



APA-6  
10/96

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

Control No. 810 Department or Agency REVENUE

Rule No: 810-5-75-.39

Rule Title: Altered Documents. Reference: Sections 32-8-1 through 32-8-87, Code of Alabama 1975, as amended.

           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:

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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](http://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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810-5-75-39 ALTERED DOCUMENTS. Reference: ~~Sections 32-8-1 through 32-8-87, Code of Alabama 1975, as amended.~~

(1) The Department will not accept any document that has been altered (i.e. correction fluid, strike throughs, etc). This includes, but is not limited to, applications for title, certificates of title, manufacturer's certificates of origin, assignments of titles and certificates of origin, bills of sale, affidavits and all forms required by the Department whether they be Alabama forms or forms from another jurisdiction. The Department will require a replacement document be obtained for the altered document.

~~2) Any document on which correction tape, liquid paper, white-out, yellow-out or any other type of fluid or means (such as an ink-out) is used to remove, obliterate, delete or cover up previously entered information will not be accepted. The Department will require a replacement document to be obtained for the altered document.~~

~~(3) When an error is made on a document, a single line shall be drawn through the incorrect information and the correct information shall be entered above the incorrect information. The person who made the error shall give a notarized affidavit stating the reason(s) for the error and/or correction and attach said affidavit to the document. NOTE: Persons who enter information, change, or alter a document that pertains to an assignment must obtain notarized affidavit(s) from the assignee(s) attesting to the incorrect and/or corrected entry. (§32-8-3(a)(2))~~

(2) (3) If an assignment of title contains an error, Form MVT 5-7, Affidavit of Correction to a Document to Support an Application for Certificate of Title, shall be completed to correct the assignment. Form MVT 5-7 shall contain the following information:

- (a) Type of Correction
- Origin,
1. Assignment of Manufacturer's Statement (Certificate) of
  2. Assignment of Title by Registered owner, or
  3. Re-assignment of Title by Licensed Motor Vehicle Dealer)
- (b) Assignment number being corrected (if applicable)
- (c) Vehicle identification number
- (d) Seller's reason for correction
- (e) Signature(s) of the owner(s) as transferor(s),

- (f) Name and address of the transferee(s).
- (g) Date of sale or transfer.
- (h) Name of the lienholder to be recorded on the new certificate of title in the name of the transferee (if applicable).
- (i) Printed name(s) of the transferor(s) (if the vehicle is subject to federal odometer certification requirements).
- (j) Signature(s) and printed name(s) of the transferee(s) (if the vehicle is subject to federal odometer certification requirements), and
- (k) Odometer disclosure (if the vehicle is subject to federal odometer certification requirements).
- (l) Notarization of both the transferor's and transferee's signatures.

Author: Lisa Blankenship  
Authority: Sections 40-2A-7(a)(5) and 32-8-3(b)(2), Code of Alabama 1975  
History: