

A registration is valid for three years and will expire at the end of the month in which the boat is first registered. The Certificate of Number must be carried aboard the boat whenever it is in operation.

NOTE: If you register your boat as a powered boat and remove the source of power at a later time, you may wait until renewal to change to a non-powered boat class. If you register as a non-powered boat and then obtain auxiliary power, you must submit a change with DMV and pay the \$24.00 fee for a powered boat. The registration period will start over and there will not be any refund given for any unused portion of the registration.

Items Required to Register a Boat:

- Application
- Fees
- Ownership document. Must be one of the following:
 - Manufacture Statement of Origin (MSO)
 - Carpenter's Certificate
 - Bill of sale from previous owner or dealer
 - Title or registration from a previous state
 - Affidavit of ownership

The first time a boat is registered in Alaska, or when there is a transfer of ownership, the paperwork must be submitted in person. Renewals, duplicate stickers and duplicate certificate of number can be requested through the mail.

Lost Certificate of Number or Validation Sticker:

- Must apply for a duplicate within 15 days
- Complete an application if any information has changed
- Fees of \$5.00

Address Change:

- Must notify DMV within 15 days, in writing, by one of the following methods:
 - Mailed or delivered to any DMV office
 - E-mail to DMV webmaster
- Notice must contain the boat number or HIN, name of the owner, new address.

Transfer of Ownership:

- New owner must apply for a Certificate of Number within 30 days of purchase
- Registration starts over and full fees must be paid.

NOTE: If a registered owner is adding or deleting an owner's name from the registration record, this is not considered a transfer of ownership. Complete an application and pay fees of \$5.00 for the duplicate Certificate of Number. No other fees are required unless the registration is being renewed at the same time. In this case, the \$5.00 fee is not required as a new Certificate of Number will be issued when the boat registration is renewed.

Renewal of Registration:

Renewal notices will be mailed approximately 60 days prior to the expiration date. Renewal can be processed:

- Over the Internet Registration Renewal. Payment by Visa or MasterCard only
- Over the telephone (Must have a registration renewal number). Payment by Visa or MasterCard only
 - 1-888-DMV-KWIK - Only within the State of Alaska (Other than Anchorage)
 - 269-5590 - Anchorage
- By Mail (DMV; 1300 W Benson Boulevard STE 200; Anchorage AK 99503-3600)
- At any DMV office

Boat Number Information:

- Cannot be transferred to another boat
- Assigned by computer. No special request number will be issued
- Display of boat number is required for POWERED boats. (Optional for non-powered boats) Painted or permanently attached to each side of the forward half of the boat.

- in plain vertical block characters, 3 inches or more in height
- contrast with the color of the background and be distinctly visible and legible
- have spaces or hyphens that are equal to the width of a letter other than "I" or a number other than "1" between the letter and number groupings.
(Example: AK-1234-AA or AK 1234 AA)
- read from left to right

NOTE: It is illegal to operate a boat with a number other than the assigned boat number on the forward half of the boat. The boat number must be removed when the boat is documented by the USCG or when the boat is no longer principally used in Alaska.

Validation Sticker Information:

- Powered boats: Two stickers issued. Must be affixed within six inches of the Boat Number on boat sides of the forward half of the boat.
- Non-powered boats: Single sticker issued. Must be displayed in a location that is visible when the boat is in operation, on the top or side of the forward half of the boat.

Boats Purchased From a Boat Dealer:

State law requires a boat dealer to have the purchaser of a new or used boat sold at retail complete an application and pay the registration fee before the boat leaves the dealer's premises, other than exempt boats. The following are included in addition to regular boat or marine dealers:

- Dealers and consignment businesses who act as an agent for the owner
- Car dealers that take boats in trade
- Warehouse and department stores that sell boats
- Hobbyists who build or recondition boats and sell more than three boats in a year

Lienholder Information:

DMV does not record lienholders for boats. Contact the Recorder's Office for information on Uniform Commercial Code (UCC) filing procedures.

3300 B. Fairbanks Street, Anchorage AK 99503
[Title](#) - [Registration](#) - [Driver License](#) - [DMV HOME PAGE](#) - [Dept. of Administration](#) - [State](#)

Alaska's Federal Boating Safety Dollars At Work

- Boating safety is on the National Transportation Safety Board's "12 Most Wanted list" for needed transportation safety improvements. Alaska's boating fatality rate is among the highest in the nation. In Alaska, only highway related accidents account for more unintentional deaths than does drowning. Alaska was the last of the states and territories to establish a boating safety program.
- Boating safety programs work. Since the Alaska Boating Safety Program was established in 1998, Alaska's boating fatalities have decreased steadily from 38 that year, down to 16 in 2002. The four-year average of Alaska boating fatalities fell from 26 per year (between 1995 and 1998), to 21 per year (from 1999 -2002).
- At least 6 Alaskan children are alive today because of a *Kids Don't Float* loaner life jacket. To date, over 320 loaner life jacket display boards, with over 6,000 life jackets, have been placed in over 120 towns and villages around the state. Alaska's boating safety program is a primary source of life jackets for *Kids Don't Float*.
- The program provides for school programs that teach Alaskan students about cold water and the importance of life jackets. Over 5,000 children have been reached.
- Alaska's new and nationally approved state boating safety course, *Alaska Water Wise*, has been developed. Over 100 potential boating safety instructors from Fairbanks, Kenai, Bethel, Kotzebue, Galena, Anchorage, Glen Allen, Valdez and Sitka, have been trained.
- The program produces a web page (alaskaboatingsafety.org), a variety of public service messages for radio and television, and publications and articles including the popular *Alaska Boater's Handbook*, and an award - winning poster series.
- The program offers financial support for the efforts of our boating safety partners, including the U.S. Coast Guard Auxiliary's Vessel Safety Check and "*Coastie the Safety Boat*" programs.
- The Alaska Boating Safety Program is funded entirely by a U.S. Coast Guard grant.
- The Alaska Boating Safety Program has received the U.S Coast Guard's *Public Service Commendation*, and the U.S. Department of Transportation's *Partnering for Excellence Award*. The *Kids Don't Float Peer Educator Program* was the regional winner of the National Safe Boating Council's 2002 *Boating Education Advancement Award*.

KIDS DON'T FLOAT Program

334 active sites throughout Alaska - 135 communities- 14 new sites added for 2002 season

Akiok	Eagle City	Kenai	Northway	Susitna
Aku'tin	Eagle River	Kiana	Nunam Iqua	Takotna
Aloknagnik	Eagle Village	King Cove	Old Harbor	Talkeetna
Amber	Elim	King Salmon	Ouzinkie	Tanacross
Anchor Point	Ester	Kivalina	Palmer	Tatillik
Anchorage	Ewok	Klawock	Pelican	Tenakee Springs
Anderson	Fairbanks	Klukwan	Petersburg	Teller
Angoon	False Pass	Kobuk	Pilot Point	Tellin
Aniak	Fort Yukon	Kodiak	Point Hope	Thorne Bay
Barrow	Galena	Kokhanok	Point Lay	Togalak
Bethel	Game Creek	Kotzebue	Port Alsworth	Tok
Big Lake	Glennallen	L. Chatanika	Port Lions	Tok/BLM
Buckland	Golovin	Larson Bay	Port Protection	Toksook Bay
Chevak	Haines	Manley Hot Springs	Ruby	Trapper Creek
Chignik Lake	Halibut Cove	Manokotak	S. Seldotna	Unalakleet
Chuathbaluk	Healy	McGrath	Sakha	Unalaska
Chuglak	Homer	Mentasia	Sand Point	Valdez
Clear AS	Hoonah	Naknek	Selawik	Wasilla
Coffman Cove	Huslia	Nanwalek	Seldovia	White Mountain
Council	Hydaburg	Nenana	Seward	White Water
Cooper Landing	Iliamna	Newhalen	Shungnak	Whittier
Cordova	Jackolof Bay	Nicholai	Sitka	Willow
Craig	Juneau	Nikiski	Skagway	Wrangell
Deering	Kake	Ninilchik	Soldotna	
Delta Junction	Kalskag	Noatak	Sourdough	
Dry Creek Community	Karluk	Nome	South Naknek	
Dutch Harbor	Kasaan	Noorvik	St. Paul	
Dillingham	Kastliot	North Pole	Sterling	135 communities

updated 1/24/02



To: Representative Bruce Weyhrauch

From: Dave Ausman

Re: Alaska Boating Safety Law

Dear Representative Weyhrauch,

The Personal Watercraft Club of Alaska is in complete support of your efforts in repealing the sunset clause of the Alaska Boating Safety Law.

To familiarize you with our club, the PWCA promotes the sport of watercraft riding for pleasure recreation and other non-profitable purposes. We also work for fair and equitable watercraft laws, promote development of launching and docking facilities, and provide education and promote safety in all water sports.

The Alaska Boating Safety Law; by providing education to Alaska boaters through Federal and State funding; has proven effective in reducing the number of boating fatalities. It is essential this law not be allowed to lapse through the sunset clause.

Sincerely,

Dave Ausman

President,

Personal Watercraft Club of Alaska

Website: www.pwcalaska.org email akpwcrdr@acsalaska.net or davealaska@aol.com

Club contact number 345-6723

Subject: boating safety and GDL

Date: Wed, 26 Mar 2003 21:35:40 -0900

From: Perkins <perkins@ak.net>

To: Representative_Bruce_Weyhrauch@legis.state.ak.us

Dear Representative Weyhrauch,

I'm impressed with your involvement with several safety issues. I'm an Eagle River constituent and an injury epidemiologist (I study injury patterns in various communities and populations). I have lived in Alaska for 25 years, 8 of which were in Dillingham. My injury prevention work with the U.S. Public Health Service took me to communities throughout Alaska before my retirement in 1998. I'm writing to encourage you in your support of HB93, to keep the Boating Safety Law active and in place. As you know, this Law brings in about \$600,000 of federal funds each year and the hardship on individuals is a miniscual \$10 registration fee every 3 years. It helps pay for flotation devices which are used on Kids Don't Float loaner boards throughout Anchorage and Alaska. It is a good law with huge positive impacts on the safety of all Alaskans and a very small impact on individuals. I introduced and encouraged the use of Float Coats throughout rural Alaska in the mid-seventies, and now they are used as the rule rather than the exception.

The other very positive legislation you are developing is the strengthening of the Graduated Driver's Licensing requirement for new drivers. Teens are 4 times more likely to die in a motor vehicle crash than their adult counterparts. Much of this increased risk is due to inexperience, lower seat belt useage, and alcohol. Teens rarely get into crashes when they are learning to drive with an adult present. Their risks increase tremendously shortly after they go solo, drive with other teens in the car, and drive after midnight. The good GDL laws that have been inacted in other states and countries have cut the teen crashes in half. They demand that teens have 6 months behind the wheel under an adult's supervision, no other non-family passengers, and no driving after midnight. Motor vehicles related injuries are the leading cause of death for our teens and we must see that they recieve the proper experience before turning them loose on the roads. School based driver's education has been shown to be ineffective, FYI.

I'm currently the Exec. Director of a non-profit injury prevention center and my special interest is to reduce the needless deaths and trauma from preventable injuries. If I can be of technical assitance to you on any injury prevention issues, please call 907-929-3941.

Ron Perkins, MPH

United States Coast Guard Auxiliary



From the Desk of Gary A. Taylor, District Commodore, District 17

11 Feb. 2003

To: Representative Bruce Weyhrauch
Re: Boating Safety Law

Representative Weyhrauch:

The U.S. Coast Guard Auxiliary is an all-volunteer group of nearly 400 Alaskans dedicated to making boating safer for Alaskans. We teach public education classes, perform complimentary vessel safety checks and run safety patrols, along with search and rescue, throughout the State. We are a part of the United States Coast Guard and augment their many missions in Alaska.

We enthusiastically support your pending legislation which will repeal the sunset clause in Alaska's boating safety law. Making the law permanent will not only insure that Alaska's waters remain safer, it will maintain a very effective State Boating Educational Program that we are proud partners with.

If I'm able to assist in any way, please don't hesitate to contact me at (907) 344-0206 or by e-mail at gtaylor@alaska.net Thank you again for your interest in boating safety and in Alaska's future.

Sincerely,

G.A. Taylor

Gary A. Taylor
District Commodore
U.S. Coast Guard Auxiliary
District 17 Alaska



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Wallop-Breaux Aquatic Resources Trust Fund

Trust Fund Pays Off

By Kimberly Hermes
Editor, *Small Craft Advisory*

[Wallop-Breaux 101
PowerPoint Presentation](#)

[Boating Safety's Fair
Share?](#)

Recreational boating fatalities have dramatically decreased since the 1960s and '70s. This decline is even more significant considering that the number of recreational vessels has more than doubled since that time. According to the U.S. Coast Guard, the lives of an estimated 27,000 boaters have been saved through the nation's various boating safety measures over the past three decades. This success is due in large part to the implementation of a series of boating safety legislative acts, namely those that have established and improved the Aquatic Resources Trust Fund, which generates money to support various safe boating outreach efforts through public education, awareness and enforcement. With the upcoming reauthorization of the trust fund, now is a good time to review the history of this funding.

History

The federal government first became involved in recreational boating safety with the Motor Boat Regulations Act of 1910 (36 Stat 462). This statute set minimum safety standards for motorboats by requiring certain vessels to use navigation lights and carry life preservers and fire extinguishers. The biggest problem with early boating legislation in the United States was that each requirement was part of the law passed by Congress. This meant that it took an act of Congress to change, improve or add new requirements as the need arose. The Coast Guard's authority was greatly expanded by the Federal Boat Safety Act of 1971, the model for today's program. The FBSA created a more flexible regulatory authority concerning the use of boats and associated equipment to include all recreational vessels and expanded its jurisdiction to all United States navigable waters.

The 1971 act also included provisions for the Recreational Boating Safety (RBS) federal financial assistance program to "encourage greater state participation and uniformity in boating safety efforts, and particularly to permit the states to assume the greater share of boating safety education, assistance, and enforcement activities" (46 U.S.C. 13101). Administration of the program was delegated to the Coast Guard. With general revenue funds authorized by this act, the State Recreational Boating Safety Grant Program was established, but the first appropriation was for 1973.

AQUATIC RESOURCES TRUST FUND FLOW CHART

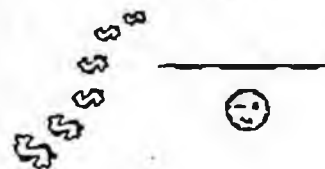
18.3c per Gallon
Federal Fuel Tax



100% of the total Highway Trust Fund is attributable to motorboat fuel. However, under present law, only 13 cents per gallon is used for purposes of calculating the amount to be transferred to the Aquatic Resources Trust Fund. This will rise to 13.5 cents on October 1, 2003.



The Aquatic Resources Trust Fund (Wallop-Breaux) consists of excise taxes attributable to motor boat fuels and fishing equipment along with import duties on fishing equipment, yachts and pleasure boats, interest earned on the funds and excise taxes attributable to gasoline used in small engines.



Money is divided into the following accounts:

Boat Safety Account
\$59 million in FY02
U.S. Coast Guard
\$5 million in FY02

Special Fish Restoration Account
\$522.22 million in FY02

Authorization for the State RBS Grant Program expired in 1979 but was reestablished by the National Recreational Boating Safety and Facilities Improvement Act of 1980, also known as the Biaggi Act. In addition, the act provided that a portion of federal excise tax receipts attributable to motorboat fuel use would be transferred to a new RBS account to fund the program.

By returning a portion of the fuel taxes paid by boaters to boating safety, the Biaggi Act ensured that those benefiting from the program would also help pay the costs – “user pays, user benefits.” The Biaggi Act authorized a total of \$20 million per year – \$10 million for boating safety and \$10 for facilities. However, Congress never supported the facilities improvement part of the program and appropriated funds only for boating safety. The first appropriations under this new mechanism were not approved until 1982.

Congress built upon the Biaggi Act with the Wallop-Breaux Amendments to the Sport Fishing Restoration Act in 1984. Sponsored by Sen. Malcolm Wallop of Wyoming and then-Congressman John Breaux of Louisiana, this legislation created the Aquatic Resources Trust Fund, also known as the Wallop-Breaux Trust Fund, with two separate accounts – one for boating safety funds and another for sport fisheries – and authorized the transfer of all but \$1 million of the motorboat fuel taxes to the new trust fund. It also expanded the excise taxes and import duties on fishing equipment and recreational boats deposited into that account.

An amendment in 1988 (102 Stat. 1836) increased the amount of motorboat fuel taxes authorized to be transferred into and appropriated from the Boat Safety Account from \$45 million to \$60 million for fiscal years 1989 and 1990, then to \$70 million for fiscal years 1991-1993.

In 1990, Sen. Breaux developed a new program for Coastal Wetlands Restoration to be funded from small engine fuel tax revenues but appropriated through the Sport Fish Restoration Account's permanent appropriation. Following the five-cent gas tax increase that same year, a proposal by Congress in 1991 to increase the Boat Safety Account authorization from \$70 million to \$90 million was opposed by the Coast Guard because the discretionary appropriation of Boat Safety Account funds were scored against the Coast Guard budget.

The Clean Vessel Act enacted by Congress in 1992 left the discretionary BSA authorization at \$70 million per year and provided additional state RBS funding via Sport Fish Restoration's mandatory appropriation – but only half the amount originally proposed. The original proposal would have increased the BSA authorization by \$10 million in fiscal year 1992, \$15 million in FY1993-94 and \$20 million in 1995. However, half the increase was taken out for another program and RBS did not get the full \$20 million until 1998.

Under the Transportation Equity Act for the 21st Century (TEA-21) in 1998, Congress expanded on the Clean Vessel Act transfer of mandatory appropriations from the Sport Fish Restoration Account. The Boat Safety Account remained subject to the annual appropriations process. However, the amendments guaranteed a minimum funding level of \$59 million, with a maximum of \$71.6 million for fiscal years 1999-2003, for boating safety if the \$70 million authorized from the BSA is appropriated. In addition, the Coast Guard receives \$5 million mandatory funding for coordination of the national RBS program. Yet funds from the Boat Safety Account have not been appropriated and the states are receiving only \$59 million per year in mandatory funding transferred from the Sport Fish Restoration Account under the formula in the Clean Vessel Act.

Gauging success

Annual boat registrations have more than doubled in the past three decades. In fact, just since 1988, annual boat registrations have steadily increased from 10 million to nearly 13 million boats – an increase of 23 percent. Approximately 78 million Americans enjoy recreational boating each year. Yet, due to the cooperative efforts of various organizations, recreational boating fatalities have continued to decline.

At the time the Federal Boat Safety Act of 1971 was approved, the fatality rate for recreational boaters stood at 29.2 deaths per 100,000 registered boats. And in 1973, the number of reported

recreational boating fatalities reached a high of 1,754. Last year, the fatality rate dropped to 5.4 deaths per 100,000 registered boats, with a record low of just over 700 deaths reported to the Coast Guard from the 50 states, five U.S. territories, and the District of Columbia. These encouraging figures confirm the effectiveness of the Recreational Boating Safety program supported by the Wallop-Breaux Trust Fund. The money generated through the fund is being well used toward spreading the word about safety among boaters through public education, awareness and enforcement.

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If you would like to provide site feedback, contact the Wallop-Breaux [Webmaster](#) by e-mail.

**DIVISION OF MOTOR VEHICLES
3300B FAIRBANKS STREET
ANCHORAGE, AK 99503**

CONTACT (907) 269-5559 www.state.ak.us/dmv FAX (907) 269-6084

TO:

FROM:

Linda Sylvester

Chuck Hosack

FAX NUMBER:

DATE:

465-2273

2-24-03

PHONE NUMBER:

TOTAL NO. OF PAGES INCLUDING COVER:

4

PLEASE COMMENT

URGENT

PLEASE REPLY

PLEASE ACKNOWLEDGE RECEIPT

CONFIDENTIAL

*Linda - Boat Registration Procedure page plus
copies of two common forms. IF owner has
these 2 forms + money, DMV will register the
boat. Nothing else is required. Forms are
available at DMV offices or on DMV web site.*



State of Alaska Division of Motor Vehicles Standard Operating Procedures	SOP No. B-30	Page No. 1 of 1
	Effective May 18, 2001	
Subject: ORIGINAL REGISTRATION	Supersedes B-30	Dated 02/14/01
	Approved <i>[Signature]</i>	
Statute: AS 05.25.055	Regulation: 02 AAC 70.100 - 120	Form No. 02-841

An original registration is a registration for a boat that is not currently on the Alaska License and Vehicle Information Network (ALVIN) system. This may be a new boat, a boat from another state or country that is being registered in Alaska, a boat in the state that was not required to be registered or has not been previously registered, or a boat that was previously registered in Alaska but the boat record is not in the ALVIN system (this situation may occur if the registration has been expired for more than a year).

Alaska does not issue titles for boats and the registration is not absolute proof of ownership. A variety of documents may be used to show that the owner is entitled to possession of the boat. If the owner has no documents from the seller, the owner may complete an affidavit of ownership which must contain the following information:

1. Date boat was acquired
2. The name of the previous owner or dealer who sold the boat
3. Hull Identification Number (HIN)
4. Printed name and signature of the owner. (Not required to be notarized)

REGISTRATION PERIOD:

The boat is assigned the registration month the boat is first registered in the state. The registration period is three years and the registration expires on the last day of the assigned month. Registration periods may not be prorated to allow shorter or longer periods of registration.

REGISTRATION REQUIREMENTS:

To register the boat, an owner must:

1. Complete the Boat Registration Application (Form 02-841)
2. Submit one of the following:
 - Manufacturer Statement of Origin (MSO) - Copy
 - Carpenter's Certificate - Copy (similar to the MSO. Usually used for larger boats.)
 - Bill of sale from previous owner or dealer - Original (Copy when customer requests to keep original)
 - Title or registration from previous state - Copy
 - Affidavit of ownership - Original required
3. Pay all required fees

NOTE: When an application is submitted by a Boat Dealer, only the application and fees are required.

FEES & CLASS CODES:

Powered Boats	Class B1	\$24.00
Non-powered Boats	Class B2	\$10.00

**STATE OF ALASKA
DIVISION OF MOTOR VEHICLES
BOAT REGISTRATION APPLICATION**

Notice: A copy of this application may be used as a temporary registration for up to 60 days. The temporary registration becomes invalid when a certificate of number is issued by DMV.

BASIC BOAT INFORMATION - MUST BE COMPLETED IN FULL ON ALL APPLICATIONS

PRESENT AK BOAT NUMBER AK	REASON FOR APPLICATION <input type="checkbox"/> NEW <input type="checkbox"/> TRANSFER OF OWNERSHIP <input type="checkbox"/> DUPLICATE DECAL (\$5) <input type="checkbox"/> RENEWAL <input type="checkbox"/> DUPLICATE CERTIFICATE (\$5)
BOAT NAME (IF APPLICABLE)	CLASS OF BOAT <input type="checkbox"/> POWER BOAT (B1) \$24 <input type="checkbox"/> NON-POWER BOAT (B2) \$10

COMPLETE FOR NEW BOATS, TRANSFERS, OR WHEN INFORMATION HAS CHANGED

HULL IDENTIFICATION NUMBER (HIN)	ADF&G # (IF ANY)	LENGTH (FT)	YEAR	MAKE/BUILDER OF BOAT
BOAT TYPE <input type="checkbox"/> A. RUNABOUT/SKIFF <input type="checkbox"/> B. CABIN CRUISER <input type="checkbox"/> C. PWC (i.e. JET SKI) <input type="checkbox"/> D. HOUSEBOAT <input type="checkbox"/> E. SAILBOAT <input type="checkbox"/> F. OTHER _____	PROPULSION <input type="checkbox"/> A. OUTBOARD <input type="checkbox"/> B. INBOARD <input type="checkbox"/> C. INBOARD/OUTDRIVE <input type="checkbox"/> D. SAIL ONLY <input type="checkbox"/> E. OARS/PADDLES	USE <input type="checkbox"/> A. PLEASURE <input type="checkbox"/> B. COMMERCIAL PASSENGER <input type="checkbox"/> C. COMMERCIAL FISHING <input type="checkbox"/> D. RENTAL <input type="checkbox"/> E. OTHER _____	FUEL TYPE <input type="checkbox"/> A. GAS <input type="checkbox"/> B. DIESEL <input type="checkbox"/> C. OTHER <input type="checkbox"/> D. NONE	HULL MATERIAL <input type="checkbox"/> A. ALUMINUM/AL <input type="checkbox"/> B. FIBERGLASS/PLASTIC <input type="checkbox"/> C. WOOD <input type="checkbox"/> D. INFLATABLE <input type="checkbox"/> E. OTHER _____
HULL COLOR	TRIM COLOR	CABIN COLOR	CONTACT TELEPHONE NUMBER	

OWNER NAME AND ADDRESS INFORMATION - MUST BE COMPLETED IN FULL ON ALL APPLICATIONS

MAILING ADDRESS:	STREET/PO BOX	CITY	STATE AK	ZIP CODE
RESIDENCE ADDRESS:	PHYSICAL LOCATION (NO PO BOX OR MAIL CACHE)	CITY	STATE AK	ZIP CODE
OWNER #	FULL NAME (FIRST, MIDDLE, LAST, SUFFIX OR COMPANY NAME)	SEX	DOB	DRIVER LICENSE #
#1				
#2				
#3				
#4				

I certify under penalty of law that I am the legal owner of the boat described in this application, that this boat is used primarily in Alaska and that all statements in this application are true and correct. I also acknowledge that I must notify DMV within 15 days of change of address or if the boat is destroyed, abandoned or becomes documented.

PRINTED NAME AND SIGNATURE OF APPLICANT	DATE
--	-------------

DMV USE ONLY

PREV. STATE	STICKER NUMBER	BATCH	INITIALS	DOCS. ACCEPTED: AK REG MCO CARP. CERT. BOS OWNER AFF. TITLE	FEES: \$5 \$10 \$24 PAYMENT TYPE: CA CC CK	DATE
--------------------	-----------------------	--------------	-----------------	--	---	-------------

*The Social Security Number (SSN) will be used only for DMV purposes and will not be disclosed as part of a boat record. Disclosure of the SSN is not required by law.

AFFIDAVIT OF BOAT OWNERSHIP

Hull Identification Number (HIN): _____

Boat Description: _____
(model year or year completed, make, model)

I, _____, certify that I am the owner
(Print Your Name)
of the boat described above. I purchased the boat on: _____
(Date of Purchase)

I obtained the boat in the following manner:

- | | |
|--|---|
| <input type="checkbox"/> Dealership - New | <input type="checkbox"/> I built the boat |
| <input type="checkbox"/> Dealership - Used | <input type="checkbox"/> Garage Sale |
| <input type="checkbox"/> Newspaper Advertisement | <input type="checkbox"/> Gift |
| <input type="checkbox"/> Other: _____ | |

Purchased from: _____
(Name of person or business that the boat was obtained from, if applicable)

Signature of Owner: _____

RECREATIONAL BOATING SAFETY



Legislative Information
Provided by the U.S. Coast Guard

This packet is information provided by the U.S. Coast Guard and prepared by the Office of Recreational Boating Safety. Contact Mike Folkerts at (907) 463-2297 or e-mail mfolkerts@cgalaska.uscg.mil

Informative web site for information on Wallop-Breaux funding. <http://www.wallop-breaux.org/>

Web site for the Alaska Office of Boating Safety: <http://www.dnr.state.ak.us/parks/boating/>

Web site for the Coast Guard Recreational Boating Safety: <http://www.uscg.mil/d17/d17rbs/d17rbs.htm>

Contents:

- 1) Question & Answer sheet – 2 pages
- 2) Registration statistics, DMV – 2 pages
- 3) Fatality listings, 1999-2002 – 6 pages
- 4) Kids Don't Float – 2 pages

Also available on CD-ROM is the Alaska Boater's Opinion Survey Nov. 2002.

Q&A

- **What happens if Alaska's Boating Safety Law Sunsets?**
If the Legislature chooses to allow Alaska's Boating Safety Law to sunset, the Office of Boating Safety ceases to exist, the Coast Guard would resume registration responsibilities, and Alaska will lose nearly \$800,000 annually in registration and federal funds. Boating Education ceases and more Alaskans will die.
- **Why do we need to register kayaks and canoes?**
The unpowered craft registration requirement is strictly the State's decision. (Not a Federal requirement). A committee substitute was introduced to register paddle boats by Rep. Mulder on HB108. The thought was that paddle boaters should share in the cost of a program that they would also benefit from. Approximately 25 per cent of all boating fatalities from 1991 through 2000 were in non-motorized craft.
- **How does registration save lives?**
Registration is a tool that can be used by Search and Rescue personnel to quickly establish ownership of a vessel that is found adrift, overturned or grounded. Once ownership is determined, the owner, friends and relatives can be contacted to find out if there was a boating accident or if the boat simply drifted away or broke its moorings. It also speeds the process of finding out how many other persons were on the boat that may be in distress. For the very minor cost associated with registering a boat, especially a non-powered boat, the benefits to a boater in trouble can be tremendous. The registration information can prove critical to resolving Search and Rescue cases without having to launch rescue resources. This minimizes the risks to those searchers and prevents unnecessary searches.
- **Why doesn't the Coast Guard want to register boats?**
The Coast Guard's primary missions are Search and Rescue and Maritime Homeland Security. Besides being mandated by U.S.C. Title 46, Chapter 131 to encourage States to take responsibility for their own boating safety, the Coast Guard simply does not have the manpower to administer as effectively a program as the States can do on their own. The Coast Guard currently does not register boats in any state or territory. If the Coast Guard took over boating registration in Alaska, none of the registration funds collected would be returned to the state, yet the majority of boats currently registered would still require registration.
- **What benefit has Alaska seen since the law was passed?**
Alaska has seen the formation of the Office of Boating Safety within DNR, an additional \$400,000+ in registration receipts that now stays in the Alaska's General Fund instead of going into the U.S. Treasury. A comprehensive education program has been offered to the boating public in the form of publications and boating safety courses. Over \$350,000 annually in federal funding adds to the State's boating safety budget. The federal funding would not be available without HB108, Alaska's Boating Safety Law.

- **Have the fatalities dropped since the law was passed?**
Yes! In 1998, 38 Alaskans died in recreational boating accidents. In the year 2002, 16 persons died in recreational boating deaths.
- **Is our law really more government?**
Yes and No. The State law mirrors existing Federal law for all practical purposes. A boater meeting the Federal requirements will also meet the State's requirements. In essence, the State, by passing HB108, did not place any further restrictions on the average boater. Except for the non-powered registration requirement, the law was basically 'transparent' to the public. The benefit to Alaskans is the educational component provided by the law and the money that now stays in the state instead of going to the Federal government.
- **How does the average boater see a benefit from the law?**
They have access to more boating safety courses, publications and boater information. The law also gives enforcement power to DPS, which in turn, makes boating safer by enforcing the safety equipment requirements and regulations. It also requires Personal Flotation Device (life jackets) be worn by children under 13 years of age.

The United States Coast Guard will continue to provide Search and Rescue for the boaters of Alaska within our areas of responsibility. We will continue striving to meet the expectations of those in trouble that have come to depend on our particular expertise. Our goal is to see everyone come home safely. Alaska's Boating Safety Law assists us immeasurably by helping boaters not get into trouble through education.

RECREATIONAL BOATS ONLY*

DEPARTMENT OF TRANSPORTATION U.S. COAST GUARD (CGHQ 3923 (Rev. 12-90))	REPORT OF CERTIFICATES OF NUMBER ISSUED TO BOATS Numbered in accordance with 33 CFR Parts 173 & 174 Total Valid State Certificates Outstanding As of 31 December 2002	FOR THE STATE OF ALASKA
--	---	----------------------------

HULL MATERIAL	UNDER 16 FEET						16 TO LESS THAN 26 FEET						26 TO LESS THAN 40 FEET					
	POWER			AUXILIARY SAIL			POWER			AUXILIARY SAIL			POWER			AUXILIARY SAIL		
	INBOARD	OUTBOARD	STERNDRIVE*	INBOARD	OUTBOARD		INBOARD	OUTBOARD	STERNDRIVE*	INBOARD	OUTBOARD		INBOARD	OUTBOARD	STERNDRIVE*	INBOARD	OUTBOARD	
Wood	1	105	1	0	2		26	385	24	6	14		93	39	18	21	11	
Fiberglass	101	1,538	23	0	13		883	4,182	2,982	36	195		721	124	743	203	63	
Metal	90	4,157	19	0	0		1,734	14,364	332	2	3		67	201	60	5	1	
Inflatable	2	2,479	0	0	1		0	503	0	0	0		1	2	0	0	0	
Other	0	44	0	0	2		1	50	4	0	1		1	1	0	5	0	
HULL MATERIAL	40 TO 65 FEET						OVER 65 FEET						TOTAL					
	POWER			AUXILIARY SAIL			POWER			AUXILIARY SAIL			POWER			AUXILIARY SAIL		
	INBOARD	OUTBOARD	STERNDRIVE*	INBOARD	OUTBOARD		INBOARD	OUTBOARD	STERNDRIVE*	INBOARD	OUTBOARD		INBOARD	OUTBOARD	STERNDRIVE*	INBOARD	OUTBOARD	
Wood	17	5	2	3	0		3	1	0	0	0		140	535	45	30	27	
Fiberglass	40	2	2	11	0		3	5	4	0	0		1,748	5,851	3,754	250	271	
Metal	8	6	5	3	0		2	6	1	1	0		1,901	18,734	417	11	4	
Inflatable	0	1	0	0	0		0	2	0	0	0		3	2,987	0	0	1	
Other	0	1	0	3	0		0	0	0	0	0		2	96	4	8	3	

*The term "sterndrive" includes inboard/outboards and jet drives.

HULL MATERIAL	OTHER BOATS						TOTAL	SCOPE OF CURRENT NUMBERING SYSTEM	*TOTALS:
	NOT MECHANICALLY PROPELLED			PERSONAL	OTHER				
	ROWBOATS	SAIL BOATS	CANOE KAYAKS	PERSONAL WATER- CRAFT	OTHER BOATS			Commercial Passenger:	
Wood	226	27	0	1	13	267	COMMENTS (Continue on separate paper or reverse)	2,524	
Fiberglass	4,161	134	0	1,419	123	5,837		Commercial Fishing:	
Metal	1,151	2	0	23	142	1,318		4,547	
Inflatable	895	1	0	1	47	943		Commercial Other:	
Other	536	3	0	4	3	546		2,445	
								Dealers:	
								Rentals:	
								Other:	
								Total Powered Boats:	
								Total Other Boats:	
								Total all certified 12/31/ 2002	

I Certify that to the best of my knowledge and belief, the data above are correct

Signature _____ Date _____

Boat Registration - DMV

Registration is for three years

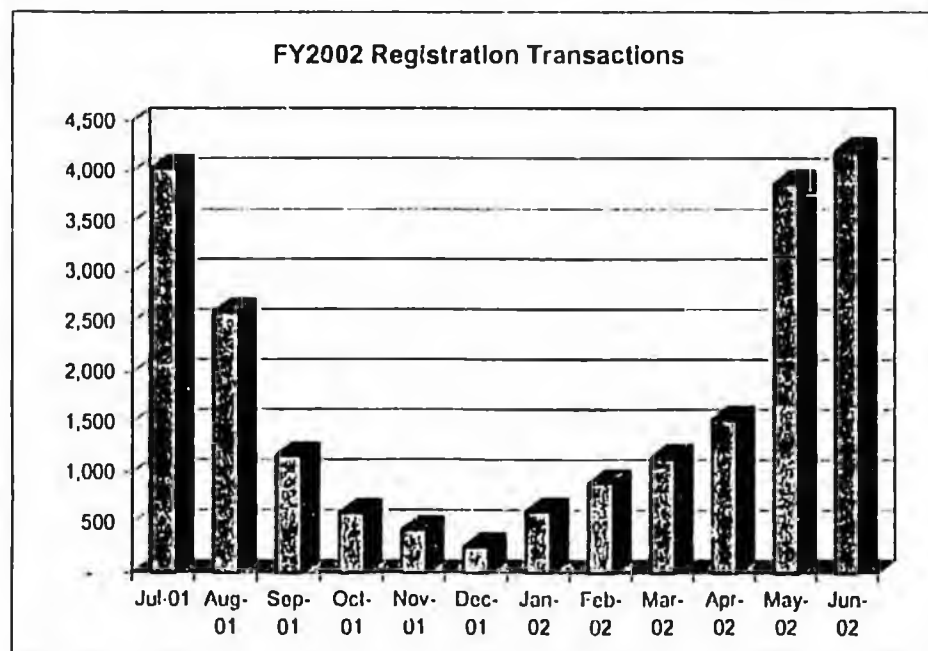
FY2002 Summary Year-To-Date

	TOTAL DEP	Motorized	Non-Motorized	Total Trans
Jul-01	\$ 82,845	70,198	12,647	4,031
Aug-01	\$ 55,643	49,352	6,291	2,601
Sep-01	\$ 24,785	22,793	1,992	1,168
Oct-01	\$ 13,351	12,224	1,127	600
Nov-01	\$ 9,707	9,151	556	437
Dec-01	\$ 5,723	5,573	150	268
Jan-02	\$ 14,226	13,884	342	620
Feb-02	\$ 20,665	20,348	317	899
Mar-02	\$ 26,610	26,112	498	1,145
Apr-02	\$ 33,269	31,267	2,002	1,530
May-02	\$ 82,981	77,860	5,121	3,881
Jun-02	\$ 86,868	78,682	8,186	4,202
Total	\$ 456,673	\$ 417,444	\$ 39,229	21,382

Number of Transactions by Type - Motorized

	Original \$24	Dup \$5	Renew/Web \$24	Dealer \$10	Add/Drop \$5	Transfer \$24	Total
Jul-01	1,689	48	621	2	31	598	2,989
Aug-01	1,149	49	483		17	408	2,106
Sep-01	387	30	380		7	175	979
Oct-01	147	11	216		9	142	525
Nov-01	108	7	171		4	100	390
Dec-01	71	23	98		2	58	252
Jan-02	92	9	404		3	80	588
Feb-02	124	18	622		10	96	870
Mar-02	177	18	765		6	141	1,107
Apr-02	415	40	597		12	281	1,345
May-02	1,070	136	1,402		23	739	3,370
Jun-02	1,530	105	1,006	2	39	711	3,393
Total	6,959	494	6,765	4	163	3,529	17,914
Percent	39%	3%	38%	0%	1%	20%	100%

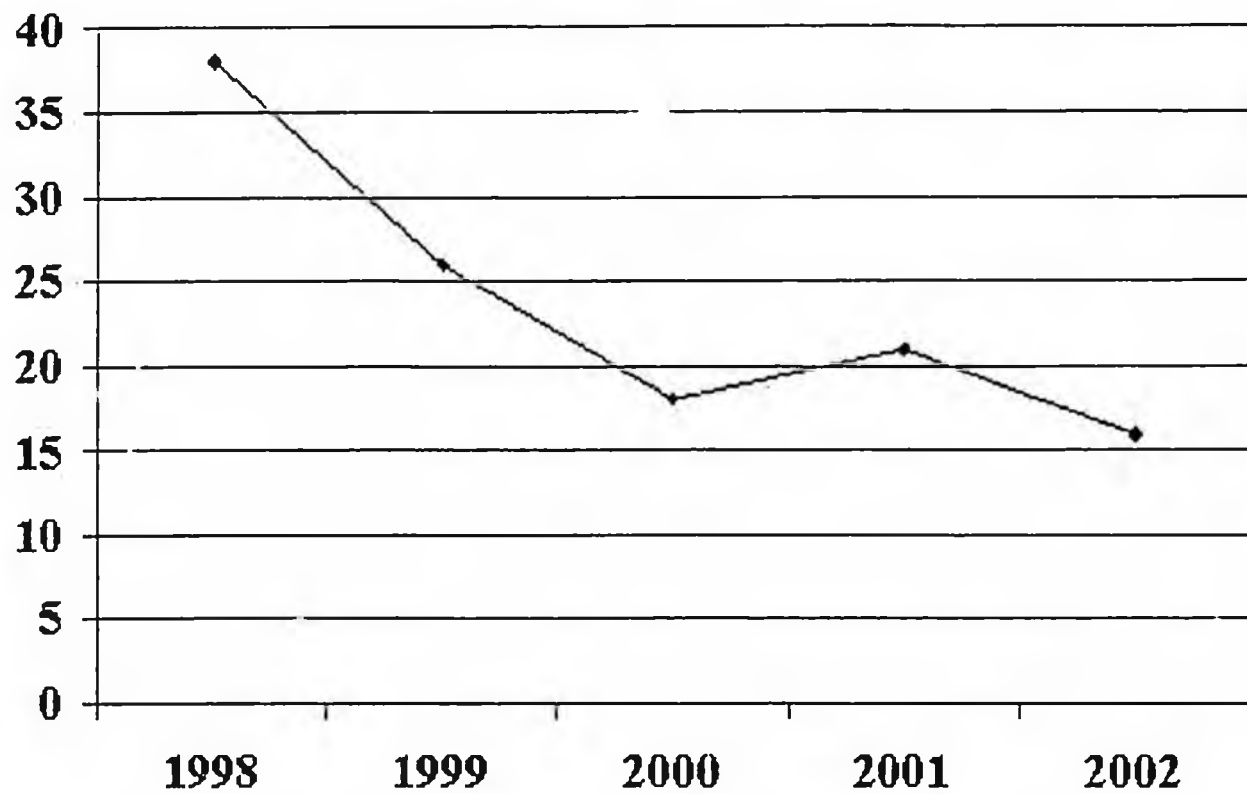
FY2002 Registration Transactions



Number of Transactions by Type - Non-Motorized

	Original \$10	Dup \$5	Renew/Web \$10	Search \$5	Dealer \$10	Add/Drop 5	Transfer \$10	Total
Jul-01	1,010	6	9	4		(1)	14	1,042
Aug-01	460	10	10	8			7	495
Sep-01	169	(1)	2	2			17	189
Oct-01	63		3	6			3	75
Nov-01	32			5		10		47
Dec-01	12	1	1	1			1	16
Jan-02	21		3	5			3	32
Feb-02	24		1	4				29
Mar-02	29	1	1	7				38
Apr-02	164	3	4	4			10	185
May-02	463	13	15	5		1	14	511
Jun-02	741	21	16	1			30	809
Total	3,188	54	65	52	-	10	99	3,468
Percent	92%	2%	2%	0%	0%	0%	3%	100%

Alaska's Recreational Boating Fatalities



1999 FATALITIES

<u>Case</u>	<u>Name</u>	<u>Age/Gender</u>	<u>Date</u>	<u>Remarks</u>	<u>Area</u>	<u>NAV/NON-NAV</u>	<u>SALT/FRESH</u>	<u>ALC</u>	<u>PFD</u>
1	9902003 Scott Weismantel	32M	22-Apr	Fell overboard	Zizhuyak Bay	Nav	Salt	YES	UNK
2	9902006 John Wolski	36M	30-May	Ovrloaded canoe	Kenai River	Nav	Fresh	NO	NO
3	9902007 Douglas Sheldon	69M	20-May	Seal hunter	Bering Sea	Nav	Salt	NO	UNK
4	9902007 Raymond Brown, Sr.	61M	20-May	Seal hunter	Bering Sea	Nav	Salt	NO	UNK
5	9902009 Kenneth Dale Rollins	58M	16-May	Skiff adrift	Thorne Bay	Nav	Salt	NO	YES
6	9902013 Larry Taylor	41M	22-May	Canoe capsized	Barley Lake	Non-Nav	Fresh	NO	NO
7	9902014 Vernon Shomshak	70M	27-May	Fell off anchored S/V	Annette Island	Nav	Salt	NO	UNK
8	9902019 Eloise Hubbard	75F	29-May	Thrown out of raft	Nenana River	Nav	Fresh	NO	YES
9	9902019 Doris North	75F	29-May	Thrown out of raft	Nenana River	Nav	Fresh	NO	YES
10	9902025 Grafton Njoolli	42M	18-Jun	Failed to rtn	Ft Yukon	Nav	Fresh	UNK	UNK
11	9902030 Nicholas M. Newman	15M	27-Jun	Fell off PWC	Pond	Non-Nav	Fresh	NO	NO
12	9902031 Herbert Jones	33M	03-Jul	Fell overboard	Selawick River	Nav	Fresh	YES	NO
13	9902032 Sinka Crane	70M	06-Jul	Boat hit log, fell ovrbd	Kuskokwim Rvr	Nav	Fresh	NO	UNK
14	9902034 John Kittleson	21M	21-Jul	Canoe capsized	Spirit Lake	Non-Nav	Fresh	NO	NO
15	9902042 Florence Ignatius	51F	25-Jul	Skiff overturned	Sheldon Pt	Nav	Salt	NO	NO
16	9902042 Anthony Raphael	58M	25-Jul	Skiff overturned	Sheldon Pt	Nav	Salt	NO	NO
17	9902044 David Michael Phillips	41M	23-Jul	Fell off PWC	Robe Lake	Non-Nav	Fresh	NO	NO
18	9902047 Victor Severov	57M	03-Aug	Skiff capszd-rough wx	Bering Sea	Nav	Salt	NO	NO
19	9902047 Dennis Polvolski	26M	03-Aug	Skiff capszd-rough wx	Bering Sea	Nav	Salt	NO	NO
20	9902055 William Jackson	28M	07-Aug	Fell overboard	Unalakleet Rvr	Nav	Fresh	YES	NO
21	9902058 Stewart P. Shafer	20M	17-Aug	Fell off PWC	Bear Lake	Non-Nav	Fresh	NO	NO
22	9902060 Kenneth Paul	36M	23-Aug	Skiff capsized	Beaufort Sea	Nav	Salt	NO	NO
23	9902060 Sandra Meyook	12F	23-Aug	Skiff capsized	Beaufort Sea	Nav	Salt	NO	NO
24	9902060 Sylvia Meyook	16F	23-Aug	Skiff capsized	Beaufort Sea	Nav	Salt	NO	NO
25	9902064 Alvin Haynes	64M	04-Sep	Swept downstream	Yukon River	Nav	Fresh	NO	NO
26	9902070 David Poole	55M	31-Nov	S/V sank in heavy seas/wx	Glacier Bay	Nav	Salt	NO	UNK

2001 FATALITIES

<u>Case</u>	<u>Name</u>	<u>Age/Gender</u>	<u>Date</u>	<u>Remarks</u>	<u>Area</u>	<u>NAV/NON-NAV</u>	<u>SALT/FRESH</u>	<u>ALC</u>	<u>PFD</u>
1 AK-003	Roger DeLong	58M	12-Feb	Overturned skiff carrying sand Died overnight fm exposure	Stack Is-Kelch	NAV	SALT	NO	NO
2 AK-010	James Deitz	39M	14-Apr	Beachcombing, raft capsized enr to boat and sank, 1 pob drowned	Bear Glacier	NAV	SALT	NO	NO
3 AK-015	Aaron Keller	28M	23-May	sitting on edge of boat, wake fm other boat, fell ovrbd, drowned	Chena River	NAV	FRESH	YES	NO
4 AK-18	Stephanie Bennis	16F	05-Jun	Boat hit submerged object, fell ovrbd, body not found	Kobuk River	NAV	FRESH	UNK	NO
5 AK-020	George Zeiter	41M	06-Jun	Canoe flipped in high, fast water	Charley River	NAV	FRESH	NO	YES
6 AK-021	Michele Saint Andre'	55M	11-Jun	Raft hit log and overturned, trapped by Talachulitna River by snagged PFD, got it off & disappeared downstream		NON-NAV	FRESH	NO	YES
7 AK-026	Richard Cook	70M	18-Jun	Fell out of canoe - his only means of transportation	Talonduk River	NAV	FRESH	NO	NO
8 AK-028	Michael Bjornstad	37M	24-Jun	Skiff ran aground, struck rocks- op was knocked out and died	Sand Point	NAV	SALT	YES	NO
9 AK-029	David Phillips	45M	22-Jun	While at the back of boat checking engine, he fell in - drowned	Ivanof Bay	NAV	SALT	YES	NO
10 AK-030	Gilbert Kitka	67M	26-Jun	Had been beachcombing - body found next to overturned 7ft Zodiac	Sitka Point	NAV	SALT	NO	NO
11 AK-032	Curtis Keitel	20M	28-Jun	Departed from cabin on Hawkins Is enr Codova - kayak found on the rocks	Deep Bay	NAV	SALT	YES	NO
12 AK-032	Lee Houser	20M	28-Jun	Departed from cabin on Hawkins Is enr Codova - kayak found on the rocks	Deep Bay	NAV	SALT	YES	NO
13 AK-036	Jesse Provo	30M	07-Jul	Jet ski tipped over and Provo fell off, submerged and not located	Willow Long Lake	NON-NAV	FRESH	UNK	NO
14 AK-042	Clarence Hrefon- Harried III	16M	17-Jul	Crossing lake, skiff capsized, other boy was treated for hypothermia	Six Mile Lake	NON-NAV	FRESH	NO	NO
15 AK-044	Frank Commack	M	20-Jul	Boat found empty going in circles, PFD floating near boat	Kobuk River	NAV	FRESH	NO	NO
16 AK-050	Archie Thurmond	71M	06-Aug	Died from injuries sustained from boat fire during refueling.	Koyukuk River	NAV	FRESH	NO	NO

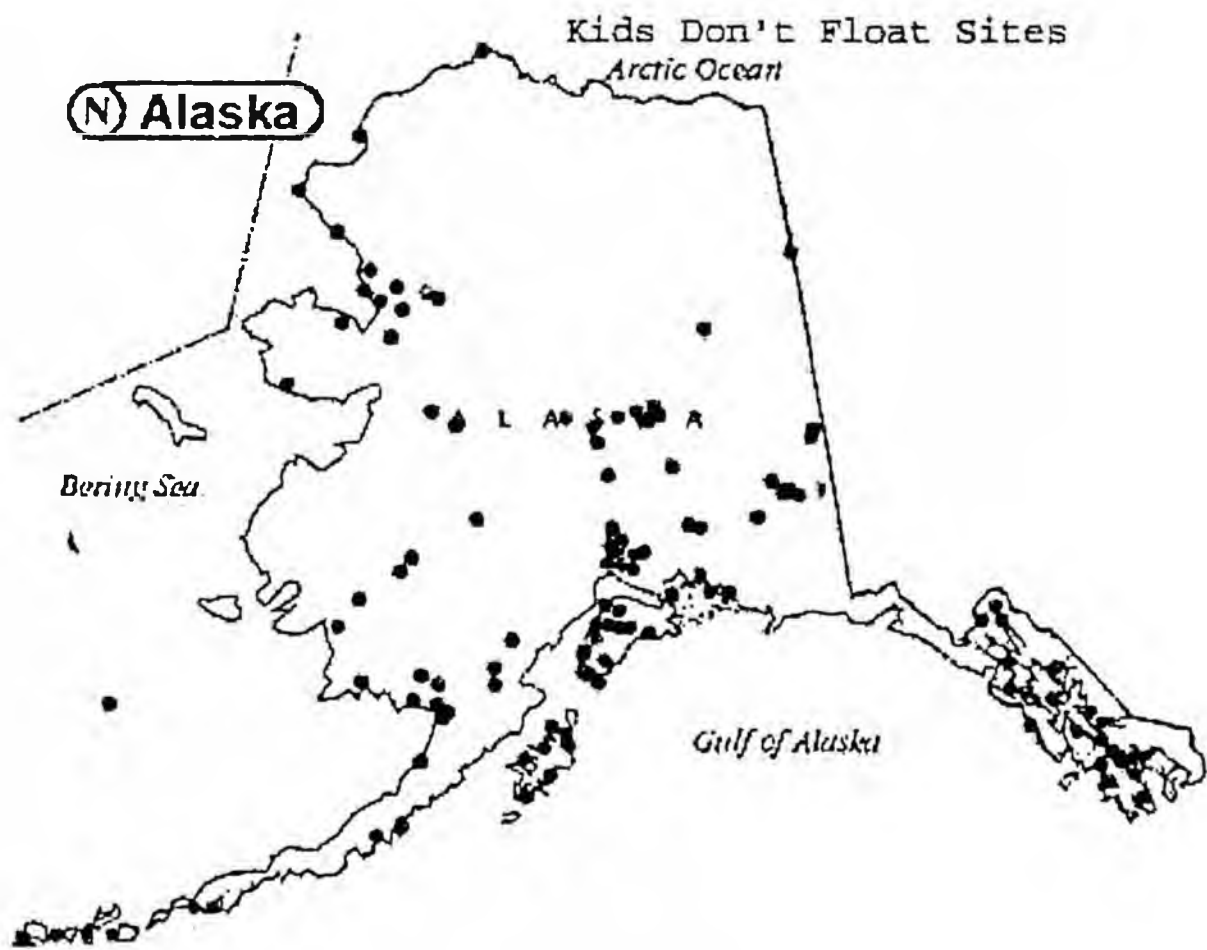
2000 FATALITIES

<u>Case</u>	<u>Name</u>	<u>Age/Gender</u>	<u>Date</u>	<u>Remarks</u>	<u>Area</u>	<u>NAV/NON-NAV</u>	<u>SALT/FRESH</u>	<u>ALC</u>	<u>PFD</u>
1 AK-0010	Travis Mason	16M	21-Apr	Fell off PWC	Spuhn Island	NAV	SALT	NO	NO
2 AK-0020	Gordon Peterson	48M	22-Jun	Boat ran aground	Yukon River	NAV	FRESH	YES	NO
3 AK-0021	Ken Tyler	43M	24-Jun	Fell ovrbd/hit by prop	Mettakalla	NAV	SALT	NO	YES
4 AK-0022	Dave Worman	40M	25-Jun	Raft flipped	Kenai-6 mile rvr	NON-NAV	FRESH	NO	YES
5 AK-0025	Mary Semone	33F	29-Jun	Jumped out of boat, drowne	Yukon River	NAV	FRESH	YES	NO
6 AK-0026	Andrew Frank, Sr.	54M	01-Jul	Fell overboard	Kuskokwim Rvr	NAV	FRESH	YES	NO
7 AK-0030	Robert Mills	34M	10-Jul	Fell overboard	Susitna Lake	NAV	FRESH	NO	NO
8 AK-0030	Rocky Mills	55M	10-Jul	Fell overboard	Susitna Lake	NAV	FRESH	NO	NO
9 AK-0035	Curtis Gloko	19M	24-Jul	Swam from skiff, drowned	Amanka Lake	NON-NAV	FRESH	NO	NO
10 AK-0039	Jerry Sheets	66M	01-Aug	Boat capsized	Valdez E-y	NAV	SALT	NO	YES
11 AK-0043	Atsushi Sugiura	38M	07-Aug	Swamped canoe	Naknek Lake	NON-NAV	FRESH	NO	YES
12 AK-0043	Naomi Sugiura	?F	07-Aug	Swamped canoe	Naknek Lake	NON-NAV	FRESH	NO	UNK
13 AK-0046	Thomas Olson	54M	11-Aug	Fell overboard	Nushagak Bay	NAV	SALT	YES	NO
14 AK-0051	Richard Reamy	65M	22-Aug	Capsized skiff	Kinky Island	NAV	SALT	NO	NO
15 AK-0052	Michael McGovern	38M	22-Aug	Capsized kayak	Blackstone Bay	NAV	SALT	NO	YES
16 AK-0053	Ron Olrun	60M	25-Aug	Fell overboard	Mekoryuk River	NAV	FRESH	NO	NO
17 AK-0064	Jackson P. Brooks	66M	02-Oct	Thrown ovrbd, drowned	Chilkat Lake	NON-NAV	FRESH	NO	YES
18 AK-0070	Walt Cunningham	57M	27-Oct	Drowned, diving	Sitka Sound	NAV	SALT	NO	NO

17	AK-051	Lucy Harless	43F	09-Aug	Jumped into the river to prove she was a better swimmer, did not re-surface.	Togiak River	NAV	FRESH	YES	NO
18	AK-057	Gene E. Needels	71M	25-Aug	Drowned after overturning his boat	Tatondan Lake	NON-NAV	FRESH	NO	NO
19	AK-064	Michael Coghill	25M	09-Sep	Swamped boat, last seen clinging 'o a gas can floating down river	Tanana River	NAV	FRESH	NO	UNK
20	AK-067	Matthew Epchook	21M	05-Oct	Travelling via boat from Bethel to Kwethluk, ended up in the water and drowned	Kuskokwim River	NAV	FRESH	YES	NO
21	AK-070	Kenneth Schaeffer	49M	08-Nov	Teaching kayak rolls, hit head on rock and drowned.	Thompson Harbor	NAV	SALT	NO	YES

2002 FATALITIES

Case	Name		Age/Gender	Date	Remarks	Area	NAV/NON-NAV	SALT/FRESH	ALC	PFD
1 AK-02	Belhany	Lynn	26/F	16-Jan	Capsized kayak. Reached Casey Island and died of hypothermia. Body washed out to sea.	Casey Island, Kachemak Bay	Nav	Salt	No	yes
2 AK-10	Jason	Burrows	28/M	25-May	capsized inflatable raft. Alcohol involved. Two persons went in water. One survived.	Prator Lake, Houston, AK	Non-Nav	Fresh	yes	no
3 AK-20	Yako	Nick	26/M	19-Jun	Found floating in Kwethluk River. Boat found still running. NO pfd	Kwethluk River, Kwethluk, AK	Nav	Fresh	yes	no
4 AK-21	Oscar	Mezak	71/M	19-Jun	Drowned while trying to free his skiff that was aground on a sand bar	Oscarville slough, Oscarville, AK	Nav	Fresh	yes	no
5 AK-23	Melton	Ozena	41/M	26-Jun	Gray Whale capsized skiff, man hit head on side of boat and died.	Little Dionede Island	Nav	Salt	no	unk
6 AK-34	Sinka	Williams SR	68/M	20-Jul	Drowned while trying to free a line wrapped in his prop.	Kuskokum River, Lower Kalskag	Nav	Fresh	unk	unk
7 AK-43	Walter	Jack JR	21/M	19-Aug	Left hunting area in morning. Not know where he went. Body later found in lake. Drowned	Salt Lake, Angoon	Non-Nav	Fresh	yes	no
8 AK-50	Jordan	Porter	3months/M	03-Sep	Boat overturned five persons went in water. infant in car seat was located under boat.	Slarrigavin Bay, Sitka, AK	Nav	Salt	no	no
9 AK-57	Steve	Kalchis	31/M	20-Sep	While attempting to canoe across Matanuska River canoe capsized and one man drowned. No PFD	Matanuska River, Chickaloon, AK	Nav	Fresh	unk	no
10 AK-60	Kevin	Ayojiak	22/M	28-Sep	3 men going down Togiak River in small craft, capsized one not located	Togiak River, Togiak, AK	Nav	Fresh	unk	unk
11 AK-63	Keith	Kvernvik	41/M	28-Sep	Reported overdue on a trip from Wrangell to Mikof Island. Boat found with equip. POB still missing.	Stikine River, Wrangell, AK	Nav	Salt	yes	unk
12 AK-64	Ralph	Ahkivgak	69/M	03-Oct	Whale boat capsized. 6POB went in water. One died and five taken to hospital and treated for hypo.	Arctic Ocean, Barrow, AK	Nav	Salt	no	no
13 AK-65	Michael	Constantine	38/M	04-Oct	Three men were crossing a small river in an Argo Amphibious. Capsized, two persons missing	Nikoli River, Shirleyville, AK	Nav	Fresh	no	no
14 AK-65	Daniel	Standifer	34/M	04-Oct	Three men were crossing a small river in an Argo Amphibious. Capsized, two persons missing	Nikoli River, Shirleyville, AK	Nav	Fresh	no	no
15 AK-68	Christopher	Cooper	31M	31-Dec	Three men capsized their canoe while attempting to cross a Lake. One survived, one body located one missing	Lake Aleknagik, Aleknagik, AK	Non-Nav	Fresh	yes	no
16 AK-68	Ronald	Ramey	43M	31-Dec	Three men capsized their canoe while attempting to cross a Lake. One survived, one body located one missing.	Lake Aleknagik, Aleknagik, AK	Non-Nav	Fresh	yes	no



KIDS DON'T FLOAT Program

334 active sites throughout Alaska - 135 communities- 14 new sites added for 2002 season

Akhiok	Eagle City	Kenai	Northway	Susitna
Akutan	Eagle River	Kiana	Nunam Iqua	Takotna
Aleknagnik	Eagle Village	King Cove	Old Harbor	Talkeetna
Amber	Elim	King Salmon	Ouzinkie	Tanacross
Anchor Point	Ester	Kivalina	Palmer	Tatitlik
Anchorage	Ewok	Klawock	Pelican	Tenakee Springs
Anderson	Fairbanks	Klukwan	Petersburg	Teller
Angoon	False Pass	Kobuk	Pilot Point	Tetlin
Aniak	Fort Yukon	Kodiak	Point Hope	Thorne Bay
Barrow	Galena	Kokhanok	Point Lay	Togiak
Bethel	Game Creek	Kotzebue	Port Alsworth	Tok
Big Lake	Glennallen	L. Chatanika	Port Lions	Tok/BLM
Buckland	Golovin	Larson Bay	Port Portection	Toksook Bay
Chevak	Haines	Marley Hot Springs	Ruby	Trapper Creek
Chignik Lake	Halibut Cove	Manokotak	S. Soldotna	Unalakleet
Chuathbaluk	Healy	McGrath	Salcha	Unalaska
Chugiak	Homer	Mentasta	Sand Point	Valdez
Clear AS	Hoonah	Naknek	Selawik	Wasilla
Coffman Cove	Huslia	Nanwalek	Seldovia	White Mountain
Council	Hydaburg	Nenana	Seward	White Water
Cooper Landing	Iliamna	Newhalen	Shungnak	Whittier
Cordova	Jackolof Bay	Nicholai	Sitka	Willow
Craig	Juneau	Nikiski	Skagway	Wrangell
Deering	Kake	Ninilchik	Soldotna	
Delta Junction	Kalskag	Noatak	Sourdough	
Dry Creek Community	Karluk	Nome	South Naknek	
Dutch Harbor	Kasaan	Noorvik	St. Paul	334 sites
Dillingham	Kaslif	North Pole	Sterling	135 communities

HB

93

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

REPORTED OUT
MAY 04 2004
SENATE FINANCE
COMMITTEE

DATE: 04/21/04

FURTHER:

DATE TURNED
IN TO OFFICE: 4 May 2004

Finance Committee considered CS FOR HOUSE BILL NO. 93(FIN)

HB 93 BOATING SAFETY,REGISTRATION, NUMBERING

"An Act relating to boating safety, registration, and numbering; extending the sunset date of changes in ch. 28, SLA 2000; and providing for an effective date."

and recommends:

- be replaced with _____ CS _____ (_____)
- adopt previous 9 CS CS HB 93 (TRA)
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to _____ Committee

Senate Bill:
 Same Title
 New Title

House Bill:
 Same Title
 Technical Title Change
 New Title w/ SCR # _____

NEW FISCAL NOTE(S):

Department	Date	Fiscal	Indet.	Zero.	FN#

PREVIOUS FISCAL NOTE(S):

Department	Date	Fiscal	Indet.	Zero	FN#
DNR	1/13/04			✓	#3
Admin	1/16/04	(24.8)			#4

APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	DO PASS	DO NOT PASS	NO REC	AMEND
<i>[Signature]</i>	✓			
<i>[Signature]</i>			✓	
<i>[Signature]</i>	 		✓	
<i>[Signature]</i>	✓			
COCHAIR: <i>[Signature]</i>				✓
COCHAIR: <i>[Signature]</i>			✓	

SENATE CS FOR CS FOR HOUSE BILL NO. 93(TRA)
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-THIRD LEGISLATURE - SECOND SESSION

BY THE SENATE TRANSPORTATION COMMITTEE

Offered: 4/2/04

Referred: State Affairs, Finance

Sponsor(s): REPRESENTATIVES WEYHRAUCH, Ogg, Croft, Seaton, Kerttula

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to boating safety, registration, and numbering; extending the sunset
2 date of changes in ch. 28, SLA 2000; and providing for an effective date."

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

4 * Section 1. AS 05.25.055(a) is amended to read:

5 (a) An undocumented boat placed on water of the state must be registered and
6 numbered as required by this chapter. The Department of Administration shall adopt
7 by regulation a boat registration and numbering system that

8 [(1) EXCEPT AS PROVIDED IN (2) OF THIS SUBSECTION,] is
9 consistent with the national standard for state numbering systems established by the
10 United States Coast Guard [; AND

11 (2) USES A SIZE-APPROPRIATE DECAL FOR A BOAT THAT IS
12 NOT EQUIPPED WITH MECHANICAL PROPULSION, THAT IS EXCLUSIVELY
13 PADDLED, POLED, ROWED, OR POWERED BY WIND, AND THAT IS 10 FEET
14 OR GREATER IN LENGTH].

1 * Sec. 2. AS 05.25.055(i) is amended to read:

2 (i) The following boats are exempt from the numbering and registration
3 provisions of this section:

4 (1) a boat that is operated in this state for a period not exceeding 90
5 consecutive days and that has a current, valid certificate of number issued by another
6 state having a federally approved numbering system;

7 (2) a foreign boat operated in water of the state for a period not
8 exceeding 90 consecutive days;

9 (3) a boat owned by the United States or an entity or political
10 subdivision of the United States, or a boat owned by a state or an entity or political
11 subdivision of a state;

12 (4) a boat that is not equipped with mechanical propulsion [, THAT IS
13 EXCLUSIVELY PADDLED, POLED, ROWED, OR POWERED BY WIND, AND
14 THAT IS

15 (A) UNDER 10 FEET IN LENGTH; OR

16 (B) OPERATED IN THIS STATE FOR A PERIOD NOT
17 EXCEEDING 30 DAYS IN A CALENDAR YEAR BY A PERSON WHO
18 HAS NOT ESTABLISHED RESIDENCY AS DESCRIBED UNDER
19 AS 01.10.055];

20 (5) a boat with a valid document to operate the boat that is issued by
21 the United States or a foreign government;

22 (6) a handmade nonmotorized umiaq with a walrus or sealskin
23 covering.

24 * Sec. 3. Section 30, ch. 28, SLA 2000, is amended to read:

25 Sec. 30. Sections 3, 5, 7, 9, 11, 14, 16, 18, 20, 23, 26, and 27 of this Act take effect
26 on the earlier of the following dates:

27 (1) July 1, 2010 [2005]; or

28 (2) 90 days after the date the chair of the Alaska Legislative Council
29 notifies the revisor of statutes that in the previous state fiscal year the state did not
30 receive and does not anticipate receiving federal funding for a statewide boating and
31 safety education program; the director of the division of legislative finance shall notify

1 the chair of the Alaska Legislative Council when the state, in the previous fiscal year,
2 did not receive federal funding for a statewide boating and safety program; the chair of
3 the Alaska Legislative Council may not give the notice described in this paragraph
4 unless the notice is approved by a vote of a majority of the members of the Alaska
5 Legislative Council.

6 * **Sec. 4.** This Act takes effect immediately under AS 01.10.070(c).

MAY 14 2004

SENATE FINANCE
COMMITTEE

FISCAL NOTE

STATE OF ALASKA
2004 LEGISLATIVE SESSION

Fiscal Note Number: 4
Bill Version: CSHB 93(FIN)
(H) Publish Date: 2/2/04

Revision Date/Time (Note if correction): 1/16/2004 11:30am Dept. Affected: Administration
Title An act relating to boating safety and RDU Division of Motor Vehicles
numbering..... Component Motor Vehicles
Sponsor Representative Weyhrauch
Requester (H) STA Component No. 2348

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Personal Services	(23.3)	(23.3)	(23.3)	(23.3)	(23.3)	(23.3)
Travel						
Contractual	(1.5)	(1.5)	(1.5)	(1.5)	(1.5)	(1.5)
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)

CAPITAL EXPENDITURES						
-----------------------------	--	--	--	--	--	--

CHANGE IN REVENUES ()	(30.0)	(30.0)	(30.0)	(30.0)	(30.0)	(30.0)
-------------------------------	---------------	---------------	---------------	---------------	---------------	---------------

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
1156 Receipt Supported Services	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)
TOTAL	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)	(24.8)

Estimate of any current year (FY2004) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

POSITIONS

Full-time						
Part-time	-1	-1	-1	-1	-1	-1
Temporary						

ANALYSIS: (Attach a separate page if necessary)

The committee substitute exempts non-powered boats from registration. In FY 2003 there was \$30,700 deposited to receipt supported services associated with the registration of non motorized boats. The amount collected has been in decline for the past few years.

FY 2004 marks the three years anniversary of the inception of the non-motorized boats renewal program. Where we should be seeing an increase in registrations resulting from renewals this year the early estimates are actually showing a decrease overall in non-motorized boat registrations. FY 2004 revenues are estimated to be less than \$30,000 for non-motorized boat registrations.

Prepared by: Duane Bannock Phone 269-5559
Division: Motor Vehicles Date/Time 1/16/04 3:09 PM
Approved by: Mike Miller, Commissioner Date 1/16/2004
Agency: Department of Administration

FISCAL NOTE

REPORTED OUT

MAY 04 2004

SENATE FINANCE
COMMITTEE

STATE OF ALASKA
2004 LEGISLATIVE SESSION

Fiscal Note Number: 3
Bill Version: CSHB 93(FIN)
(H) Publish Date: 2/2/04

Revision Date/Time (Note if correction): 12/30/2003 Dept. Affected: Natural Resources
Title: An Act relating to boating safety: repealing RDU: Parks & Recreation Management
secs. 3,5,7,9,11,14,18,23,26,27,30 Component: Parks & Recreation Access
Sponsor: Representative Weyhrauch
Requester: (H) FIN Component No.: 2136

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
-----------------------------	--	--	--	--	--	--

CHANGE IN REVENUES ()						
-------------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

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

Estimate of any current year (FY2004) cost: 0.0
Mark this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

No fiscal impact is associated with this bill.

The primary purpose of this bill is to repeal the sunset provision of the Alaska Boating Safety Program.

Prepared by: Jeff Johnson Phone 907/269-8705
Division: Parks and Outdoor Recreation Date/Time 1/13/2004
Approved by: Tom Irwin, Commissioner Date 1/13/2004
Agency: Natural Resources

SENATE CS FOR CS FOR HOUSE BILL NO. 93(TRA)
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-THIRD LEGISLATURE - SECOND SESSION

BY THE SENATE TRANSPORTATION COMMITTEE

Offered: 4/2/04

Referred: State Affairs, Finance

Sponsor(s): REPRESENTATIVES WEYHRAUCH, Ogg, Croft, Seaton, Kerttula

A BILL

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 6 numbered as required by this chapter. The Department of Administration shall adopt
 7 by regulation a boat registration and numbering system that

8 [(1) EXCEPT AS PROVIDED IN (2) OF THIS SUBSECTION,] is
 9 consistent with the national standard for state numbering systems established by the
 10 United States Coast Guard [; AND

11 (2) USES A SIZE-APPROPRIATE DECAL FOR A BOAT THAT IS
 12 NOT EQUIPPED WITH MECHANICAL PROPULSION, THAT IS EXCLUSIVELY
 13 PADDLED, POLED, ROWED, OR POWERED BY WIND, AND THAT IS 10 FEET
 14 OR GREATER IN LENGTH].

1 * Sec. 2. AS 05.25.055(i) is amended to read:

2 (i) The following boats are exempt from the numbering and registration
3 provisions of this section:

4 (1) a boat that is operated in this state for a period not exceeding 90
5 consecutive days and that has a current, valid certificate of number issued by another
6 state having a federally approved numbering system;

7 (2) a foreign boat operated in water of the state for a period not
8 exceeding 90 consecutive days;

9 (3) a boat owned by the United States or an entity or political
10 subdivision of the United States, or a boat owned by a state or an entity or political
11 subdivision of a state;

12 (4) a boat that is not equipped with mechanical propulsion [, THAT IS
13 EXCLUSIVELY PADDLED, POLED, ROWED, OR POWERED BY WIND, AND
14 THAT IS

Reinstated
deleted
language

15 (A) UNDER 10 FEET IN LENGTH/OR

16 (B) OPERATED IN THIS STATE FOR A PERIOD NOT
17 EXCEEDING 30 DAYS IN A CALENDAR YEAR BY A PERSON WHO
18 HAS NOT ESTABLISHED RESIDENCY AS DESCRIBED UNDER
19 AS 01.10.055];

20 (5) a boat with a valid document to operate the boat that is issued by
21 the United States or a foreign government;

22 (6) a handmade nonmotorized umiak with a walrus or sealskin
23 covering.

24 * Sec. 3. Section 30, ch. 28, SLA 2000, is amended to read:

25 Sec. 30. Sections 3, 5, 7, 9, 11, 14, 16, 18, 20, 23, 26, and 27 of this Act take effect
26 on the earlier of the following dates:

27 (1) July 1, 2010 [2005]; or

28 (2) 90 days after the date the chair of the Alaska Legislative Council
29 notifies the revisor of statutes that in the previous state fiscal year the state did not
30 receive and does not anticipate receiving federal funding for a statewide boating and
31 safety education program; the director of the division of legislative finance shall notify

SENATE FINANCE COMMITTEE
5 / 4 / 2004 COMMITTEE ACTION

Bill Number	HB 93		
Amendment	#1		
Motion	to ADOPT		
<u>Motion by</u>	Green		
<u>Objection by</u>	Wilken		
<u>Removed</u>			
<u>Second Objection by</u>			
<u>Committee Member</u>	<u>Y</u>	<u>Vote</u>	<u>N</u>
Senator Hoffman			✓
Senator Olson			✓
Senator Stevens			✓
Senator Bunde			✓
Senator Dyson			✓
Co-Chair Green	✓		
Co-Chair Wilken			✓
<u>Tally</u>			
Yea	1		
Nay	6		
Absent			
<u>MOTION</u>	FAILED		

ALASKA STATE LEGISLATURE

Representative Bruce Weyhrauch

HOUSE DISTRICT 4

March 3, 2004

ALASKA
STATE CAPITOL
JUNEAU, ALASKA
99801-1132

(907) 465-3744
FAX (907) 465-2273



Alaska Outdoor Council
PO Box 73902
Fairbanks, Alaska 99707

Members of the Board:

This letter comes to you as an appeal to lend your support for HB 93, the re-authorization of the Alaska Boater Safety Program. I understand that this issue has a long history with your organization and I respect your points of view. However, I want you to step back and look at this from another direction. Allow me to elaborate:

Prior to 2000, and the enactment of the Alaska Boating Safety Act:

- Alaska was ineligible for federal funding of boating safety programs because we lacked a statewide comprehensive boating safety law.
- Alaska, like every state pays motor fuel taxes, out of which comes the Wallop-Breaux Trust Fund dollars. Alaska's share of these funds were not distributed in our state because we did not have a comprehensive law. Rather, Alaska's small boating safety office was paid for entirely by GF dollars.

Prior to 2000, and the enactment of the Alaska Boating Safety Act:

- The US Coast Guard was responsible for registration of boats;
- Because the Coast Guard required only "vessels equipped with motorized propulsion" to register, non-powered boats, such as kayaks, rafts, canoes and umiaks were always exempt from the registration requirement.

In 2000, with the passage of the Alaska Boating Safety Act:

- Responsibility for boat registration transferred from the USCG to the state DMV;
- With this transfer, Alaska retained all the money that it took in for boat registration & it qualified for additional dollars via federal Wallop-Breaux Trust Fund (which is supported by motor fuel tax revenues that all Americans pay, including Alaskans);
- In addition to motorized boats, Alaska's Boating Safety Act required that non-powered boats register.

Today, the Alaska Boating Safety Act is up for reauthorization, or an extension of its sunset date. Even though the program has been a terrific success in terms of lives saved, people educated, etc. there continues to be a major conflict pertaining to whether or not the non powered boats should be included in the registration requirement.

The conflict:

- One group cannot see any sense in registering all their little boats be they kayaks, rafts or row boats. While some folks own a single craft, most seem to own lots of different types and operate one or more or even none in a given season.
- Another group cannot stand the perceived inequity of having to register their skiff or motor yacht while the kayaker that is paddling along side of them in the bay is not required to register.

The non-powered boaters see this as a ridiculous requirement that they have to register the kayak that they store under their bed.

The motorized boaters see this as the classic conflict of user groups. Maybe it is, maybe it isn't.

Looking at it in practical terms: The disagreement comes down to whether or not the paddleboats should pay \$10 for a 3-year registration. That's \$3.33 a year.

The political reality is that this bill will fail to pass if the exemption for non-powered boats removed. That isn't a victory for anyone. What is at stake, my friends, is a bigger issue: the Alaska Boating Safety program. That is what HB 93 is about.

We don't dismiss the issues surrounding conflicts between user groups; only we ask that we don't fight that bigger battle here with HB 93. HB 93 is about life jackets, fire extinguishers and reducing the shockingly high death rates on Alaska waters.

If HB 93 fails over this conflict:

- The Alaska Boating Safety Act sunsets;
- Alaska loses its share of the Wallop-Breaux Trust Fund for boating safety;
- Alaskans continue to pay federal motor fuel taxes to benefit other states;
- The US Coast Guard will assume responsibility for boater registration; and
- **ONLY MOTORIZED BOATS WILL BE REQUIRED TO REGISTER.**

Again, I ask that you carefully consider my words and I ask for your support for HB 93 in its current form.

Sincerely,

51

Representative Bruce Weyhrauch

ALASKA STATE LEGISLATURE

Representative Bruce Weyhrauch

HOUSE DISTRICT 4



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CS for HB 93 (FIN)

Sponsor Statement

Boating Safety Act Reauthorization

Between 1965 and 1987, every state and territory except Alaska successfully established a comprehensive boating safety program. During this same time period, Alaska consistently suffered from the worst recreational boating fatality rate in the nation – over 10 times the national average. Finally, in 2000, *HB 108*, the Alaska Boating Safety Act, sponsored by Representative Bill Hudson, was signed into law after 11 successive attempts at passage.

The Act did two things: it consolidated boating regulatory functions and it created a steady funding source for boater education program for the state of Alaska. Funding for the new registration function is derived from federal motor fuel taxes collected in Alaska as well as revenues from the boat registration program.

Proceeding cautiously, the 21st Legislature added repealing language for the program if the state did not receive the anticipated federal marine fuel funds. If the future funding stream did not come through, the 2005 sunset would take effect and the comprehensive boating safety education program would face termination.

Essentially, it was left to a future legislature to verify the funding stream was indeed in place. The Sponsor of HB 93 states that as expected, the federal funds for the boater education component are in place and the sunset provisions of the Alaska Boating Safety Act can be dropped. The House Transportation Committee eliminated the single-most controversial provision of the Boater Safety Act: the requirement for registration of non-powered boats. This revision can be accomplished without impacting any federal funding to the state's boater education programs. Additionally, the House Finance Committee re-inserted the sunset provision for this program, in effect extending the sunset date until 2010.

Contact: Linda Sylrester
465-3744

Last updated: February 2, 2004