

NOTICE OF PROPOSED CHANGES ON COMMERCIAL AND NON-COMMERCIAL
DRIVER EXAMS, DRIVER LICENSE EXTENSION AND DEFINITIONS IN THE
REGULATIONS OF DEPARTMENT OF ADMINISTRATION

BRIEF DESCRIPTION

The Department of Administration proposes to change regulations on commercial and non-commercial driving examinations, commercial driver's license expiration extensions, and definitions.

The Department of Administration proposes to adopt regulation changes in Title 2, Chapters 90 and 91 AAC 90 & 91 of the Alaska Administrative Code, dealing with commercial and non-commercial driver exams, driver license extension and definitions, including the following:

- (1) **2 AAC 90.020** is proposed to be changed to allow a certified driving school to furnish the type of vehicle used by an applicant in a driving examination.
- (2) **2 AAC 90.420** is proposed to be changed to reduce the amount of time an applicant is required to wait before taking a second road test from at least one week to at least two business days.
- (3) **2 AAC 90.435** is proposed to be changed to remove the department's discretionary expiration extensions for commercial driver's licenses.
- (4) **2 AAC 90.990** is proposed to be changed to define the terms "driving record" and "vehicle age".
- (5) **2 AAC 91.020** is proposed to be changed to reduce the commercial motor vehicle operation experience an applicant for an instructor or third-party examiner license for commercial motor vehicles is required to have from five years to three years.
- (6) **2 AAC 91.175** is proposed to be changed to clarify that the separation of training and testing functions at driver training schools for applicants for commercial driver's licenses concerns whether the instructor skills trained the applicant.

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 Jayson Whiteside at 4001 Ingra St., Suite 101, Anchorage, AK 99503. Additionally, the Department of Administration will accept comments by facsimile at (907) 269-3774 and by electronic mail at jayson.whiteside@alaska.gov. The comments must be received not later than 4:30 p.m. on April 29, 2024.

You may submit written questions relevant to the proposed action to Jayson Whiteside by email (jayson.whiteside@alaska.gov), or by mail at 4001 Ingra St., Suite 101, 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 www.doa.alaska.gov/dmv.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jayson Whiteside by email (jayson.whiteside@alaska.gov) or at 907-269-5551 not later than 4:30 p.m. on April 29, 2024 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 Jayson Whiteside by email (jayson.whiteside@alaska.gov) or at 907-269-5551.

After the public comment period ends, the Department of Administration 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 28.05.011, AS 28.17.041

Statutes being implemented, interpreted, or made specific: AS 28.05.011, AS 28.05.061, AS 28.15.151, AS 28.17.041

Fiscal information: The proposed regulation changes are not expected to require an increased appropriation.

The Department of Administration keeps a list of individuals and organizations interested in its regulations. Those on the list will automatically be sent a copy of all the notices of proposed regulation changes. To be added to or removed from the list, send a request to the Division of Motor Vehicles at 4001 Ingra St., Suite 101, Anchorage, Alaska 99503, giving your name, and either your e-mail address or mailing address, as you prefer for receiving notices.

Individuals can also sign up to receive automated notifications of all State of Alaska notices, including public notice for regulation changes, by subscribing to the Alaska Online Public Notices System: <https://aws.state.ak.us/OnlinePublicNotices/Default.aspx>.

Date: March 29, 2024



Jayson Whiteside, Motor Vehicle Hearing Officer