TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control 810 Department or Agency REV	VENUE
Rule Nos. 810-5-1210	
Rule Title: Extending the Period for Use of Stand	dard and Diotination I
J. J. G.	and Distinctive License Plates
New;Amend; XX _Repeal;Adop	ot by Reference
Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety?	No
Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare?	Yes
Is there another, less restrictive method of regulation available that could adequately protect the public?	No
Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree?	No
Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule?	N/A
Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public?	
protection of the public?	Yes
***********	***
Does the proposed rule have any economic impact?	~~~~~ ~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~
If the proposed rule has an economic impact, the proposed note prepared in accordance with subsection (f) of Sec	osed rule is required to be accompanied by a fiscal
***********	22-23, <u>Code of Alabama 1975</u> .
Certification of Authorized Official	~~~ ~~~******************
I certify that the attached proposed rule has been pro Chapter 22, Title 41, Code of Alabama 1975 and that the Administrative Procedure Division of the Legislative	pposed in full compliance with the requirements of it conforms to all applicable filing requirements of Reference Service.
Signature of certifying officer	
Date 9/23/13	

APA-6 10/96

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

Control N	lo. <u>810</u>	Department o	r Agen	cy <u>REVENU</u>	E
	810-5-12				
Rule Title	: Extendir	ng the Period for U	se of St	andard and Dist	inctive License Plates
	New	Amend	Х	Repeal	Adopt by Reference
● NO ○ YES	This rule	e has no econo e has an econo	mic im	nact	
1.	NEED/E	XPECTED BEI	NEFIT (OF RULE:	
2.	COSTS/ EFFICIE AND AC	BENEFITS OF NT, AND FEAS HIEVING THE	RULE SIBLE M STATE	AND WHY RI MEANS FOR A D PURPOSE	JLE IS THE MOST EFFECTIVE, ALLOCATING RESOURCES :
3.	EFFECT	OF THIS RULE	E ON C	OMPETITION	1 :
4.	EFFECT THE GEO IMPLEMI		EON C AREA I	OST OF LIVI WHERE THE	NG AND DOING BUSINESS IN RULE IS TO BE
5.	EFFECT AREA HE	OF THIS RULE RE THE RULE	ON EI	MPLOYMENT BE IMPLEME	IN THE GEOGRAPHICAL ENTED:
6.	SOURCE ENFORC	OF REVENUE ING THIS RULE	TO BE	USED FOR	IMPLEMENTING AND
7.	THE SHO AFFECTE BEAR THI	RT-TERM/LON D PERSONS, I E COSTS AND	G-TER NCLU[THOSI	M ECONOMI DING ANALYS E WHO WILL	C IMPACT OF THIS RULE ON SIS OF PERSONS WHO WILL BENEFIT FROM THE RULE:
8.	UNCERTA	INTIES ASSO	CIATE) WITH THE I	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:
- DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE RULE IS NOT IMPLEMENTED:
- 11. OTHER COMMENTS:

ALABAMA DEPARTMENT OF REVENUE **Motor Vehicle Division**

NOTICE OF INTENDED ACTION

RULE NO. & TITLE

810-5-1-.236.01

Extending the Period for Use of God Bless America Distinctive

License Plates

810-5-1-.210

Extending the Period for Use of Standard and Distinctive License Plates

INTENDED ACTION:

Repeal existing rules

SUBSTANCE OF PROPOSED ACTION: The department proposes to repeal the above rules due to the fact that they are no longer needed as the referenced time extension has expired.

TIME, PLACE, MANNER OF PRESENTING VIEWS: A public hearing will be held at 2:00 p.m. on Thursday, November 7, 2013, Room 1203, First Floor, 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 Secretary of the Alabama Department of Revenue, Room 4131, 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:

Thursday, November 7, 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-.210 Extending the Period for Use of Standard and Distinctive License Plates. (REPEALED)

- (1) The term "standard license plates" as used in this rule shall be deemed to include the following license plate categories:
 - (a) Passenger automobile license plates;
- (b) License plates for trucks with gross weights not exceeding 12,000 pounds:
 - (c) License plates for utility and travel trailers;
- (d) License plates for motor homes with gross weights not exceeding 12,000 pounds.
- 1. The term "distinctive license plates" as used in this rule shall be deemed to include collegiate license plates as authorized under Section 32-6-150 and the various multi-year military and other specialty plates authorized under Chapter 6 of Title 32 and Chapter 12 of Title 40.
- (2) This rule shall not pertain to the following categories of license plates:
 - (a) Apportioned
 - (b) State, county or municipal government (including motorcycles)
 - (c) Public Utility Departments
 - (d) Temporary (including Manufacturer Temporary)
 - (e) Volunteer Fire Departments
 - (f) Federal Government Loaned Vehicles
 - (g) National Guard (including disability access)
 - (h) Purple Heart (including disability access)
 - (i) Prisoner of War (including disability access)
 - (j) Medal of Honor Recipient (including disability access)
 - (k) Vintage Vehicle (including motorcycle)
 - (1) Consular Official
 - (m) USS Alabama Battleship Commission

- (n) Standard motorcycle
- (o) Manufacturer
- (p) Dealer (including dealer motorcycle)
- (q) Trailer
- (r) Ambulance/Hearse
- (s) Commercial Bus
- (t) Taxi
- (u) Rental Trailer
- (v) Trucks with gross weights exceeding 12,000 pounds
- (w) Farm trucks
- (x) Forest products trucks
- (y) Motor homes (exceeding 12,000 pounds gvw)
- (3) Under the authority of Section 32-6-53, Code of Alabama 1975, and pursuant to the issuance of a proclamation of emergency under date of February 19, 2004 by Governor Bob Riley, the Commissioner of Revenue hereby extends the period of use of standard and distinctive license plates for a two-year period; accordingly, the issuance of the next series of standard license plates shall be delayed until the period January 1, 2009 through November 30, 2009, and the current series of standard license plates ("Stars Fell on Alabama") shall be extended until the new series is issued.
- (4) Any new distinctive license plate categories created either by legislative action or through the pre-commitment process as provided in Chapter 6 of Title 32, on or after January 1, 2004, shall be valid for a period of five (5) years as provided in Section 32-6-62. Furthermore, any existing distinctive license plate category which is due to be reissued during the period from January 1, 2005 through December 31, 2007 will be extended for an additional two-year period.
- (5) The extension herein provided refers to the use of the metal license plate, and does not extend the period for annual reregistration of the vehicle. Vehicle owners shall continue to timely renew their registrations in their designated renewal month, including payment of ad valorem taxes, issuance fees, and registration fees, and shall be issued revalidation decals to be attached to the license plates.
- (6) Anyone acquiring a vehicle subject to registration in Alabama during the period beginning January 1, 2007 and extending through December 31, 2008, desiring a standard license plate, shall be issued the license plate series that was originally issued beginning January 1, 2002 (the "Stars Fell on Alabama" series).

(7) In the event the license plate becomes illegible or deteriorates to the condition that law enforcement could have difficulty reading the license plate or determining the type of license plate, the owner shall return to his or her license plate issuing official, and upon surrender of the original license plate and payment of the appropriate fee, secure a replacement license plate as authorized

Author:

Sherry Helms Johnny Newman

Authority:

Sections 40-2A-7(a)(5) and 32-6-53, Code of Alabama 1975

History:

New rule: Filed June 18, 2004, effective July 23, 2004.