

CS FOR HOUSE BILL NO. 212(TRA)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE TRANSPORTATION COMMITTEE

Offered: 4/4/12

Referred: Finance

Sponsor(s): REPRESENTATIVE MILLETT BY REQUEST

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to requirements for persons holding provisional drivers' licenses; and**
2 **providing for an effective date."**

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

4 *** Section 1.** AS 28.15.055 is amended by adding new subsections to read:

5 (b) A person holding a provisional driver's license shall display in each motor
6 vehicle operated by the person a moveable sticker issued by the department that
7 identifies that the vehicle is operated by a provisional licensee. The department may
8 charge a fee for the issuance of a sticker. The sticker shall be displayed in the rear
9 window of the vehicle, or in a location specified by the department if the department
10 has adopted a regulation specifying a different location for display of the sticker. The
11 department may by regulation exempt the operation of certain types of motor vehicles
12 from the requirement to display a sticker under this subsection. Failure to display a
13 sticker as required by this subsection is an infraction and may be punished by a fine of
14 not more than \$200. However, a person charged with violating this section may not be

1 convicted if the person

2 (1) has not previously been arrested, charged, or cited for a violation of
3 this section; and

4 (2) produces in court proof that the person has obtained and affixed the
5 sticker required by this subsection.

6 (c) Notwithstanding any other provision of law, a peace officer may not stop
7 or detain a motor vehicle to determine compliance with (b) of this section, or issue a
8 citation for a violation of (b) of this section, unless the peace officer has probable
9 cause to stop or detain the motor vehicle other than for a violation of (b) of this
10 section.

11 (d) The requirements in (b) of this section do not apply to

12 (1) provisional licenses issued to persons to operate motor vehicles in
13 areas of the state off the road system when operating motor vehicles in those areas;
14 and

15 (2) a person holding a provisional license when the person is operating
16 a motor vehicle in a municipality with a population of less than 500.

17 * **Sec. 2.** AS 28.15.055(b), 28.15.055(c), and 28.15.055(d) are repealed December 31, 2016.

18 * **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to
19 read:

20 **APPLICABILITY.** The requirements of AS 28.15.055(b), added by sec. 1 of this Act,
21 apply to persons holding provisional driver's licenses issued on or after January 1, 2013.

22 * **Sec. 4.** This Act takes effect January 1, 2013.