

APA-6
10/96

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

Control No. 810 Department or Agency REVENUE

Rule No: 810-5-1-.247

Rule Title: Vehicle Identification Number (VIN) Inspections

_____ New X Amend _____ Repeal _____ Adopt by Reference

NO

This rule has no economic impact.

YES

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:

APA-2
11/96

**ALABAMA DEPARTMENT OF REVENUE
Motor Vehicle Division**

NOTICE OF INTENDED ACTION

RULE NO. & TITLE

810-5-1-.238 Registration of Motor Vehicles Not Subject to Titling

INTENDED ACTION: Adopt a new rule

SUBSTANCE OF PROPOSED ACTION: The department proposes to adopt the above rule to provide guidelines regarding the registration of motor vehicles that are not subject to titling in Alabama.

RULE NO. & TITLE

810-5-1-.247 Vehicle Identification Number (VIN) Inspections

INTENDED ACTION: Amend an existing rule

SUBSTANCE OF PROPOSED ACTION: The department proposes to amend the above rule to clarify requirements related to Form MVT5-10.

RULE NO. & TITLE

810-5-75-.21 TITLE PROCEDURE - First Lien or Security Interest Releases on Title. Reference: Sections 32-8-1 through 32-8-87, Code of Alabama 1975, as amended

INTENDED ACTION: Repeal and Replace

SUBSTANCE OF PROPOSED ACTION: The department proposes to repeal the existing language in the above rule and replace it with new language to provide procedures for releasing the first lien or security interest recorded on a certificate of title and to provide procedures for maintaining the continuous perfection of liens of security interests otherwise released pursuant to Section 32-8-64.2, Code of Alabama 1975.

RULE NO. & TITLE

810-5-75-.39 Altered Documents. Reference: Sections 32-8-1 through 32-8-87, Code of Alabama 1975, as amended.

INTENDED ACTION: Amend an existing rule

SUBSTANCE OF PROPOSED ACTION: The department proposes to amend the above rule to expand the definition of altered documents. In addition, the department proposes to amend the title of the rule.

RULE NO. & TITLE

810-5-75-.42 Dealer Records. Reference: Sections 32-8-1 through 32-8-87, Code of Alabama 1975, as amended.

INTENDED ACTION: Amend an existing rule

SUBSTANCE OF PROPOSED ACTION: The department proposes to amend the above rule to clarify dealer recordkeeping requirements for motor vehicle dealers. In addition, the department proposes to amend the title of the rule.

RULE NO. & TITLE

810-5-75-.15 Title Procedure - Application for Replacement Alabama Certificate of Title (Form MVT 12-1).

INTENDED ACTION: Amend an existing rule

SUBSTANCE OF PROPOSED ACTION: The department proposes to amend the above rule to clarify the process for applying for a replacement certificate of title by all parties other than designated agents of the department. In addition, the department proposes to amend the title of the rule.

RULE NO. & TITLE

810-5-75-.68 Title Procedure - Exemption from Titling

INTENDED ACTION: Amend an existing rule

SUBSTANCE OF PROPOSED ACTION: The department proposes to amend the above rule to provide guidance in determining whether a motor-driven cycle meets the requirements for title exemption.

TIME, PLACE, MANNER OF PRESENTING VIEWS: A public hearing will be held at **2:00 p.m. on Tuesday, June 11, 2013, 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:

June 11, 2013

CONTACT PERSON AT AGENCY:

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



Michael D. Gamble, Secretary
Alabama Department of Revenue

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810-5-1-.247 Vehicle Identification Number (VIN) Inspections.

(1) All vehicles being titled for the first time in Alabama and all non-titled vehicles being registered for the first time by the license plate issuing official must be physically inspected by the license plate issuing official to ensure that the VIN is properly recorded on the application for certificate of title and/or vehicle registration. The physical inspection requirements do not apply to the following:

- (a) Registration renewals;
- (b) Vehicles registered pursuant to Section 32-6-56, Code of Alabama 1975 (IRP-registered vehicles);
- (c) Vehicles registered in this state during the current year or within the previous two calendar years;
- (d) Vehicles owned by a manufacturer, dealer or wholesaler and held in inventory which are properly registered with dealer, dealer transit or manufacturer license plates;
- (e) Utility trailers as defined in Section 40-12-240, Code of Alabama 1975, and rule 810-5-1-.240.

(2) License plate issuing officials may appoint a government official located in Alabama or a law enforcement officer as a deputy for the purpose of inspecting a motor vehicle, by and completing Department of Revenue Form MVT 5-10, **Motor Vehicle Inspection by a Government Official**. The government official, or law enforcement officer, must verify the vehicle identification number (VIN), make, year, model, body type, number of cylinders, color, and odometer reading of the vehicle by signing the form.

(3) All vehicles must have a unique VIN. It is the registrant's responsibility to ensure that the VIN is permanently affixed to the vehicle. The VIN must be 17 characters for 1981 and later year model motor vehicles, in accordance with the Code of Federal Regulations, Title 49, Chapter V, Part 565. The VIN is not required to be 17 characters for trailers.

(4) Required ownership documentation for first time registrations for vehicles not required to be titled in Alabama is a bill of sale that contains the minimum requirements established in Department of Revenue Administrative Rule 810-5-1-.246. The VIN on the vehicle must be compared to the VIN appearing on the ownership documentation to ensure that the correct vehicle is being registered.

(65) Guidelines on where to locate the VIN on the vehicle:

- (a) Passenger vehicles/pickup trucks – driver's side windshield or inside driver's door jamb.
- (b) Motorcycle – on front fork.
- (c) Trailer – on trailer frame or tongue.
- (d) Assembled vehicles – driver's door jamb.
- (e) 1954 and prior year vehicles – inner fender well or driver's door post. Motor number is to be used as VIN if there is not a VIN plate on the vehicle.

Author: James Starling, Amy Bright
Authority: Sections 40-2A-7(a)(5) and 32-8-3(b)(2), Code of Alabama 1975
History: New Rule: Filed January 22, 2010, effective February 26, 2010.
Amended: Filed March 28, 2012, effective May 2, 2012.
Amended: Filed October 23, 2012, effective November 27, 2012.