

APA-1

Transmittal Sheet For Notice Of Intended Action

Control: 810

Department or Agency: Revenue

Rule Nos: 810-5-8-.09

Rule Title: Identification Documentation Required for Registration

New; Amended; Repealed; Adopt by Reference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 result from the absence of the proposed rule? N/A

Are all the facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed rule have any economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975 and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.



Signature of certifying officer

Date 10/20/2017

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10/96

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

Control No. 810 Department or Agency REVENUE

Rule No: 810-5-8-.09

Rule Title: Identification Documentation Required for Registration

 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:

APA-2

ALABAMA DEPARTMENT OF REVENUE
Motor Vehicle

NOTICE OF INTENDED ACTION

RULE NO. & TITLE

810-5-1-206 United States Armed Forces Reserve Distinctive License Plates
810-5-1-.208 National Guard Distinctive License Plates Disabled Veteran
810-5-1-.218 Distinctive License Plates

INTENDED ACTION

Repeal

**SUBSTANCE OF
PROPOSED ACTION:**

The department proposes to repeal the above mentioned rules because the language is duplicated in rule 810-5-1-.201 regarding license plate fee exemptions.

RULE NO. & TITLE

810-5-8-.09 Identification Documentation Required for Registration

INTENDED ACTION

Amend

**SUBSTANCE OF
PROPOSED ACTION:**

The department proposes to amend the above mentioned rule to remove language that requires identification to be presented during registration renewals in accordance with Act 2017- 242.

TIME, PLACE, MANNER OF PRESENTING VIEWS: A public hearing will be held at **1:30 PM on Tuesday, December 12, 2017, Room 1203, First Floor**, Gordon Persons Building, located at 50 N Ripley Street, Montgomery, Alabama. Copies of the rule(s) can be obtained at <http://www.revenue.alabama.gov/tax-policy/>.

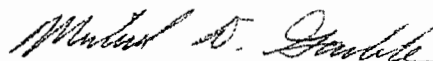
All interested parties may present their views in writing to the **Secretary of the Alabama Department of Revenue, Room 4131, Gordon Persons Building, 50 N Ripley Street, Montgomery, Alabama 36132** at any time following publication of the notice up until the conclusion of the hearing. Interested parties may also appear at the hearing to present their views.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Tuesday, December 12, 2017

CONTACT PERSON AT AGENCY:

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



Michael D. Gamble, Secretary
Alabama Department of Revenue

810-5-8-.09 Identification Numbers-Documentation Required for Registration.

(1) In accordance with §32-7A-17(d), Code of Alabama 1975, all officials authorized by law to issue motor vehicle license plates shall obtain, when issuing the initial vehicle registration or transferring motor vehicle registrations, ~~the~~ each registrant's valid, unexpired state issued driver's license or identification card number, a department approved federal identifying number, national driver's license, or for a company, or other entity, the federal employer identification number (FEIN), for inclusion within the motor vehicle registration records in the state and county databases provided these numbers shall not be included on the motor vehicle registration receipts. For registration renewals, the identifying document is not required, ~~for only one individual or entity listed as a registrant of the motor vehicle.~~

(2) A driver's license or identification card is considered valid if it is unexpired.

(3) Under the authority granted to the department by § Section 32-7A-17(d), Code of Alabama 1975, the department may assign an identifying number to vehicle registrants in order to document compliance with the mandatory liability insurance law. County License plate issuing officials, as designated agents of the department (§ Section 32-8-34, Code of Alabama 1975), are authorized to assign an identifying number on behalf of the department.

(4) License plate issuing officials shall collect and provide one of the following document types and supporting information to the department with the motor vehicle registration record:

<u>Document Type</u>	<u>DL State</u>	<u>DL Number</u>	<u>Expiration Date</u>
Driver's license	postal code (ex. AL)	DL number (max. 20 digits)	MM/YYYY
Non-driver ID card	postal code (ex. AL)	ID card number (max. 20 digits)	MM/YYYY
FEIN	FE	FEIN (9 digits)	blank
Dept. assigned ID number	RD	max. 20 digits	blank
Exempt vehicle (§32-7A-5)	ZZ	blank	blank

(5) Section 32-7A-2(24), Code of Alabama 1975 defines a state as any state, territory or possession of the United States, the District of Columbia, any province or territory of the Dominion of Canada, or a state of the Republic of Mexico.

(6) A department assigned identifying number may be assigned to the registrant upon presentation of other evidence of identity when the registrant cannot provide a valid, unexpired state issued driver's license or identification card, national driver's license or FEIN.

(7) Other evidence of identity includes but is not limited to the following documentation:

- (a) Medicare card "A".
- (b) U.S. Passport.
- (c) Birth certificate.
- (d) U.S. Citizen and Immigration Services Resident alien card/ Green Card.
- (e) U.S. military ID (ex. Common Access Card (CAC), U.S. Uniformed Services Identification Card, Military Separation Form (DD-214)).
- (f) Tribal identification card.
- (g) Professional license issued by a state or federal agency.
- (h) Selective Service card or verification with Selective Service Online Registration Verification system.
- (i) Veterans Administration Card.
- (j) Driver license or non-driver identification card from a country that is not included in paragraph five (5); for example Guatemala.

(8) The number reflected on the evidence that is used to identify the vehicle owner should be used to create the department assigned identifying number. If the identification evidence number includes a social security number or a number is not reflected on the other evidence, then a number, up to 20 digits, should be assigned to indicate compliance in accordance with the mandatory liability insurance law.

Author: Sherry Helms **and Troy Thigpen**
Authority: Sections 40-2A-7(a)(5), 32-7A-3(a) and 32-7A-17(d), Code of Alabama 1975.
History: New rule: Filed October 23, 2012, effective November 27, 2012.
Amended: Filed September 12, 2013, effective October 17, 2013.

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