

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-.40

Rule Title: Requirements for Names and Signatures on Title Applications, Title Assignments and Motor Vehicle Registrations

 New X Amend 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:

ALABAMA DEPARTMENT OF REVENUE
Motor Vehicle Division

NOTICE OF INTENDED ACTION

RULE NO. & TITLE

810-5-75-.31 Title Procedure - Transfer Of Title For Vehicle Under The
Abandoned Motor Vehicle Act -- Bill of Sale (Form MVT 32-
13B)

INTENDED ACTION: Amend rule

SUBSTANCE OF PROPOSED ACTION: The department proposes to amend the title of the
above rule, remove out dated language, and further clarify the procedures for obtaining a
certificate of title pursuant to Chapter 13, Title 32, Code of Alabama 1975.

RULE NO. & TITLE

810-5-75-.40 Requirements for Names and Signatures on Title Applications,
Title Assignments and Motor Vehicle Registrations

INTENDED ACTION: Amend rule

SUBSTANCE OF PROPOSED ACTION: The department proposes to amend the above rule
to provide further clarification that the vehicle owner's first name (or variance thereof) and last
name are required to be shown on the title documentation.

810-5-9-.10 IFTA Quarterly Fuel Use Tax Returns

INTENDED ACTION: Amend rule

SUBSTANCE OF PROPOSED ACTION: The department proposes to amend the above rule
to offer further clarification in filing the IFTA Quarterly Fuel Use Tax Returns.

810-5-9-.13 Cancellation, Suspension, or Revocation of an IFTA Account
License

INTENDED ACTION: Amend rule

SUBSTANCE OF PROPOSED ACTION: The department proposes to amend the

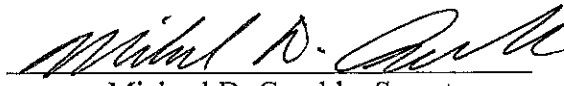
title of the above rule, remove reference to the Administrative Law Division, and to provide further clarification.

TIME, PLACE, MANNER OF PRESENTING VIEWS: A public hearing will be held at **2:30 p.m. on Wednesday, November 5, 2014, Room 1203, First Floor**, Gordon Persons Building, located at 50 N Ripley Street, Montgomery, Alabama. Copies of the rule(s) can be obtained at ww.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:
Wednesday, November 5, 2014

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-.40 Requirements for Names and Signatures on Title Applications, Title Assignments and Motor Vehicle Registrations.

(1) An application for a certificate of title, accompanied by the required supporting documents which reflect two (2) owners, shall have the names of both owners shown on the application. Two owners joined by the conjunction “and” or with no conjunction between the names shall have tenancy in common ownership rights and both owners shall be required to sign the title application. Two owners joined by the conjunction “or” or “and/or” shall have joint tenancy ownership rights with rights of survivorship and only one owner shall be required to sign the title application. No more than two owners shall be listed on an application for certificate of title.

(2) An assignment of title which reflects two (2) owners joined by the conjunction “and” or with no conjunction between the names shall have tenancy in common ownership rights and both owners shall be required to sign the title assignment. Two owners joined by the conjunction “or” or “and/or” shall have joint tenancy ownership rights with rights of survivorship and only one owner shall be required to sign the title assignment.

(3) The name of the owner(s) to be shown on the application for certificate of title shall be the legal name of the owner(s) of the motor vehicle or manufactured home for which a certificate of title is requested. Variances in the owner’s first name shall not affect the legality of the name and the inclusion or omission of a title, middle name or initial, suffix or hyphenated name shall not affect the legality of the owner’s name. **However, the owner’s first name, or variance thereof, and last name are required to be shown on the application for certificate of title. However, Note that the owner’s name must be in agreement on all title documents. Any and any variance(s) in the owner’s name between title documents will require that the owner provide an affidavit attesting to the variance(s). Where If the owner is doing business under a trade name, the trade name may be shown following the name of the individual owner.**

(4) The name(s) of the owner(s) or operator(s) shown on the application for certificate of title and certificate of title shall be identical to the name(s) of the owner(s) or operator(s) shown on the registration for the motor vehicle.

Author: **Sherry Helms**, Mike Gamble, Jonathan Lawrence
Authority: Sections 40-2A-7(a)(5) and 32-8-3(a)(2), Code of Alabama 1975
History: Adopted through APA 1982.
Amended: Filed January 28, 2010, effective March 4, 2010.
Amended: Filed June 27, 2012, effective August 1, 2012.