

810-5-8-.04 Registration Denial–Mandatory Liability Insurance.

(1) If a vehicle owner(s), or someone authorized to register a motor vehicle on behalf of the owner(s), informs the license plate issuing official that the vehicle is not insured pursuant to Section 32-7A-4, Code of Alabama 1975, (and the vehicle is not exempt from insurance requirements), the license plate issuing official shall refuse to register the motor vehicle(s).

(2) If a vehicle owner(s) or someone authorized to register a motor vehicle on behalf of the owner(s), submits a renewal application through the mail, in person or via the internet (online) without evidence of insurance, the license plate issuing official shall refuse to register the motor vehicle.

(3) In the event that a vehicle owner(s), or someone authorized to register a motor vehicle on behalf of the vehicle owner(s), informs the license plate issuing official that the motor vehicle is insured by an insurer not authorized to do business in Alabama, the license plate issuing official shall refuse to register the vehicle.

(4) If a license plate issuing official denies registration, and subsequently the vehicle owner(s), or someone authorized to register a motor vehicle on behalf of the vehicle owner(s), provides evidence that the vehicle is insured to the satisfaction of the official, then the official may issue the registration. If the delay in registering the vehicle places the vehicle owner(s) into a delinquency situation, the appropriate penalties, interest, etc., must be collected as a prerequisite to the issuance of the registration. Furthermore, if the registration is denied, the vehicle owner(s) may incur law enforcement sanctions if the vehicle is operated with an expired registration or without registration credentials.

(5) If a vehicle owner(s), or someone authorized to register a motor vehicle on behalf of the owner(s), is unable or refuses to provide the valid unexpired state issued driver's license number, non-driver's identification number, national driver's license number, federal employer identification number or department assigned number for each vehicle owner reflected on the vehicle title or vehicle registration if the vehicle is exempt from titling, the license plate issuing official shall refuse to register the vehicle as requested.

(6) License plate issuing officials shall deny registration or transfer of any license plate when the registration has been suspended. The license plate issuing official is not authorized to issue a new license plate or replacement license plate to the vehicle until the registration is reinstated.

(7) License plate issuing officials shall deny registration to any vehicle owner(s) who attempts to avoid the registration suspension and payment of reinstatement fees by transferring vehicle ownership to another entity, such as a corporation or one's spouse or dependent.

(8) The decision by the license plate issuing official to deny registration which has been suspended by the Department for failing to maintain motor vehicle liability insurance may not be appealed. This is because the vehicle owner(s) has already been afforded the opportunity to appeal the decision by the Department to suspend the registration as provided under Section 32-7A-3(d), which allows the owner(s) a 30 calendar day period to appeal a suspension “after the rendition of any suspension.”

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Authority: Sections 40-2A-7(a)(5) and 32-7A-3(a), Code of Alabama 1975

History: New rule: Filed March 22, 2001, effective April 26, 2001.

Amended: Filed May 6, effective June 10, 2011.

Amended: Filed November 19, 2012, effective December 24, 2012.