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**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

MEMORANDUM

TO: Kelly Hanke
Department of Administration

FROM: April Simpson, Office of the Lieutenant Governor
465.4081

A handwritten signature in blue ink, likely belonging to April Simpson, the author of the memorandum.

DATE: January 24, 2020

RE: Filed Permanent Regulations: Department of Administration

Department of Administration Regulation re: Division of Motor Vehicles: Boats,
Commercial Driver Licensing (2 AAC 70, 90, 91)

Attorney General File:	2018201048
Regulation Filed:	1/24/2020
Effective Date:	2/23/2020
Print:	233, April 2020

cc with enclosures: Harry Hale, Department of Law
Judy Herndon, LexisNexis

ORDER ADOPTING CHANGES TO REGULATIONS
OF DEPARTMENT OF ADMINISTRATION

The attached 17 pages of regulations, dealing with application and contents for boat title and registration, commercial learner's permit classifications, change of legal name on a driver's license or identification card, signature specifications of a driver's license or identification card, and driver training school compliance with non-DMV statutes and regulations, are adopted and certified to be a correct copy of the regulation changes that the Department of Administration adopts under the authority of AS 28.05.011 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

Although no public comments were received, the Department of Administration paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes adopted under this order take effect on the 30th day after they have been filed by the lieutenant governor.

Date: 1-8-20



Kelly Tshibaka, Commissioner

FILING CERTIFICATION

I, Kevin Meyer, Lieutenant Governor for the State of Alaska, certify that on Jan. 24th, 2020, at 10:34am, I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.



Kevin Meyer, Lieutenant Governor

Effective: February 23, 2020.

Register: 233, April 2020.

2 AAC 70.005 is amended to read:

^{Bold}
2 AAC 70.005. **Application of chapter.** The provisions of this chapter apply to the boat **registration, numbering, and titling** [REGISTRATION AND NUMBERING] system established under AS 05.25. (Eff. 2/3/2001, Register 157; am, 2 / 23 / 2020, Register 233)

Authority: AS 05.25.055 **AS 05.25.056** AS 05.25.095

2 AAC 70 is amended by adding a new section to read:

^{Bold}
2 AAC 70.095. **Certificate of title required.** (a) The owner of an undocumented boat that is more than 24 feet in length and subject to registration and numbering in this state under AS 05.25.055, shall apply to the department for a certificate of title for the boat.

(b) The owner of an undocumented boat that is 24 feet or less in length may apply to the department for a certificate of title for the boat. (Eff. 2 / 23 / 2020, Register 233)

Authority: AS 05.25.055 AS 05.25.056 AS 05.25.095

The heading of 2 AAC 70.100 is amended to read:

^{Bold}
2 AAC 70.100. **Application for certificate of registration, number, and title.**

2 AAC 70.100(a) is amended to read:

(a) A person who is the owner of a boat required to be registered under AS 05.25.055 and this chapter may apply for a certificate of **registration, number, or title** for that boat by submitting to the department

- (1) an application on a form and in a manner prescribed by the department; and
- (2) the applicable fee required under AS 05.25.096.

(Eff. 2/3/2001, Register 157; am. 2/23/2020, Register 233)

Authority: AS 05.25.055 AS 05.25.095 AS 05.25.096

AS 05.25.056

*The heading of 2 AAC 70.110 is changed to read:
2 AAC 70.110 Contents of application for certificate of registration, number,
and title*

2 AAC 70.110 (a) is repealed and readopted to read:

2 AAC 70.110. Contents of application for certificate of registration, number and

title. (a) An application submitted for a certificate of registration, number, or title must contain the following information:

- (1) the name of the owner and the owner identifier consisting of
 - (A) the owner's tax identification number or date of birth; and
 - (B) the driver's license number of the owner;
- (2) the address of the owner, including the zip code;
- (3) the name and mailing address of the primary lienholder, if any;
- (4) the state of principal operation for the boat;
- (5) the boat number previously issued by the department or a similar agency in another state for the boat, if applicable;
- (6) whether the application is for a new number, renewal of a number, or transfer of ownership;
- (7) whether the primary operation of the boat is for pleasure, rent or lease, boat dealer or manufacturer demonstration, commercial passenger carrying, commercial fishing, or other commercial use;
- (8) the make and model of the boat;
- (9) the year when the boat was manufactured or the model year;

- (10) the manufacturer's hull identification number;
- (11) the overall length of the boat;
- (12) whether the vessel type is an air boat, auxiliary sail, open motorboat, cabin motorboat, houseboat, inflatable boat, paddlecraft, personal watercraft, pontoon boat, rowboat, sail only, or other type;
- (13) whether the hull material is wood, steel, aluminum, fiberglass, plastic, rubber, vinyl, canvas, or other;
- (14) whether the propulsion type is air thrust, manual, propeller, sail, water jet, or other;
- (15) whether the engine drive type is inboard, outboard, pod drive, sterndrive, or other;
- (16) whether the fuel is gasoline, diesel, or electric;
- (17) the signature of the owner;
- (18) any other information that the department determines is reasonably required.

7 AAC 70.110(b) is amended to read:

(b) A boat dealer or manufacturer submitting an application for a boat number that will be temporarily affixed to a boat for demonstration purposes does not need to submit the information specified in (a)(8) – (16) [(a)(7)-(15)] of this section.

7 AAC 70.110(c) is amended to read:

(c) A person submitting an application to register a boat without mechanical propulsion does not need to submit the information specified in (a)(14) – (16) [(a)(13)-(15)] of this section.

7 AAC 70.110(d) is repealed and readopted to read:

(d) In addition to the information required under (a) of this section, an owner applying for a new certificate of title or a transfer of a certificate of title must submit one of the following documents:

- No bold
now*
- (1) the manufacturer statement of origin;
 - (2) the carpenter's certificate;
 - (3) the title from the previous state that issued the title.

2 AAC 70.110 is amended by adding new subsections to read:

(e) An owner who cannot present the documents in (d)(1) – (3) of this section may submit one of the following documents to obtain a certificate of registration and number marked “No Title Issued”:

- (1) a copy of the current certificate of documentation issued by the United States Coast Guard;
- (2) the registration from the previous state that does not issue a boat title;
- (3) the bill of sale from a boat dealer or the previous owner; or
- (4) an affidavit of ownership.

(f) The owner of a boat who has been issued a certificate of registration marked “No Title Issued” under (e) of this section and who applies for a certificate of title may demonstrate to the department that the requirements of AS 05.25.056 are satisfied by presenting :

- (1) a certificate of registration marked “No Title Issued” in the name of the same primary owner and issued at least three years before ~~to~~ the date of application for the title; and

- (2) a lien release showing the primary lien, if any, has been satisfied;
- (3) a bill of sale indicating that the purchase price of the boat, if listed, was paid in full upon transfer of ownership, or contains a statement that the boat is free of all encumbrances, or other statements or evidence that no undisclosed security interest exists at the time of application for title;
- (4) an affidavit that there is no undisclosed security interest and to the owner's knowledge, ownership of the boat has been uncontested for at least three years from the issuance of the certificate of registration marked "No Title Issued"; or
- (5) other documentation acceptable to the department. (Eff. 2/3/2001, Register 157; am 1/12/2018, Register 225; am 2 123/2020, Register 233)

Authority: AS 05.25.055

AS 05.25.056

AS 05.25.095

2 AAC 70 is amended by adding a new section to read:

^{Bold}
2 AAC 70.145. **Contents of certificate of title.** (a) A certificate of boat title issued by the department must contain

- (1) the date issued;
 - (2) the name, residence and mailing address of the owner;
 - (3) the name and address of the primary lienholder, if any;
 - (4) a description of the boat including its make, year of manufacture or construction, hull identification number; and
 - (5) other information reasonably required by the department.
- (b) A certificate of title must include a place to identify the assignment and warranty of title by the owner or dealer selling the boat, the assignment or release of the security interest of a

lienholder, and the name of a primary lienholder. (Eff. 2/23/2020, Register 233)

Authority: AS 05.25.055 AS 05.25.056 AS 05.25.095

2 AAC 90.210(b)(1)(D) is amended to read:

(D) Class IA – commercial instruction permit issued under AS 28.15.051(f) **and 2 AAC 90.250(a)** for a Class A commercial motor vehicle to an applicant who is 18 years of age or older and has held a valid Class D license for at least one year;

2 AAC 90.210(b)(1)(E) is amended to read:

(E) Class IB - commercial instruction permit issued under AS 28.15.051(f) **and 2 AAC 90.250(a)** for a Class B commercial motor vehicle to an applicant who is 18 years of age or older and has held a valid Class D license for at least one year;

2 AAC 90.210(b)(1)(F) is amended to read:

(F) Class IC - commercial instruction permit issued under AS 28.15.051(f) **and 2 AAC 90.250(a)** for a Class C commercial motor vehicle to an applicant who is 18 years of age or older and has held a valid Class D license for at least one year;

2 AAC 90.210(b)(2)(A) is amended to read:

(A) Class D – a motor vehicle, motor-driven cycle, **autocycle**, all-terrain vehicle (ATV), snowmachine, or combination of a motor vehicle and one or more other vehicles that is not

(i) a commercial motor vehicle; or

- (ii) a motor vehicle for which a Class M1 or M3 license is required.

2 AAC 90.210(b)(2)(D) is amended to read:

(D) Class IM – instruction permit issued under AS 28.15.051(a) for a vehicle, which is not an autocycle, for which a Class M1 or M3 license is required [CLASS D, CLASS M1, OR CLASS M2 VEHICLE].

2 AAC 90.210 is amended by adding a new subsection to read:

(n) A class M1 or M3 license added in combination with a commercial driver's license of any class, or in combination with a non-commercial class D, must retain the expiration date of the commercial or non-commercial class unless the license is eligible for renewal at the time the M1 or M3 is added. A class M2 license expires 90 days after the holder of the class M2 license turns 16 years of age. (Eff. 7/1/2006, Register 178; am 1/1/2011, Register 196; am 10/10/2014, Register 212; am 1/12/2018, Register 225; am 2/23/2020, Register 233)

Authority: AS 28.05.011 AS 28.15.046 AS 28.33.100
AS 28.15.041 AS 28.15.101
Add 01

2 AAC 90.420(b) is repealed and readopted to read:

(b) An applicant for an original driver's license or identification card that is not federally compliant must present valid documentary proof of identity, date of birth, name, lawful status in the United States, and address of principal residence. An applicant for a driver's license or identification card that is federally compliant must furnish the documentary proof required by 2

AAC 90.570. To establish identity, date of birth, name and lawful status, an applicant for a driver's license or identification card that is not federally compliant must present at least one of the documents identified in (1) - (8) of this^{Sub} section. An applicant for an original driver's license or identification card that is not federally compliant who presents at least one of the document identified in (9) - (11) of this^{Sub} section must also verify lawful status by presenting a document identified in (1) - (8) of this subsection or by presenting documentation issued by the United States Department of Homeland Security or another federal agency demonstrating lawful status as determined by the United States Citizenship and Immigration Services. Acceptable documents are:

- (1) a valid, unexpired United States passport;
- (2) a certified copy of a birth certificate filed with a³ State or territory of the United States Office of Vital Statistics or equivalent agency in the⁶ ~~individual's~~ ^{Applicants} State or territory of birth;
- (3) a consular Report of Birth Abroad issued by the United States Department of State, Form FS-240, DS-1350 or FS-545;
- (4) a valid, unexpired Permanent Resident Card issued by the Department of Homeland Security or the Immigration and Naturalization Service.
- (5) an unexpired employment authorization document issued by the Department of Homeland Security, Form I-766 or Form I-688B;
- (6) an unexpired foreign passport with a valid, unexpired United States visa affixed accompanied by the approved I-94 form documenting the applicant's most recent entry into the United States;
- (7) a Certificate of Naturalization issued by the Department of Homeland

Security, Form N-550 or Form N-570;

(8) a Certificate of Citizenship, Form N-560 or Form N-561, issued by the Department of Homeland Security;

(9) a driver's license or identification card that is federally compliant issued in accordance with the standards established by this chapter and AS 18.65.310 and AS 28.15.041;

(10) a United States Armed Forces active duty, retiree, or reservist identification; or

(11) other evidence of comparable validity; in this paragraph, "evidence of comparable validity" includes a court order.

2 AAC 90.420(c) is amended to read:

(c) **An applicant may request that the department issue a driver's license or identification card in a name other than the name that appears on the applicant's source document due to name change through marriage, adoption, court order, or other manner authorized by state law. The department shall require evidence of a name change through the presentation of documents issued by a court, governmental body, or other entity as determined by the department.** [AN APPLICANT MUST PROVIDE A SECOND FORM OF IDENTIFICATION AS VERIFICATION OF THE PRIMARY DOCUMENT PRESENTED. IF THE APPLICANT HAS HAD A NAME CHANGE, THE APPLICANT MUST ALSO PROVIDE LEGAL DOCUMENTATION, DETERMINED ACCEPTABLE BY THE DEPARTMENT, TO VERIFY THE NAME CHANGE.] An applicant must provide a translation to English of any document that is not written in English.

2 AAC 90.420(h) is amended to read:

(h) An applicant for an original license, or a renewal of a license that has been expired for more than one year, must furnish documentary proof of lawful status in the United States and must take the vision and knowledge tests. The department may waive the requirements to furnish documentary proof and verification of lawful status in the United States under this subsection or (b) or (i) of this section when the records of the department demonstrate that the applicant previously presented, and the department verified documentary proof of a person's lawful status for a previous issuance of an identification card or driver's license, and if the department determines that the person continues to qualify for lawful status in the United States. Unless the applicant is eligible for a waiver under (j), (l), or (n) of this section, a road test must be taken by an applicant for an original license, to remove an off-highway restriction, or by an applicant whose previous license was expired, suspended, revoked, or cancelled. A test will be conducted as follows:

...

2 AAC 90.420(h)(3) is amended to read:

(3) the department may conduct the first road test when the applicant satisfactorily meets all other requirements; a second road test will be conducted at least one week after the first test if the department determines it is necessary; further testing will be at the department's discretion and the department may require proof that additional driver training has been completed; the department may not allow the use of an autocycle for a road test for a Class D driver's license; the department will not

refund a road test fee if the applicant cancels an appointment for a road test later than 72 hours before the time scheduled for the test, fails to appear for the scheduled road test, fails the road test due to an unsafe vehicle, carries improper registration, or lacks proof of insurance for the vehicle being used for testing.

2 AAC 90.420(i) is amended to read:

(i) An applicant for renewal of a driver's license must furnish documentary proof of lawful status in the United States, must take the vision test unless renewing under AS 28.15.101(c), and must meet requirements set out in 2 AAC 90.440(f). The department may waive the requirements to furnish documentary proof and verification of lawful status in the United States under this subsection, or subsections (b) or (h) of this section if the records of the department demonstrate that the applicant previously presented, and the department verified, documentary proof of a person's lawful status for previous issuance of an identification card or driver's license and if the department determines that the person continues to qualify for lawful status in the United States.

(Eff. 7/1/2006, Register 178; am 1/1/2011, Register 196; am 6/27/2014, Register 210; am 1/12/2018, Register 225; 1/1/2019, Register 228; am 2/23/2020, Register 233)

Authority:	AS 18.65.310	AS 28.15.081	AS 28.15.111
	AS 28.05.011	AS 28.15.101	AS 28.15.211
	AS 28.15.041		

2 AAC 90.480(b) is amended to read:

(b) Under AS 28.35.135, no later than 30 days after a person's change in legal name or address of record maintained by the department under AS 28.05.071 for a driver's license or identification card, the person must notify the department of the change on the form or in a format prescribed by the department or by other verbal, written, or electronic transmission specified by the department. **The department may accept a request for change of name or address made later than 30 days for good cause shown; "good cause" includes unnecessary burden or expense to the department or the applicant.**

2 AAC 90.480(f) is amended to read:

(f) Except as otherwise provided in AS 28.15.111(a), and upon processing an application or request for a change of date of birth, full legal name, or physical description made in compliance with AS 28.15 and this section, the department will issue the applicant a duplicate or renewed driver's license or identification card displaying the requested change and **may include** a new photograph.

2 AAC 90.480(g) is amended to read:

(g) Upon processing an application or request for a change of address, the department may issue the applicant a duplicate or renewed driver's license or identification card displaying the requested change and **may include** a new photograph [, IF APPLICABLE].

2 AAC 90.480 is amended by adding new subsections to read:

(j) If a person applies for a change of name based on a court order, the department shall issue the duplicate or renewed driver's license or identification card only in the name exactly as displayed on the court order.

(k) If a person applies for duplicate or renewed driver's license or identification card to reflect a name change based on marriage, the documents issued by the department may only reflect a change to the applicant's middle name, last name, or a combination of middle and last names. An applicant may present a certified copy of a marriage certificate as evidence of a change to the applicant's middle or last name. An applicant must present a court order to request a change in the person's first name, including a change to the spelling of any part of the first name.

(l) If a person applies for a duplicate or renewed driver's license or identification card to reflect a name change based on a dissolution, divorce decree, or annulment, the court order must specify the person's new name or that the person is reverting to the person's name used before the marriage. If the person is reverting to the person's name used before the marriage, the name must be identifiable from documentation presented by the applicant.

(m) The department may require that the applicant surrender the applicant's previously issued driver's license or identification card to the department when the department issues a new driver's license or identification card in a changed name. (Eff. 8/11/2012, Register 203; am

2/23/2020, Register 233)

Authority: AS 18.65.310 AS 28.05.071 AS 28.35.135
AS 28.05.011 AS 28.15.111

2 AAC 90 is amended by adding a new section to read:

2 AAC 90.486. **Signature specifications.** (a) A signature collected under AS 28.05.041, AS 28.15.061 and displayed under AS 28.15.111 shall be a facsimile of the applicant's usual signature, without additional statements, markings, or symbols that substantially interfere with the display or reasonable legibility of the signature.

(b) A person who is unable to write may use a signature stamp or make a signature by mark.

(c) Notwithstanding (a) of this section, an authorized representative of a person who is unable to write, or a parent signing on behalf of their minor child may sign on the person's behalf and must notate that the signature was provided with assistance from the authorized representative or parent. (Eff. 2/23/2020, Register 233)

Authority: AS 28.05.011 AS 28.15.061 AS 28.15.111
AS 28.05.041

2 AAC 90.990 is repealed and readopted to read: ^(a) *Unless the context requires otherwise, in this chapter,*

(1) "all-terrain vehicle" has the meaning given in AS 11.46.360(b);

(2) "autocycle" means a three-wheeled motorcycle with 50cc or more engine displacement that is designed to be controlled with a steering wheel and pedals that does not require the operator to straddle or sit astride it, is equipped with safety belts for all occupants and is manufactured to comply with federal safety requirements for motorcycles.

(3) "cc" means cubic centimeters of displacement;

(4) "commercial motor vehicle" has the meaning given in AS 28.90.990;

(5) "department" means the Department of Administration;

(6) "division" means the division of motor vehicles in the department;

- (7) “driver’s license” or “license” has the meaning given in AS 28.90.990;
- (8) “electronic batch record” means a group of records retrieved on a daily basis by a commercial agency contracting with the department for electronic access;
- (9) “electronic transmission” means any form of communication, not directly involving the physical transmission of paper, that creates a record that may be retained, retrieved, and reviewed by a recipient of the communication and that may be directly reproduced in paper form by a recipient through an automated process;
- (10) “GCWR” means “gross combination weight rating” as defined in AS 28.90.990;
- (11) “GVWR” means “gross vehicle weight rating” as defined in AS 28.90.990;
- (12) ^uhearing officer” means an employee of the department appointed by the commissioner under AS 28.05.141;
- (13) “ignition interlock device” has the meaning given in AS 12.55.102;
- (14) “interlock provider” means an entity designated by the Department of Corrections under AS 33.05.020 to be a provider of ignition interlock devices;
- (15) “interstate commerce” means trade, traffic, or transportation in the United States between
- (A) a place in a state and a place outside of such state, including a place outside of the United States;
 - (B) two places in a state through another state or a place outside of the United States; or
 - (C) two places in a state as part of trade, traffic, or transportation originating or terminating outside the state or the United States;
- (16) “intrastate commerce” means any trade, traffic, or transportation in any state that is

not defined as "interstate commerce" in ¹⁵(14) of this subsection;

(17) "licensee" means an individual who possesses a valid driver's license issued under this chapter;

(18) "military personnel" means

(A) active duty military personnel;

(B) current members of the reserves or national guard; and

(C) veterans released from military service within 90 days of the application date;

(19) "peace officer" has the meaning given in AS 01.10.060;

(20) "residence address" means the address, legal description, or physical description of the person's place of residence;

(21) "snowmobile" has the meaning given in AS 28.39.250;

(22) "tank vehicle" means a commercial motor vehicle designed to transport liquid or gaseous material within a tank that is permanently or temporarily attached to the vehicle or to the chassis, including a cargo tank vehicle, and a portable tank vehicle other than one with a rated capacity of under 1,000 gallons. (Eff. 7/1/2006, Register 178; am 1/1/2011, Register 196; am 2/23/2020, Register 233)

Authority: AS 28.15⁰⁵.011 AS 28.15.041 AS 28.90.990

2 AAC 91.010 is amended to add a new subsection to read:

(c) If an applicant operates a postsecondary educational institution regulated under AS 14.48 and 20 AAC 17, the applicant may be required to demonstrate compliance with AS 14.48 and 20 AAC 17 before the department will authorize the applicant to operate the driver training school. (Eff. 7/1/2006, Register 178; ~~am 1/1/2011, Register 196;~~ am 1/12/2018, Register 225;

Register 233, April 2020

ADMINISTRATION

am 2 / 23 / 2020, Register 233)

Authority: AS 28.05.011

AS 28.15.081

AS 28.17.041

AS 28.05.041

AS 28.17.011

AS 28.17.031

MEMORANDUM

State of Alaska


Department of Law

To: The Honorable Kevin Meyer
Lieutenant Governor

Date: January 21, 2020

File No.: 2018201048

Tel. No.: 465-3600

From: Susan R. Pollard 
Chief Assistant Attorney General
and Regulations Attorney
Legislation and Regulations Section

Re: Department of Administration
Regulation re: 2 AAC 70, 90, 91;
Div. of Motor Vehicles: Boats,
Commercial Driver Licensing

The Department of Law has reviewed the attached regulations of the Department of Administration against the statutory standards of the Administrative Procedure Act. Based upon our review, we find no legal problems. This memorandum constitutes the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to file the attached regulations. The regulations concern regulations to implement recent legislative changes on boat titling made in ch. 111, SLA 2018. Other changes are to the regulations on commercial driver license regulations to (2 AAC 90.210) to clarify potential confusion between the terms "commercial instruction permit" as used in AS 28.15.051 and "commercial learner's permit" as used in federal law that governs standards for commercial driver's licenses. The reference to 2 AAC 90.250(a) incorporates reference to applicable federal regulations and the term "commercial learners' permit". Further, the regulations restructure the list of documents required to obtain a non-federally compliant identification card or driver's license, clarify the documents required to request a name change be made on a driver's license or identification card, and when the department may waive further verification of lawful status.

Here, the department published two public notices, one in December, 2018 and a supplemental notice in May, 2019. The regulations were adopted by the Department of Administration after the close of the public comment period. The public notices and the adoption order both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

We have made some technical corrections to conform the regulations in accordance with AS 44.62.125. The corrections are shown on the attached copy of the regulations.

SRP:srp

cc: Hon. Kelly Tshibaka, Commissioner, Department of Administration
Kelly Hanke, Regulations Contact, Department of Administration
Nicole Tham, Driver Licensing Manager, Division of Motor Vehicles
Department of Administration
Kevin Higgins, Assistant Attorney General, Labor and State Affairs
Department of Law

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STATE OF ALASKA
THIRD JUDICIAL DISTRICT

Joleesa Stepetin
being first duly sworn on oath
deposes and says that she is
a representative of the
Anchorage Daily News, a
daily newspaper. That said
newspaper has been approved
by the Third Judicial Court,
Anchorage, Alaska, and it now
and has been published in the
English language continually as a
daily newspaper in Anchorage,
Alaska, and it is now and during
all said time was printed in an
office maintained at the aforesaid
place of publication of said
newspaper. That the annexed is
a copy of an advertisement as it
was published in regular issues
(and not in supplemental form)
of said newspaper on

December 23, 2018

and that such newspaper was
regularly distributed to its
subscribers during all of said
period. That the full amount of
the fee charged for the foregoing
publication is not in excess of
the rate charged private individuals.

Signed Joleesa Stepetin

Subscribed and sworn to before

me this 24 day of May

2019

Notary Public in and for
The State of Alaska.
Third Division
Anchorage, Alaska
MY COMMISSION EXPIRES

7/14/2020

STATE OF ALASKA
NOTARY
PUBLIC
Jade L. Nowling

NOTICE OF PROPOSED CHANGES ON APPLICATION AND CONTENT FOR BOAT TITLE AND CERTIFICATION, COMMERCIAL LEARNER'S PERMIT CLASSIFICATION, CLASSIFICATION, OFF-HIGHWAY DRIVER'S LICENSE, DEMERIT POINT SCHEDULE, EXTENSION FOR DRIVER'S LICENSE, EXTENSION OF EXPIRATION OF DRIVER'S LICENSE, CHANGE OF INFORMATION ON A DRIVER'S LICENSE OR IDENTIFICATION CARD, SIGNATURE SPECIFICATIONS, AND THIRD-PARTY TESTER IN THE REGULATIONS OF THE DIVISION OF MOTOR VEHICLES

BRIEF DESCRIPTION

The Division of Motor Vehicles proposes to change regulations in Title 2, Chapters 70, 90 and 91 of the Alaska Administrative Code, dealing with application and contents for boat title and certification commercial learner's permit classifications, off-highway driver's licenses, demerit point schedule, driver license extension for United States Foreign Service personnel and volunteers of the United States government, guidelines for change of legal name on a driver's license or identification card, signature specifications on a driver's license or ID card, and driver training school compliance with non-DMV statutes and regulations including the following:

- (1) 2 AAC 70.005, 2 AAC 70.095, 2 AAC 70.100, and 2 AAC 70.110 are proposed to be amended with wording changes throughout the regulations to comply with the new boat titling requirements of AS 05.25.055 and AS 05.25.056 effective January 1, 2019.
- (2) 2 AAC 90.210 is proposed to be amended with wording changes to relabel the Class IA, Class IB and Class IC "commercial instruction permit" to "commercial learner's permit" to comply and use terminology consistent with federal commercial driver's license regulations. A new section is proposed to be added to clarify expiration dates of motorcycle licenses issued to minors and motorcycle licenses issued in combination with a driver's license.
- (3) 2 AAC 90.220 is proposed to be amended to change the criteria for waiving the road skills test for a non-commercial driver's license in an off-highway area of the state from "no DMV access for road testing" to "without land-connected road access to a location where the road test is conducted at least once every 12 months".
- (4) 2 AAC 90.310 is proposed to be amended to retroactively comply with am § 3 ch 45 SLA 2006 to add demerit points for overtaking or passing another vehicle in a traffic safety corridor or safety zone where passing is prohibited.
- (5) 2 AAC 90.420 is proposed to be amended to restructure the list of documents required to obtain an identification card or driver's license that is not federally compliant and to clarify scenarios where proof of lawful status may be waived.
- (6) 2 AAC 90.430 is proposed to be amended to include Alaska residents who are United States Foreign Service Personnel and volunteers of the United States Government as eligible for the military driver's license extension. A new section is proposed to be added to clarify when a new card displaying a future expiration date may be issued to personnel who are unable to renew their driver's license using the department's website or mail in renewal process.
- (7) 2 AAC 90.480 is proposed to be amended to clarify when a new photo may be captured upon issuance of a new driver's license or identification card following change to the applicant's personal information. A new section is proposed to be added to clarify the department's procedure regarding change of legal name on an applicant's driver's license or identification card based on marriage, divorce, or court order.
- (8) 2 AAC 90 is amended by adding a new section 2 AAC 90.486 clarifying signature requirements on both a driver's license or identification card application and the physical card(s).
- (9) 2 AAC 90.990 is proposed to add a new subsection 2 AAC 90.990(22) for the definition of "autocycle".
- (10) 2 AAC 91.010 is proposed to be amended to add that prior to the operation of a driver training school, the owner may also be required to comply with the requirements of the Alaska Commission on Post-Secondary Education in AS 14.48 and 20 AAC 17.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Nichole Tham at 1300 W. Benson Blvd, Ste. 100, Anchorage, Alaska 99503. Additionally, the Division of Motor Vehicles will accept comments by facsimile at 907-269-3774 and by electronic mail at Nichole.tham@alaska.gov. Comments may also be submitted through the Alaska Online Public Notice System, by accessing this notice on the system and using the comment link. The comments must be received not later than 5:00pm on January 7, 2018.

You may submit written questions relevant to the proposed action to Nichole Tham by email (Nichole.tham@alaska.gov), by facsimile at 907-269-3774 or by mail at 1300 W. Benson Blvd, Ste. 100, Anchorage, Alaska 99503. The questions must be received at least 10 days before the end of the public comment period. The Division of Motor Vehicles will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System and the Division of Motor Vehicles website (<http://doa.alaska.gov/dmv/>). Written comments are public records subject to public inspection.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Nichole Tham by email (Nichole.tham@alaska.gov) or at 907-269-3774 not later than 3:00pm, January 7, 2018 to ensure that any necessary accommodations can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System and by contacting Nichole Tham by email (Nichole.tham@alaska.gov) or at 907-269-3774.

A copy of material proposed for adoption by reference may be viewed at the agency's office at 1300 W. Benson Blvd, Ste. 100, Anchorage, Alaska 99503.

After the public comment period ends, the Division of Motor Vehicles will either adopt the proposed

Notice of Proposed Changes in the Regulations of the Division of Motor Vehicles

NOTICE OF PROPOSED CHANGES ON APPLICATION AND CONTENT FOR BOAT TITLE AND CERTIFICATION, COMMERCIAL LEARNER'S PERMIT CLASSIFICATION, DRIVER'S LICENSE CLASSIFICATION, OFF HIGHWAY DRIVER'S LICENSE, DEMERIT POINT SCHEDULE, APPLICATION FOR DRIVER'S LICENSE, EXTENSION OF EXPIRATION OF DRIVER'S LICENSE, CHANGE OF INFORMATION ON A DRIVER'S LICENSE OR IDENTIFICATION CARD, SIGNATURE SPECIFICATIONS, AND THIRD-PARTY TESTER IN THE REGULATIONS OF THE DIVISION OF MOTOR VEHICLES

BRIEF DESCRIPTION

The Division of Motor Vehicles proposes to change regulations in Title 2, Chapters 70, 90 and 91 of the Alaska Administrative Code, dealing with application and contents for boat title and certification, commercial learner's permit classifications, off highway driver's licenses, demerit point schedule, driver license extension for United States Foreign Service personnel and volunteers of the United States government, guidelines for change of legal name on a driver's license or identification card, signature specifications on a driver's license or ID card, and driver training school compliance with non-DMV statutes and regulations including the following

1. 2 AAC 70.005, 2 AAC 70.095, 2 AAC 70.100, and 2 AAC 70.110 are proposed to be amended with wording changes throughout the regulations to comply with the new boat titling requirements of AS 05.25.055 and AS 05.25.056 effective January 1, 2019.
2. 2 AAC 90.210 is proposed to be amended with wording changes to relabel the Class IA, Class IB and Class IC "commercial instruction permit" to "commercial learner's permit" to comply and use terminology consistent with federal commercial driver license regulations. A new section is proposed to be added to clarify expiration dates of motorcycle licenses issued to minors and motorcycle licenses issued in combination with a driver's license.
3. 2 AAC 90.220 is proposed to be amended to change the criteria for waiving the road skills test for a non-commercial driver's license in an off-highway area of the state from "no DMV access for road testing" to "without land-connected road access to a location where the road test is conducted at least once every 12 months".
4. 2 AAC 90.310 is proposed to be amended to retroactively comply with am § 3 ch 45 SLA 2006 to add demerit points for overtaking or passing another vehicle in a traffic safety corridor or safety zone where passing is prohibited.
5. 2 AAC 90.420 is proposed to be amended to restructure the list of documents required to obtain an identification card or driver's license that is not federally compliant and to clarify scenarios where proof of lawful status may be waived.
6. 2 AAC 90.430 is proposed to be amended to include Alaska residents who are United States Foreign Service Personnel and volunteers of the United States Government as eligible for the military driver's license extension. A new section is proposed to be added to clarify when a new card displaying a future expiration date may be issued to personnel who are unable to renew their driver's license using the department's website or mail in renewal process.
7. 2 AAC 90.480 is proposed to be amended to clarify when a new photo may be captured upon issuance of a new driver's license or identification card following change to the applicant's personal information. A new section is proposed to be added to clarify the department's procedures regarding change of legal name on an applicant's driver's license or identification card based on marriage, divorce, or court order.

8. 2 AAC 90 is amended by adding a new section 2 AAC 90.486 clarifying signature requirements on both a driver's license or identification card application and the physical card(s).
9. 2 AAC 90.990 is proposed to add a new subsection 2 AAC 90.990(22) for the definition of "autocycle".
10. 2 AAC 91.010 is proposed to be amended to add that prior to the operation of a driver training school, the owner may also be required to comply with the requirements of the Alaska Commission on Post-Secondary Education in AS 14.48 and 20 AAC 17.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Nichole Tham at 1300 W. Benson Blvd, Ste. 100, Anchorage, Alaska 99503. Additionally, the Division of Motor Vehicles will accept comments by facsimile at 907-269-3774 and by electronic mail at Nichole.tham@alaska.gov. Comments may also be submitted through the Alaska Online Public Notice System, by accessing this notice on the system and using the comment link. The comments must be received not later than 5:00pm on January 7, 2018.

You may submit written questions relevant to the proposed action to Nichole Tham by email (Nichole.tham@alaska.gov), by facsimile at 907-269-3774 or by mail at 1300 W. Benson Blvd, Ste. 100, Anchorage, Alaska 99503. The questions must be received at least 10 days before the end of the public comment period. The Division of Motor Vehicles will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System and the Division of Motor Vehicles website (<http://doa.alaska.gov/dmv/>). Written comments are public records subject to public inspection.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Nichole Tham by email (Nichole.tham@alaska.gov) or at 907-269-3770 not later than 3:00pm, January 7, 2018 to ensure that any necessary accommodations can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System and by contacting Nichole Tham by email (Nichole.tham@alaska.gov) or at 907-269-3770.

A copy of material proposed for adoption by reference may be viewed at the agency's office at 1300 W. Benson Blvd, Ste. 100, Anchorage, Alaska 99503.

After the public comment period ends, the Division of Motor Vehicles will either adopt the proposed regulation changes or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulation may be different from that of the proposed regulation. You should comment during the time allowed if your interests could be affected.

Statutory authority: AS 05.25.055; AS 05.25.056; AS 05.25.096; AS 18.65.310; AS 28.05.011; AS 28.05.041; AS 28.15.011; AS 28.15.041; AS 28.15.046; AS 28.15.051; AS 28.15.101; AS 28.15.111; AS 28.15.141; AS 28.15.161; AS 28.17.

Statutes being implemented, interpreted, or made specific: AS 05.25.055; AS 05.25.056; AS 05.25.096; AS 18.65.310; AS 28.15.041; AS 28.15.101; AS 28.17.

Fiscal information: The proposed regulation changes do not require an increased appropriation. The estimated annual cost to: a private person, other state agencies, and municipalities or boroughs to comply with the proposed regulations is zero.

Date: 12/5/18

[sig] Marla Thompson
Director
Division of Motor Vehicles

Attachments:

2018 2 AAC 70-91 Proposed Regulations Dec 5 2018
DMV Regulation Package New File Request Dec 2018
MT Signed Public Notice 12-5-18
MT Signed Addl Reg Notice Info 12-5-18

Attachments, History, Details**Attachments**

[2018 2 AAC 70-91 Proposed Regulations Dec 5 2018.pdf](#)
[DMV Regulation Package New File Request Dec 2018.pdf](#)
[MT Signed Addl Reg Notice Info 12-5-18.pdf](#)
[MT Signed Public Notice 12-5-18.pdf](#)

Revision History

Created 12/7/2018 9:47:58 AM by cmmedel

Details

Department: Administration
Category: Regulations
Sub-Category:
Location(s): Statewide
Project/Regulation #:

Publish Date: 12/7/2018
Archive Date: 3/1/2019

Events/Deadlines:

SUPPLEMENTAL NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF THE
DIVISION OF MOTOR VEHICLES

BRIEF DESCRIPTION

The Division of Motor Vehicles proposes to amend regulations in Title 2, Chapters 70 and 90 of the Alaska Administrative Code, dealing with requirements of boat titles and registration and the application for original, duplicate or renewal of driver's license or identification card.

2 AAC 70 is proposed to be amended to add language to clarify the application, ownership documentation, and lien recording requirements for a boat title or "No Title Issued" boat registration and to clarify the documents accepted to apply for a certificate of boat title following issuance of a "No Title Issued" registration.

2 AAC 90.420(b) is proposed to be amended by removing language related to the documents presented for an original, duplicate or renewal application for driver's license or identification cards that are not federally compliant (REAL ID compliant).

2 AAC 90.430 is proposed to be amended to add federal employees on assignment outside of this state as eligible for an extension of the expiration date of a driver's license that is not federally compliant.

This is a SUPPLEMENTAL NOTICE adding to the NOTICE OF PROPOSED CHANGES that was issued on December 7, 2018, concerning these proposed regulation revisions contained in the Department of Law file number JU2018201048.

This SUPPLEMENTAL NOTICE is being issued because the Division of Motor Vehicles has revised 2 AAC 70, 2 AAC 90.420, 2 AAC 90.430 and decided to reopen the period for public comment:

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Nichole Tham at 1300 W. Benson Blvd, Ste. 100, Anchorage, Alaska 99503. Additionally, the Division of Motor Vehicles will accept comments by facsimile at 907-269-3774 and by electronic mail at Nichole.tham@alaska.gov. Comments may also be submitted through the Alaska Online Public Notice System, by accessing this notice on the system and using the comment link. The comments must be received not later than 5:00pm on June 13, 2019.

You may submit written questions relevant to the proposed action to Nichole Tham by email (Nichole.tham@alaska.gov), by facsimile at 907-269-3774 or by mail at 1300 W. Benson Blvd, Ste. 100, Anchorage, Alaska 99503. The questions must be received at least 10 days before the end of the public comment period. The Division of Motor Vehicles will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System and the Division of Motor Vehicles website

(<http://doa.alaska.gov/dmv/>). Written comments are public records subject to public inspection.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Nichole Tham by email (Nichole.tham@alaska.gov) or at 907-269-3770 not later than 3:00pm, June 13, 2019 to ensure that any necessary accommodations can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System and by contacting Nichole Tham by email (Nichole.tham@alaska.gov) or at 907-269-3770.

A copy of material proposed for adoption by reference may be viewed at the agency's office at 1300 W. Benson Blvd, Ste. 100, Anchorage, Alaska 99503.

After the public comment period ends, the Division of Motor Vehicles will either adopt the proposed regulation changes or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulation may be different from that of the proposed regulation. You should comment during the time allowed if your interests could be affected.

Statutory authority: AS 05.25.055; AS 05.25.056; AS 05.25.096; AS 18.65.310; AS 28.05.011; AS 28.05.041; AS 28.15.011; AS 28.15.041; AS 28.15.046; AS 28.15.051; AS 28.15.101; AS 28.15.111; AS 28.15.141; AS 28.15.161; AS 28.17.

Statutes being implemented, interpreted, or made specific: AS 05.25.055; AS 05.25.056; AS 05.25.096; AS 18.65.310; AS 28.15.041; AS 28.15.101; AS 28.17.

Fiscal information: The proposed regulation changes do not require an increased appropriation. The estimated annual cost to: a private person, other state agencies, and municipalities or boroughs to comply with the proposed regulations is zero.

Date: 5/13/2019

ADDITIONAL REGULATION NOTICE INFORMATION

(AS 44.62.190(d))¹

1. Adopting agency: Department of Administration, Division of Motor Vehicles
2. General subject of regulation: Boats, Commercial and Non-Commercial Driver Licensing, Identification Cards, and Driver Training Schools
3. Citation of regulation (may be grouped): 2 AAC 70; 2 AAC 90 and 91
4. Department of Law file number, if any: _____

5. Reason for the proposed action:

- (x) Compliance with federal law or action (identify): 49 CFR 383.153(b)(i)
- (x) Compliance with new or changed state statute: AS 05.25.055; AS 05.25.056; AS 05.25.096
- () Compliance with federal or state court decision (identify): _____
- (x) Development of program standards: _____
- (x) Other (identify): Legislative Request

6. Appropriation/Allocation: _____

7. Estimated annual cost to comply with the proposed action to:

A private person: \$0.00

Another state agency: \$0.00

A municipality: \$0.00

8. Cost of implementation to the state agency and available funding (in thousands of dollars):

	Initial Year FY 19____	Subsequent Years
Operating Cost	\$ <u>0.00</u>	\$ <u>0.00</u>
Capital Cost	\$ <u>0.00</u>	\$ <u>0.00</u>
1002 Federal receipts	\$ _____	\$ _____
1003 General fund match	\$ _____	\$ _____
1004 General fund	\$ _____	\$ _____
1005 General fund/ program	\$ _____	\$ _____
Other (identify)	\$ _____	\$ _____


9. The name of the contact person for the regulation:

Name: Nichole Tham
Title: Driver Licensing Manager
Address: 1300 W. Benson Blvd, Ste. 900
Telephone: 907-269-3770
E-mail address: Nichole.tham@alaska.gov

10. The origin of the proposed action:

☒ Staff of state agency
☐ Federal government
☐ General public
☒ Petition for regulation change
☒ Other (identify): Legislative request

11. Date: 11/29/2018

Prepared by: 
Name: Marla Thompson
Title: Director, Division of Motor Vehicles
Telephone: 907-269-5559

ANCHORAGE DAILY NEWS

AFFIDAVIT OF PUBLICATION

Account #: 288758

ST OF AK/DMV

1300 W. BENSON BLVD, STE 400

ANCHORAGE, AK 99503

Order#

0001438459

Cost

\$473.10

Product

ADN-Anchorage Daily News

Placement

0300

Position

0301

STATE OF ALASKA THIRD JUDICIAL DISTRICT

Joleesa Stepetin

being first duly sworn on oath deposes and says that he/she is a representative of the Anchorage Daily News, a daily newspaper. That said newspaper has been approved by the Third Judicial Court, Anchorage, Alaska, and it now and has been published in the English language continually as a daily newspaper in Anchorage, Alaska, and it is now and during all said time was printed in an office maintained at the aforesaid place of publication of said newspaper. That the annexed is a copy of an advertisement as it was published in regular issues (and not in supplemental form) of said newspaper on

May 26, 2019

and that such newspaper was regularly distributed to its subscribers during all of said period. That the full amount of the fee charged for the foregoing publication is not in excess of the rate charged private individuals.

Signed

Joleesa Stepetin

Subscribed and sworn to before me
this 29th day of May, 2019

Notary Public in and for
The State of Alaska.
Third Division
Anchorage, Alaska

MY COMMISSION EXPIRES

7/14/2020

STATE OF ALASKA
NOTARY
PUBLIC
Jada L. Nowling

SUPPLEMENTAL NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF THE DIVISION OF MOTOR VEHICLES

BRIEF DESCRIPTION

The Division of Motor Vehicles proposes to amend regulations in Title 2, Chapters 70 and 90 of the Alaska Administrative Code, dealing with requirements of boat titles and registration and the application for original, duplicate or renewal of driver's license or identification card.

2 AAC 70 is proposed to be amended to add language to clarify the application, ownership documentation, and lien recording requirements for a boat title or "No Title Issued" boat registration and to clarify the documents accepted to apply for a certificate of boat title following issuance of a "No Title Issued" registration.

2 AAC 90.420(b) is proposed to be amended by removing language related to the documents presented for an original, duplicate or renewal application for driver's license or identification cards that are not federally compliant (REAL ID compliant).

2 AAC 90.430 is proposed to be amended to add federal employees on assignment outside of this state as eligible for an extension of the expiration date of a driver's license that is not federally compliant.

This is a SUPPLEMENTAL NOTICE adding to the NOTICE OF PROPOSED CHANGES that was issued on December 7, 2018, concerning these proposed regulation revisions contained in the Department of Law file number JU2018201048.

This SUPPLEMENTAL NOTICE is being issued because the Division of Motor Vehicles has revised 2 AAC 70, 2 AAC 90.420, 2 AAC 90.430 and decided to reopen the period for public comment:

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Nichole Tham at 1300 W. Benson Blvd, Ste. 100, Anchorage, Alaska 99503. Additionally, the Division of Motor Vehicles will accept comments by facsimile at 907-269-3774 and by electronic mail at Nichole.tham@alaska.gov. Comments may also be submitted through the Alaska Online Public Notice System, by



ANCHORAGE DAILY NEWS

AFFIDAVIT OF PUBLICATION

Account #: 288758

ST OF AK/DMV
1300 W. BENSON BLVD, STE 400
ANCHORAGE, AK 99503

Order#
Cost

0001438460
\$343.62

Product ADN-Anchorage Daily News
Placement 0300
Position 0301

STATE OF ALASKA
THIRD JUDICIAL DISTRICT

Joleesa Stepetin

being first duly sworn on oath deposes and says that he/she is a representative of the Anchorage Daily News, a daily newspaper. That said newspaper has been approved by the Third Judicial Court, Anchorage, Alaska, and it now and has been published in the English language continually as a daily newspaper in Anchorage, Alaska, and it is now and during all said time was printed in an office maintained at the aforesaid place of publication of said newspaper. That the annexed is a copy of an advertisement as it was published in regular issues (and not in supplemental form) of said newspaper on

May 26, 2019

and that such newspaper was regularly distributed to its subscribers during all of said period. That the full amount of the fee charged for the foregoing publication is not in excess of the rate charged private individuals.

Signed Joleesa Stepetin
Joleesa Stepetin

Subscribed and sworn to before me
this 29th day of May, 2019

[Signature]
Notary Public in and for
The State of Alaska.
Third Division
Anchorage, Alaska

MY COMMISSION EXPIRES

7/14/2020

STATE OF ALASKA
NOTARY
PUBLIC
Jada L. Nowling

ADDITIONAL REGULATION NOTICE INFORMATION (AS 44.62.190(d))

1. Adopting agency: Department of Administration, Division of Motor Vehicles

2. General subject of regulation: Boats, Commercial and Non-Commercial Driver Licensing, Identification Cards, and Driver Training Schools

3. Citation of regulation (may be grouped): 2 AAC 70; 2 AAC 90 and 91

4. Department of Law file number, if any: JU2018201048

5. Reason for the proposed action:

(x) Compliance with federal law or action (identify): 49 CFR 383.153(b)(i)

(x) Compliance with new or changed state statute: AS 05.25.055; AS 05.25.056; AS 05.25.096

() Compliance with federal or state court decision (identify):

(x) Development of program standards:

(x) Other (identify): Legislative Request

6. Appropriation/Allocation:

7. Estimated annual cost to comply with the proposed action to:

A private person: \$0.00
Another state agency: \$0.00
A municipality: \$0.00

8. Cost of implementation to the state agency and available funding (in thousands of dollars):

	Initial Year FY 19	Subsequent Years
Operating Cost	\$ 0.00	\$ 0.00
Capital Cost	\$ 0.00	\$ 0.00
1002 Federal receipts	\$	\$
1003 General fund match	\$	\$
1004 General fund	\$	\$
1005 General fund/ program	\$	\$
Other (identify)	\$	\$

9. The name of the contact person for the regulation:

Name: Nichole Tham
Title: Driver Licensing Manager
Address: 1300 W. Benson Blvd, Ste. 900
Telephone: 907-269-3770
E-mail address: Nichole.tham@alaska.gov

10. The origin of the proposed action:

☒ Staff of state agency
☐ Federal government
☐ General public
☒ Petition for regulation change
☒ Other (identify): Legislative request

11. Date: 11/29/2018 Prepared by:
Name: Maria Thompson
Title: Director, Division of Motor Vehicles
Telephone: 907-269-5559

Published: May 26, 2019

AFFIDAVIT OF NOTICE OF PROPOSED REGULATION
AND FURNISHING OF ADDITIONAL INFORMATION

I, Marla Thompson, Director, of the Division of Motor Vehicles, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 2 AAC 70, 90 and 91, dealing with application and contents for boat title and registration, commercial learner's permit classifications, off highway driver's licenses, extension of expiration date of a driver's license that is not federally compliant for federal employees on assignment outside this state, change of legal name on a driver's license or identification card, signature specifications of a driver's license or identification card, and driver training school compliance with non-DMV statutes and regulations has been given by being

- (1) published in a newspaper or trade publication;
- (2) furnished to every person who has filed a request for notice of proposed action with the state agency;
- (3) furnished to appropriate state officials;
- (4) furnished to interested persons;
- (5) furnished to the Department of Law, along with a copy of the proposed regulation;
- (6) furnished electronically to incumbent State of Alaska legislators;
- (7) posted on the Alaska Online Public Notice System as required by AS 44.62.175(a)(1) and (b) and 44.62.190(a)(1).

As required by AS 44.62.190, additional regulation notice information regarding the proposed adoption of the regulation changes described above has been furnished to interested persons and those in (2), (4) and (6) of the list above. The additional regulation notice information also has been posted on the Alaska Online Public Notice System.

Date: 6/26/19




Marla Thompson, Director

Subscribed and sworn to before me at 1300 W Benson Blvd, Ste 100 on

6/26/2019

(date)





Notary Public in and for the State of Alaska

AFFIDAVIT OF AGENCY RECORD OF PUBLIC COMMENT


I, Marla Thompson, Director of the Division of Motor Vehicles, being duly sworn, state the following:

The Division of Motor Vehicles did not receive any factual or other substantive information that was submitted in writing or orally as public comment and that was relevant to the accuracy, coverage, or other aspect of the Division of Motor Vehicles proposed adoption of changes to Title 2 Chapters 70, 90, and 91 of the Alaska Administrative Code dealing with application and contents for boat title and registration, commercial learner's permit classifications, off highway driver's licenses, extension of expiration date of a driver's license that is not federally compliant for federal employees on assignment outside this state, change of legal name on a driver's license or identification card, signature specifications of a driver's license or identification card, and driver training school compliance with non-DMV statutes and regulations.

Date: 6/19/19


Marla Thompson, Director

Subscribed and sworn to before me at 1300 W Benson Blvd Anch, AK 99503 on
6/19/2019
(date)


Notary Public in and for the State of Alaska

