#### STATE OF ALASKA DIVISION OF MOTOR VEHICLES

# **Requirements for Obtaining a Motor Vehicle Dealer License**

Please allow up to ten working days for processing. Your business information must be filed with the Department of Commerce before a dealer license will be issued. Application packets received that are incomplete will be returned.

### ☐ Complete the Dealer License Application (AS 08.66.030)

- Must use the legal name as registered with the Alaska Department of Commerce
- Provide complete information, including the name and information of each owner, partner, corporate officer, or member, and have each owner, partner, corporate officer, or member sign the application.
- ☐ Complete the Dealer Temporary Permit Acknowledgment Form. (2 AAC 92.250)
- ☐ Provide proof of liability insurance for bodily injury and property damage (AS 08.66.085)
- ☐ Have your bonding insurance company complete the bond. (AS 08.66.060)
  - The bond must be for \$100,000 except for motorcycle-only dealers, the bond will be \$25,000.
  - The company name must be entered <u>exactly</u> as it appears on the application form, including your entity name and your DBA.
  - Once the bonding company completes the bond, it must be signed by an owner, partner, corporate officer, or member on the front as "Principle". This line can be found above the insurance agent's signature on the face of the bond.
  - Be certain the notary signs and seals the bond.
  - The bond company must attach a power of attorney to the bond if using an attorney-in-fact.
  - All bonding documents must be originals or certified copies.

#### ☐ Include a passport-type photo of each owner, partner, corporate officer, or member.

- The photo may be a current driver's license and should only show the head and shoulders and must be large enough to see the face.
- Each photo must be of one person.
- Label each photo with the name of the person pictured.

#### ☐ A photo of the dealership location

- If using a company sign, it must read exactly as it appears on the application. If you have a DBA, the name must match your DBA.
- Please be certain that the sign is legible and permanently attached.

#### ☐ Obtain and attach a business license.

- All names MUST match on business license and application.
- · Business license must be current.
- Licensing must meet and comply with the requirements of the division.

#### ☐ Turn in all documents to Dealer Services

The Dealer License fee is \$50 and can be made payable via money order or check made payable to the State of Alaska. Completed packets can be submitted in person at or mailed to:

Alaska Division of Motor Vehicles ATTN: Dealer Services 4001 Ingra Street, Ste 101 Anchorage, AK 99503

#### **ADDITIONAL NOTES:**

**Location Requirement:** Must have a permanent office structure where the dealership records can be stored and reviewed safely, all signs and banners must be permanently affixed, and the area must comply with all zoning and business requirements.



# STATE OF ALASKA DIVISION OF MOTOR VEHICLES

## **APPLICATION FOR DEALER LICENSE**

4001 Ingra Street, Ste 101 Anchorage, AK 99503 doa.dmv.dealers@alaska.gov

APPLICATION TYPE		LICENSE TYPE			ORGANIZATIONAL STRUCTURE				. STRUCTURE				
☐ New Dealer ☐ Reinstatement ☐ Address Change				Motorcycles Motorcycles			•		orporation mited Liability Company				
	BUSINES	SS NAME (Must mate	ch name on suret	y bond an	d busin	ess applicatio	n)						
NOI	DEALER NUMBER TAXPAYER ID NUMBER SURETY BO					ND COMPANY NAME SURE				ETY BOND NUMBER			
BUSINESS INFORNATION	MAILING ADDRESS					CITY				ATE	ZIP		
	BUSINESS LOCATION #1					CITY				ATE	ZIP		
	BUSINESS LOCATION #2					CITY		STA	ATE	ZIP			
BL	IF YOU I	HAVE ADDITIONAL B	USINESS LOCATIO	NS, PLEAS	SE ATTA	CH AS A SEPA	RATE L	OCUME	NT.				
	EMAIL ADDRESS					PHONE NUI	MBER						
						ı							
OWNER(S)	OWNER/CORPORATE OFFICER NAME #1					TITLE							
	OWNER RESIDENCE ADDRESS					CITY				E	ZIP		
	OWNER/CORPORATE OFFICER NAME #2				TITL	TITLE							
	OWNER RESIDENCE ADDRESS			CITY	CITY				E	ZIP			
IF SELLING NEW OR CURRENT MODEL MOTOR VEHICLES, GIVE THE NAME OF THE MANUFACTURER OF THE MOTOR  VEHICLE, THE DATE THE AGREEMENT WAS SIGNED, AND DURATION OF YOUR SALES AND SERVICE AGREEMENT WITH THE  MANUFACTURER.													
EHICLE INFORMATION	MANUFACTURER #1				DAT	DATE AGREEMENT SIGNED				DURATION OF AGREEMENT			
E INF	MANUFACTURER #2				DAT	DATE AGREEMENT SIGNED				DURATION OF AGREEMENT			
VEHICI	LIST MAKES OF ALL MOTOR VEHICLES HANDLED*				1					☐ *IF YOU SELL VARIOUS MAKES AND MODELS, PLEASE CHECK HERE			
I certify under penalty of law that the statements in this application are true and as the applicant, I intend to operate as a bona fide dealer in motor vehicles with an established business at the location(s) given. I swear to adhere to all laws and regulations relating to the title and registration of vehicles placed in the applicant's control and the issuance of dealer temporary permits. I am also certifying that no person holding a five percent or greater interest in the business has, during the five-year period immediately preceding the date of the application, been convicted of a felony if the felony involved fraud, embezzlement, or misappropriation of property. I have reviewed the workers' compensation insurance requirements of AS 23.30 and will maintain applicable workers'  Batch Date													
X DATE/													

Revised 6/2021 Form DLR-001

# MOTOR VEHICLE DEALER'S/BUYER'S AGENT SURETY BOND

KNOW ALL PERSON BY THESE PRESENTS	Bond No					
That	,					
(Name of Deale	ership or Buyer's Agent)					
as principal, and(Name of Surel	, a company duly					
authorized to transact surety business in the State of Alaska, as a held and bound to the Commissioner of Administration, State of One Hundred Thousand Dollars (\$100,000) (Twenty-fit	surety, do hereby jointly and severally acknowledge ourselves to be f Alaska, in their capacity as agent for the State of Alaska in the sum <b>ve Thousand (\$25,000)</b> in the case of a dealer who sell true payment of which we, and each of us, bind ourselves, ou					
motorcycles, or a buyer's agent who does business by negotiating	thereas, the above named principal is a dealer of motor vehicles, ig on behalf of a buyer for the purchase of a motor vehicle from a 8 08.66 and amendments thereto, and desires to give bond pursuant					
representations, any violation of AS 08.66.070, as amended, any state or federal law, as amended, by the principal, the above obli	r any loss or damage they suffer by reason of fraud, fraudulent violation of AS 08.66, as amended, generally, or any violation of gation shall be null and void; otherwise, it remains in full force and principal, and the person has a personal right of action against the					
	r which this bond is written shall not exceed the sum of the surety may not exceed the amount of the bond.					
surety cancels, without prejudice to any liability accruing prior to writing to the Commissioner at the Division of Motor Vehicles,	and shall be continuous, or until thirty days after the cancellation. Notice of cancellation of the bond must be sent in Attention Partner Services Manager, 3901 Old Seward Highway tified, Return Receipt Requested. Claims arising from any liability of cancellation.					
NO attached documents shall modify the provisions of this bond or	conditions thereto or rights of action arising under AS 08.66.					
Dealership or Buyer's Agent Printed Name	Surety Company Printed Name					
Mailing Address (include city, state, and zip code)	Mailing Address (include city, state, and zip code)					
E-mail Address	E-mail Address					
Authorized Agent Signature/Title	Attorney-in-Fact Signature*					
IN WITNESS WHEREOF the said principal has sworn and subscribed to before me this day of,,	IN WITNESS WHEREOF the said attorney-in-fact has sworn and subscribed to before me this day of,					
Notary Public Signature (seal)	Notary Public Signature (seal)					
My Commission Expires:	My Commission Expires:  *Attach hereto a valid power of attorney					
www.state.ak.us.dmv	authorizing the attorney-in-fact to bind the surety.					

THIS BOND IS NOT VALID UNTIL SIGNED BY BOTH PRINCIPAL AND SURETY. PLEASE NOTE Surety & Power of attorney must be attached.

(Rev 08/12/21)



Signature:

STATE OF ALASKA
DIVISION OF MOTOR VEHICLES
4001 Ingra Street, STE 101
Anchorage, AK 99503-3600
doa.dmv.dealers@alaska.gov

# **DEALER TEMPORARY PERMIT ACKNOWLEDGEMENT**

DEAL	ER NUMBER: BUSINESS NAME:
Pursua	nt to 2 AAC 92.250, Auto dealers are required to affirm in writing agreement to the following.
1.	Vehicle dealers shall keep a record of every temporary permit issued by the dealer.
	a. The record must indicate the issue date, the buyer's name, the vehicle's identification
	number, make, model, and year.
2.	Upon request, the vehicle dealer shall make the record available and shall deliver a copy of the
	record to the department.
3.	A vehicle dealer shall keep the record for a period of two years.
4.	The vehicle dealer shall indicate the temporary permit number on all copies of the application
	for title and registration.
If the o	lepartment determines that a vehicle dealer has violated an applicable law of this state related
to deal	er permits, the department may
•	refuse to issue additional temporary permits to the vehicle dealer until the department
	determines that the dealer will comply with the requirements of the laws of this state and the
	issuance is in the best interests of the state; and
•	require the vehicle dealer to immediately return all unissued temporary permits to the
	department.
	ning this document, I acknowledge that I have read and fully understand the terms and conditions of egoing Dealer Temporary Permit Acknowledgement and that I will comply with the same.
Printed	d Name:

Revised 4/4/2023 DLR-003

Date:



# STATE OF ALASKA DIVISION OF MOTOR VEHICLES

## **APPLICATION FOR DEALER PLATE**

4001 Ingra Street, STE 101 Anchorage, AK 99503-3600 doa.dmv.dealers@alaska.gov

APPLICATION TYPE											
☐ RENEWAL ☐			PLACEM	1EN	NT				IEW PLATE		
DEALERSHIP INFORMATION											
DEALERSHIP NAME						DEALER NUMBER					
LIABILITY/FLEET INSURANCE POLICY CARRIE	ER		LIABILITY/FL				/FLEET	LEET INSURANCE POLICY NUMBER			
MAILING ADDRESS		CITY						STATE	ZIP		
PHYSICAL ADDRESS		CITY						STATE	ZIP		
	PLATF	NUMBE	RS TO F	RFN	IFW	/		1			
	, ., _										
	PLATE I	NUMBEI	RS TO R	EPL	AC	Œ					
The \$5 replacement fee will only apply if at least one of the two original plates are returned to the DMV – otherwise, full fees are due.  AFFIDAVIT (Please explain why these plates are no longer in your possession.)											
REQUESTIN	NG NEW PL	ATE (CIR	CLE BEI	LOV	N A	MOU	NT RI	EQUESTED	)		
0 1	2 3	4 5	6	7		8	9	10			
	510014		15 6161			_					
DISCLAIMER AND SIGNATURE  I certify under penalty of law there is a liability insurance policy for this vehicle if required by AS 28.22.011 and this policy will be maintained during the entire registration period. The											
address shown is my true legal address and the vehicle will be operated on Alaska roadways. If this is a commercial vehicle, I am familiar with and have knowledge of the Federal Motor Carrier Safety Regulations 49 CFR, Hazardous Materials Regulations and applicable Federal/state CMV safety laws and regulations. I certify under penalty of perjury that all information is true and correct. False statements are punishable under AS 11.56.210.											
X											
DIVISION USE ONLY											
PLATES ISSUED/RENEWED:							Pr	Processed By			
							Ba	itch #			
								nount Paid _			

Revised 11/17/2022 Form DLR-002

# **Dealer License Plate Fees**

DEALER LICENSE PLATE	1ST PLATE	ADDITIONAL
Bethel	\$198	\$160
Kenai Peninsula Borough/Kodiak	188	150
Ketchikan Gateway Borough	190	152
Mat-Su Borough	238	200
Municipality of Anchorage	238	200
Unalaska	276	238
All Other Taxable Areas	176	138
Non-Taxable Areas	88	50

#### Bethel Kenai Peninsula Borough/Kodiak (29 locations)

Bethel Akhiok

**Anchor Point Halibut Cove** Moose Pass Port Lions Chiniak Homer Nanwalek Seldovia Clam Gulch Nickoloevsk Seward Hope Cooper Landing Karluk Nikiski Soldotna **English Bay** Kasilof Ninilchik Sterling Fritz Creek Kenai Old Harbor Tyonek Kodiak Ouzinkie

Larson Bay Port Graham

#### Ketchikan Gateway Borough Matanuska-Susitna Borough (10 locations)

Ketchikan Big Lake Skwentna Wasilla

Loring Chickaloon Sutton Willow Saxman Houston Talkeetna Ward Cove Palmer Trapper Creek

# Municipality of Anchorage(11 Locations)All Other Taxable Locations (9 locations)AnchorageFt. RichardsonCordovaNomeBird CreekGirdwoodDillingham\*Petersburg

Chugiak Indian \*Nenana Sitka
Eagle River JBER Whittier

Eklutna Peters Creek

Elmendorf AFB

#### <u>Unalaska</u>

Unalaska

If your city is not listed above then you are in a non-taxable area.

You are required to display a dealer license plate on the the rear of the vehicle. Issuance of a Dealer License Plate must be processed as a DROP in the Anchorage Field Office. If you reside outside of Anchorage you may mail your request to: DMV - Dealer Services, 4001 Ingra Street, STE 101, Anchorage AK 99503-3600 for processing.

<sup>\*</sup>There are areas of Petersburg & Nenana that are not taxable. Please call for verification.

#### **ALASKA STATUTES**

#### **TITLE 8. BUSINESS AND PROFESSIONS**

CHAPTER 66. Motor Vehicle Dealers and Buyers' Agent

	SECTION		SECTION
010.	Dealers to register	085.	Insurance requirements
015.	Sale of motor Vehicle	260.	Buyer's Agent contract required
020.	Application, bond, and fee	270.	Purchase agreement
030.	Form of application	280.	Fees of buyer's agent
040.	Filing application for registration	290.	Ownership interest prohibited
050.	Renewal of registration	300.	Certain compensation prohibited
060.	Bond	310.	Dual agency prohibited
070.	Action on bond	320.	Records of buyer's agent
080.	Penalties	350.	Definitions

2 AAC 92.250 Dealer Temporary Permit Regulation

#### Sec. 08.66.010. Dealers to register.

A dealer in motor vehicles shall, as a condition to engaging in business in the state, register biennially with the department.

#### Sec. 08.66.015. Sale of motor vehicle.

- (a) A person who does business as a dealer in the state may not offer to sell or sell a motor vehicle as a new motor vehicle unless
  - (1) the motor vehicle retains the manufacturer's certificate of origin; and
- (2) the dealer has a current sales and service agreement with the manufacturer of the motor vehicle for sales in this state.

#### Sec. 08.66.020. Application, bond, and fee.

Application for dealer registration shall be accompanied by a biennial registration fee of \$50 and a bond required by AS 08.66.060.

#### Sec. 08.66.030. Form of application.

The department shall prescribe and furnish the form of application for dealer registration under AS 08.66.010. The application must contain

- (1) the name under which the business is conducted;
- (2) the location and telephone number of the business;
- (3) the name and address of all persons having an interest in the business and, in the case of a corporation, the application shall contain the name and address of the two principal officers;
  - (4) the name and make of all vehicles handled;
  - (5) a statement of whether or not used vehicles are handled;
- (6) a statement that the applicant is a bona fide dealer in motor vehicles with an established business at the location given;
- (7) a statement that no person holding a five percent or greater interest in the business has, during the five-year period immediately preceding the date of the application, been convicted of a felony if the felony involved fraud, embezzlement, or misappropriation of property;
- (8) a statement that the applicant has reviewed the workers' compensation insurance requirements of AS 23.30 and will maintain applicable workers' compensation insurance as required under AS 23.30;
- (9) a copy of a certificate of insurance documenting that the applicant maintains the insurance coverage required under AS 08.66.085:
- (10) if the applicant sells a motor vehicle as a new or current model motor vehicle having a manufacturer's warranty, the name of the manufacturer of the motor vehicle and the date and duration of the applicant's sales and service agreement with the manufacturer; and
  - (11) other information the department requires to administer this chapter.

#### Sec. 08.66.040. Filing application for registration; identification of dealer.

The application shall be filed with the department. Upon receipt of the application, the department shall examine it and may make an investigation of the information in it. If the department is satisfied that the dealer is entitled to registration, and the fees have been paid and a bond filed, the department shall assign a distinctive registration number to the dealer and file the dealer's application and index it alphabetically and numerically. A dealer is registered when the department assigns a registration number. A dealer shall inform each person who purchases a vehicle from the dealer that the dealer is registered under this chapter and provide the dealer's registration number.

#### Sec. 08.66.050. Renewal of registration.

A dealer shall renew the registration required by this chapter before January 1 every two years.

#### Sec. 08.66.060. Bond.

- (a) An applicant for a dealer registration under AS 08.66.010 shall file with the application and shall maintain in force while registered a bond in favor of the state that is executed by a surety approved by the commissioner. The amount of the bond shall be \$100,000, except that the amount of a bond for a dealer who sells only motorcycles shall be \$25,000. The bond must be conditioned on the dealer's
  - (1) doing business in compliance with this chapter and the other laws of this state; and
  - (2) not committing fraud or making fraudulent representations in the course of doing business as a dealer.
- (b) A surety may cancel the bond required by (a) of this section by giving notice in writing to the commissioner or the commissioner's designee. However, cancellation does not relieve a surety of liability arising before cancellation or a liability that has accrued on the bond before cancellation. The commissioner or the commissioner's designee shall retain the cancelled bond on file and may not relieve a surety of a liability arising before cancellation or accruing on the bond before cancellation.
- (c) A bond filed under (a) of this section is valid for renewal of a dealer registration unless the surety has provided a written notice of cancellation to the commissioner.
- (d) In this section, "commissioner" means the commissioner of administration.

#### Sec. 08.66.070. Action on bond.

If a person suffers loss or damage by reason of fraud, fraudulent representations, or a violation of a provision of this chapter or another law of this state by a dealer, the person has a right of action against the dealer and a personal right of action against the surety upon the bond. The aggregate liability of the surety may not exceed the amount of the bond.

#### Sec. 08.66.080. Penalties.

A dealer who fails to register and file a bond as required by this chapter is guilty of a violation. A dealer who knowingly violates a provision of this chapter is guilty of a class A misdemeanor.

## Sec. 08.66.085. Insurance requirements.

A dealer in motor vehicles shall maintain liability insurance for bodily injury and property damage on an auto dealer's form.

#### Sec. 08.66.260. Buyer's agent contract required.

- (a) Before a buyer's agent negotiates on behalf of a buyer the purchase of a motor vehicle from a motor vehicle dealer, the buyer's agent must have a written contract with the buyer.
- (b) The contract required by (a) of this section must include a description of the specific services to be provided by the buyer's agent, the date when the buyer's agent will provide the services, and a description of the fees that the buyer's agent will charge, including any fee that the buyer is to pay before the motor vehicle is delivered to the buyer.

#### Sec. 08.66.270. Purchase agreement.

A buyer's agent shall arrange for the buyer's purchase agreement with the dealer to provide all warranty information, including the warranty expiration date, mileage limitations, and other restrictions. The warranty information must be specific to the motor vehicle being purchased.

#### Sec. 08.66.280. Fees of buyer's agent.

- (a) A buyer's agent may not collect a fee from a buyer before the agent and the buyer enter into the contract required by AS 08.66.260.
- (b) A buyer's agent may not calculate the fee of the buyer's agent as a percentage of the motor vehicle purchase price or of the savings achieved by the agent for the buyer on the purchase of the motor vehicle.
- (c) Until the motor vehicle is delivered to the buyer, a buyer's agent shall hold in trust in a bank account a fee that the agent receives before the buyer receives the motor vehicle.

#### Sec. 08.66.290. Ownership interest prohibited.

A buyer's agent may not own an interest in the motor vehicle that is the subject of the purchase that the agent is negotiating for the buyer.

#### Sec. 08.66.300. Certain compensation prohibited.

A buyer's agent may not accept a rebate, kickback, commission, or other form of compensation from a financial institution, motor vehicle dealer, or other person, except the buyer, on a motor vehicle purchase that the agent negotiates for a buyer.

#### Sec. 08.66.310. Dual agency prohibited.

When representing a buyer, a buyer's agent may not act as an agent for the motor vehicle dealer.

#### Sec. 08.66.320. Records of buyer's agent.

A buyer's agent shall maintain complete records of each motor vehicle purchase the agent negotiates, including the purchase arrangements and monetary transactions. The records must include

- (1) copies of advertisements, brochures, and pamphlets issued, used, or distributed by the buyer's agent during the sales transaction;
  - (2) the original contract between the buyer's agent and the buyer;
  - (3) copies of any purchase orders issued by the buyer's agent;
  - (4) evidence of the delivery of the motor vehicle to the buyer;
  - (5) a copy of the purchase agreement between the buyer and the motor vehicle dealer; and
  - (6) a copy of any service agreement between the manufacturer and the motor vehicle dealer.

#### Sec. 08.66.350. Definitions.

In this chapter,

- (1) "buyer's agent" means a person who does business in the state by negotiating on behalf of a buyer the purchase of a motor vehicle from a motor vehicle dealer:
  - (2) "department" means the Department of Administration;
  - (3) "motor vehicle" means a motor vehicle that is required to be registered under AS 28.10;
  - (4) "motor vehicle dealer" or "dealer"
    - (A) means
      - (i) a buyer's agent; or
- (ii) a person, other than a manufacturer, who sells, leases, solicits, or arranges for the sale or lease of five or more motor vehicles in any 12 consecutive months, regardless of who owns the vehicles;
  - (B) does not include
- (i) a receiver, a trustee, an administrator, an executor, a guardian, or another person appointed by a court or a person performing duties as a public officer;
- (ii) a person disposing of a motor vehicle acquired and actually used for the person's own use or for the use of a family member of the person, or acquiring a motor vehicle for the person's own use or for the use of a family member of the person if the vehicle is acquired and used in good faith and not for the purpose of avoiding the provisions of this chapter:
- (iii) a person who sells motor vehicles as an incident of the person's principal business but who is not engaged primarily in the selling of motor vehicles;
- (iv) an employee of an organization arranging for the purchase or lease by the organization of a vehicle for use in the organization's business;
- (v) a publication, broadcast, or other communications media when engaged in the business of advertising, but not otherwise arranging for the sale of a motor vehicle owned by another person.

#### 2 AAC 92.250 Dealer Temporary Permit Regulation

- (a) In addition to the requirements of AS 28.10.031(b), a vehicle dealer shall affirm in writing that the dealer agrees to issue temporary permits only in accordance with the laws of this state.
- (b) A vehicle dealer shall keep a record of every temporary permit issued by the dealer. The record must indicate the issue date, the buyer's name, the vehicle's identification number, make, model, and year. Upon request, the vehicle dealer shall make the record available and shall deliver a copy of the record to the department. A vehicle dealer shall keep the record for a period of two years.
- (c) The vehicle dealer shall indicate the temporary permit number on all copies of the application for title and registration.
- (d) If the department determines that a vehicle dealer has violated an applicable law of this state related to dealer permits, the department may
- (1) refuse to issue additional temporary permits to the vehicle dealer until the department determines that the dealer will comply with the requirements of the laws of this state and the issuance is in the best interests of the state; and
  - (2) require the vehicle dealer to immediately return all unissued temporary permits to the department