

CS FOR HOUSE BILL NO. 64(FIN)(efd am)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE FINANCE COMMITTEE

Amended: 4/4/12

Offered: 4/2/12

Sponsor(s): REPRESENTATIVES STOLTZE AND KELLER, Costello, Neuman, Lynn, Tammie Wilson,
Johnson, Millett, Saddler

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to permanent motor vehicle registration; relating to the registration fee**
2 **for noncommercial trailers and to the motor vehicle tax for trailers; and providing for**
3 **an effective date."**

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

5 * **Section 1.** AS 28.10.108(a) is amended to read:

6 (a) Except for a vehicle registered under AS 28.10.152 or 28.10.155, a vehicle
7 required to be registered under this chapter shall be registered under the procedures set
8 out in this section.

9 * **Sec. 2.** AS 28.10 is amended by adding a new section to read:

10 **Sec. 28.10.155. Permanent motor vehicle registration.** (a) The owner of a
11 motor vehicle, other than a commercial motor vehicle, that is required to be registered
12 under this chapter may elect to permanently register the motor vehicle in lieu of
13 registration under AS 28.10.108 if the vehicle is at least eight years old. The
14 permanent registration expires when the owner transfers or assigns the owner's title or

1 interest in the vehicle. A permanent registration may not be renewed. On receiving the
 2 proper application and fees, the department shall issue to the registered owner
 3 registration plates, tabs, and a permanent registration form.

4 (b) The fees for permanent registration must equal the fees that would be
 5 applicable if the motor vehicle were registered under AS 28.10.108, plus a permanent
 6 registration fee of \$25. The motor vehicle registration tax for a permanently registered
 7 vehicle is the rate established for permanent motor vehicle registration under
 8 AS 28.10.431(j)(2). If a municipality has not established a tax for a permanently
 9 registered motor vehicle, the biennial rate established in AS 28.10.431(b) or (j)(1), if
 10 any, is levied upon the vehicle and is payable only once at the time a motor vehicle is
 11 permanently registered. Except as provided in AS 28.10.423(b), the owner of a
 12 permanently registered motor vehicle is not required to pay other registration fees or
 13 taxes under this chapter.

14 * **Sec. 3.** AS 28.10.411(f) is amended to read:

15 (f) A resident 65 years of age or older on January 1 of the year the vehicle is
 16 registered or a resident with a disability that limits or impairs the ability to walk and
 17 who provides proof of that disability as provided in 23 C.F.R. 1235.2 is entitled to an
 18 exemption from the registration fee required under this section for one vehicle subject
 19 to registration under AS 28.10.421(b)(1), (2), or (5), or (j) [(6)]. An exemption may
 20 not be granted except upon written application for the exemption on a form prescribed
 21 by the department.

22 * **Sec. 4.** AS 28.10.421 is amended by adding a new subsection to read:

23 (j) When a person registers a trailer not used or maintained for the
 24 transportation of persons or property for hire or for other commercial use, including a
 25 boat trailer, baggage trailer, box trailer, utility trailer, house trailer, travel trailer, or
 26 trailer rented or offered for rent, the person may choose to pay a biennial registration
 27 fee of \$30 or to permanently register the trailer. If the person permanently registers the
 28 trailer, the person shall pay the biennial registration fee plus a permanent registration
 29 fee of \$25. If the person permanently registers the trailer, no additional registration
 30 fees are required if the same person who initially registered the trailer continues to
 31 own the trailer. A new owner of a trailer previously registered under this subsection

1 shall register and pay the biennial registration fee or the permanent registration fee as
 2 provided in this subsection. The motor vehicle registration tax for a permanently
 3 registered trailer is the rate established for permanent trailer registration under
 4 AS 28.10.431(j)(3). If a municipality has not established a tax for a permanently
 5 registered trailer, the biennial rate established in AS 28.10.431(b) or (j)(1), if any, is
 6 levied upon the trailer and is payable only once at the time a trailer is permanently
 7 registered. If the person pays the registration tax as required by this subsection and
 8 AS 28.10.431, no additional registration taxes are required if the same person who
 9 initially registered the trailer continues to own the trailer.

10 * **Sec. 5.** AS 28.10.423 is amended by adding a new subsection to read:

11 (b) In addition to the permanent registration fee established in AS 28.10.155, a
 12 \$2 fee is imposed on the owner of each permanently registered motor vehicle required
 13 to be inspected under an emission control program established in AS 46.14.400 or
 14 46.14.510. That fee shall be collected biennially.

15 * **Sec. 6.** AS 28.10.431(b) is amended to read:

16 (b) The biennial tax is levied upon motor vehicles subject to the registration
 17 fee under AS 28.10.411 and 28.10.421 and is based upon the age of vehicles as
 18 determined by model year in the first year of the biennial period, according to the
 19 following schedule:

	Tax According to Age of Vehicle Since Model Year:							
	1st	2nd	3rd	4th	5th	6th	7th	8th or over
Motor Vehicle								
(1) motorcycle	\$ 17	\$ 15	\$ 13	\$ 10	\$ 7	\$ 5	\$ 4	\$ 4
(2) vehicles specified in AS 28.10.421(b)(1)	21	99	77	55	39	28	19	16
(3) vehicles specified in AS 28.10.421(b)(3)	121	99	77	55	39	28	19	16
(4) vehicles specified								

1	in AS 28.10.421(c)(1)-(4)								
2	5,000 pounds or less	121	99	77	55	39	28	19	16
3	5,001-12,000 pounds	198	154	121	99	77	55	33	22
4	12,001-18,000 pounds	447	392	348	304	260	227	205	194
5	18,001 pounds or over	546	469	403	348	304	260	216	194
6	(5) vehicles specified	198	154	121	99	77	55	33	22
7	in AS 28.10.421(b)(4)								
8	(6) vehicles specified	17	15	13	10	7	5	4	4
9	in <u>AS 28.10.421(j)</u>								
10	[AS 28.10.421(b)(6)]								
11	(7) vehicles specified	121	99	77	55	39	28	19	16
12	in AS 28.10.421(d)(8)								
13	(8) vehicles specified	121	99	77	55	39	28	19	16
14	in AS 28.10.421(b)(2)								
15	(9) vehicles eligible	88							
16	for dealer								
17	plates under								
18	AS 28.10.421(d)(9).								

19 * **Sec. 7.** AS 28.10.431(c) is amended to read:

20 (c) **Except as provided in (m) of this section, the** [THE] registration tax
 21 shall be levied, collected, enforced and otherwise administered in the same manner as
 22 provided for the registration fee in this chapter. Only one registration tax may be
 23 collected with respect to the same motor vehicle in the year for which the tax is paid.

24 * **Sec. 8.** AS 28.10.431(j) is amended to read:

25 (j) A municipality that imposes a motor vehicle registration tax as described
 26 under (a) of this section may also, **by passage of an appropriate ordinance, (1)**
 27 **increase the scheduled amount of tax described under (b) or (l) of this section, (2)**
 28 **establish a tax for a motor vehicle that is permanently registered under**
 29 **AS 28.10.155, or (3) establish a tax for a trailer that is permanently registered**
 30 **under AS 28.10.421(j)** [BY PASSAGE OF AN APPROPRIATE ORDINANCE]. A
 31 municipality that chooses to change the tax imposed under (b) or (l) of this section **or**

1 **establishes a tax for permanently registered motor vehicles or trailers** shall file a
2 written notice of the change with the department by January 1 of the year preceding
3 the year in which the change in tax is to take effect. A municipality may not change
4 the amount of the tax imposed under this section more than once every two years. The
5 department may charge a municipality a one-time fee to cover the cost to the
6 department of implementing a change under this subsection.

7 * **Sec. 9.** AS 28.10.431 is amended by adding a new subsection to read:

8 (m) The department may not collect a registration tax established by a
9 municipality under (j)(2) or (3) of this section for a permanently registered motor
10 vehicle or trailer if the amount of the tax is greater than \$100 unless the tax is for a
11 motor vehicle subject to registration under AS 28.10.421(c)(3) and (4).

12 * **Sec. 10.** AS 28.10.421(b)(6) is repealed.

13 * **Sec. 11.** This Act takes effect January 1, 2013.