

APA-6
10/96

**ECONOMIC IMPACT STATEMENT
FOR APA RULE
(Section 41-22-23(f))**

Control No. 810 Department or Agency REVENUE

Rule No: 810-8-5-.13

Rule Title: Internet-Based Electronic Motor Vehicle Dealer Application and Payment of Fees

 New Amend X Repeal Adopt by Reference

- NO
 YES

This rule has no economic impact.

This rule has an economic impact, as explained below:

1. NEED/EXPECTED BENEFIT OF RULE:

2. COSTS/BENEFITS OF RULE AND WHY RULE IS THE MOST EFFECTIVE, EFFICIENT, AND FEASIBLE MEANS FOR ALLOCATING RESOURCES AND ACHIEVING THE STATED PURPOSE:

3. EFFECT OF THIS RULE ON COMPETITION:

4. EFFECT OF THIS RULE ON COST OF LIVING AND DOING BUSINESS IN THE GEOGRAPHICAL AREA WHERE THE RULE IS TO BE IMPLEMENTED:

5. EFFECT OF THIS RULE ON EMPLOYMENT IN THE GEOGRAPHICAL AREA HERE THE RULE IS TO BE IMPLEMENTED:

6. SOURCE OF REVENUE TO BE USED FOR IMPLEMENTING AND ENFORCING THIS RULE:

7. THE SHORT-TERM/LONG-TERM ECONOMIC IMPACT OF THIS RULE ON AFFECTED PERSONS, INCLUDING ANALYSIS OF PERSONS WHO WILL BEAR THE COSTS AND THOSE WHO WILL BENEFIT FROM THE RULE:

8. UNCERTAINTIES ASSOCIATED WITH THE ESTIMATED BENEFITS AND

BURDENS OF THE RULE, INCLUDING QUALITATIVE/QUANTITATIVE
BENEFITS AND BURDEN COMPARISON:

9. THE EFFECT OF THIS RULE ON THE ENVIRONMENT AND PUBLIC HEALTH:
10. DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE RULE IS NOT IMPLEMENTED:
11. OTHER COMMENTS:

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11/96

**ALABAMA DEPARTMENT OF REVENUE
Motor Vehicle Division**

NOTICE OF INTENDED ACTION

RULE NO. & TITLE

810-5-12-.01 Application for New and Used Motor Vehicle Dealer, Motor
Vehicle Wholesaler, Motor Vehicle Reconditioner, and Motor Vehicle
Rebuilder Licenses and Renewals – Application for Off-site Sales Event

INTENDED ACTION: Adopt a new rule

SUBSTANCE OF PROPOSED ACTION: The department proposes to adopt a new rule to provide the requirements for applying for new and used motor vehicle dealer, motor vehicle wholesaler, motor vehicle reconditioner, and motor vehicle rebuilder licenses and renewals and for off-site sales event licenses.

RULE NO. & TITLE

810-8-5-.13 Internet-Based Electronic Motor Vehicle Dealer Application and
Payment of Fees

INTENDED ACTION: Repeal an existing rule

SUBSTANCE OF PROPOSED ACTION: The department proposes to repeal the above rule due to the fact that it is being superseded by Administrative Rules 810-5-12-.01 and 810-8-5-.14.

TIME, PLACE, MANNER OF PRESENTING VIEWS: A public hearing will be held at **2:00 p.m. on Wednesday, June 6, 2012, in the Office of the Legal Division, Room 3114, Gordon Persons Building, located at 50 N Ripley Street, Montgomery, Alabama.** Copies of the rule(s) can be obtained at www.revenue.alabama.gov/rulehear.html.

All interested parties may present their views in writing to the **Deputy Commissioner of the Alabama Department of Revenue, Room 4112, Gordon Persons Building, 50 N Ripley Street, Montgomery, Alabama 36132** at any time during the thirty-five (35) day period following publication of the notice or by appearing at the hearing.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Wednesday, June 6, 2012

CONTACT PERSON AT AGENCY:

Patricia Toles
Alabama Department of Revenue
4131 Gordon Persons Building
Montgomery, Alabama 36132
(334) 242-1380



Michael E. Mason, Deputy Commissioner
Alabama Department of Revenue

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810-8-5-.13 Internet-Based Electronic Motor Vehicle Dealer Application and Payment of Fees. **(REPEALED)**

(1) Under the authority of Chapter 30 of Title 40 Code of Alabama 1975, the Department will offer a paperless filing and payment system for the purpose of providing taxpayers with the capability to electronically file the motor vehicle dealer's regulatory license application and pay the application fee(s) from a personal computer. A complete application filed via the Internet will consist of data transmitted electronically and shall contain the same information as the corresponding application filed entirely on paper.

(2) The application information and fees (see attached form LIC:539-3) to be provided to the Department through Internet-based filing with respect to the motor vehicle dealer application; which includes franchised new motor vehicle dealers, used motor vehicle dealers (retail), motor vehicle reconditioners, motor vehicle rebuilders, and motor vehicle wholesalers; is as follows:

- (a) Application year.
- (b) County.
- (c) Type(s) of license being applied for and license fee amount(s).
- (d) Manufacturer and line make of franchised new motor vehicle dealer.
- (e) Legal name of business.
- (f) Complete mailing address.
- (g) State sales tax number.
- (h) Federal Employee ID number.
- (i) Date business began.
- (j) Form of organization to include: Names of individual owner, partners, members, officers and directors; SSN; home address; city; and home telephone number.
- (k) Exact permanent location(s) and verifiable landline telephone.
- (l) Number of motor vehicles sold January through December of the prior calendar year to include those sold new or used and sold at retail or wholesale.
- (m) Compliance questionnaire.
- (n) Affidavit.

(o) Completion of limited liability authorization form if a multiple member limited liability company (LLC) and less than all members of the LLC are signing the application and/or bond.

(p) Any other information the Department deems appropriate, or which is mandated by statute.

(3) The application attachment information to be provided to the Department through Internet-based filing or other electronic transmission with respect to the motor vehicle dealer application is the same information outlined in the corresponding form type and or rule shown below:

<u>Description of Attachment to Application</u>	<u>Form Type Containing Layout</u>	<u>Rule</u>
Sign Requirements		810-8-5-.01
Camera Photograph Requirement		810-8-5-.02
Evidence of Liability Insurance		810-8-5-.06
Bond	LIC: 539-4A & 4B	810-8-5-.07
Bond Continuation Certificate	LIC: 539-5	810-8-5-.08
LLC Authorization Form	AUTH	

Author: Mike Gamble, Loretta Nelson
Authority: Section 40-2A-7(a)(5) and Title 40, Chapter 30, Code of Alabama 1975.
History: New rule: Filed November 17, 2009, effective December 22, 2009.