

chase, construct, or otherwise acquire, establish and operate public wharves, public sewers, public cold storage plants, telephone systems and plants for the use, sale and distribution of light, water, power, heat and telephone service and the collection and treatment of sewage for the residents of the city and the public. Provided, that any municipality which owns and/or operates plants for the use, sale or distribution of light, power, heat, water or telephone service to or the collection and treatment of sewage for the residents of the city may also sell and distribute such light, power, heat, water or telephone service to and collect and treat sewage for the residents

of contiguous and adjacent districts outside the limits of the city, and for that purpose may construct, purchase or otherwise acquire, own, maintain and operate extensions, pole line, mains, pipe lines and other necessary apparatus and equipment therefor, together with the real property necessary for the same, outside the limits of the city. Provided, however, such public utilities as are provided for in this sub-section shall not be operated or maintained by funds raised by taxation but from the revenue collected for service rendered by such plants or utilities from the customers or users thereof, except that this proviso need not apply to public sewers.

Approved March 27, 1957

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## CHAPTER 95

### AN ACT

**Relating to the Alaska Motor Vehicle Act; amending Subsections (3) and (5) of Section 1, Ch. 124, SLA 1951, as amended by Sections 1 and 2 of Ch. 59, SLA 1953; and amending the first paragraph of Sec. 5, Ch. 124, SLA 1951 as amended by Sec. 2, Ch. 73, SLA 1953.**

(H. B. 37)

**Be it enacted by the Legislature of the Territory of Alaska:**

Section 1. Subsection (3) of Section 1, Ch. 124, SLA 1951, as amended by Section 1, Ch. 59, SLA 1953, is hereby amended so as to read as follows:

(3) "Dealer" shall be taken to mean and include but not limited to every franchised dealer, second hand dealer, used car dealer or other person engaged in the

business of buying, selling, or exchanging new or used vehicles of a type required to be registered hereunder who has an established place of business and who is duly licensed under the provisions of the Alaska Business License Act, Ch. 43, SLA 1949, for such purposes in this Territory; and any said dealer who has an established place of business and is licensed as herein provided who sells any such vehicle shall be

deemed to be carrying on business in the Territory of Alaska in the ordinary course of business.

Sec. 2. Subsection (5) of Section 1, Ch. 124, SLA 1951, as amended by Sec. 2, Ch. 59, SLA 1953, is hereby amended so as to read as follows:

(5) "Foreign Vehicle" shall be taken to mean and include every vehicle not previously registered in Alaska of a type required to be registered hereunder brought into this Territory from another state or country by any person or dealer except new vehicles brought into the Territory in the ordinary course of business.

Sec. 3. The first paragraph of Sec. 5 of Ch. 124, SLA 1951, as amended by Sec. 2 of Ch. 73, SLA 1953, is hereby amended to read as follows:

**Section 5. Certificates of Title.**

No vehicle subject to registration under this Act, except foreign vehicles provided for in Section 3 (3), shall be registered by the department unless the applicant for such registration at the same time makes application for and obtains an official certificate of title of such vehicle, or shall present satisfactory evidence that such certificate of title has been previously issued to such applicant. The department shall not accept the application for the original registration or certificate of title of any vehicle in this Territory, unless the vehicle at the time of the application is

within the Territory, except that the department shall accept an application for temporary registration as provided in Section 4 hereof for a motor vehicle which is not within the Territory when the application is accompanied by an affidavit by both the seller and purchaser, giving the name and address of each, a description of the vehicle, and a statement of the weight thereof with reference to any vehicle subject to fees based upon the weight. With the exception of foreign vehicles provided for in Section 3 (3), it shall be unlawful for any person to drive or move, or for an owner knowingly to permit to be driven or moved, upon any highway in the Territory any vehicle of the type required to be registered hereunder for which a certificate of title has not been issued.

Sec. 4. Provided, that any person having an established resident address in the Territory may obtain a temporary certificate of registration, and Alaska motor vehicle license plates in order to obtain delivery of a motor vehicle outside of Alaska upon payment to the Department of a Temporary registration certificate fee of twenty-five (\$25.00) dollars. Such temporary registration certificate shall be valid for 90 days from the date of its issue. Upon expiration of such temporary registration certificate the owner shall obtain a certificate of registration and certificate of title as provided hereunder and shall pay therefor the regular fees established by law.

Approved March 28, 1957