

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 current legal names of both owners shown on the application. 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 application. Two (2) owners joined by the conjunction “or” or “and/or” shall have joint tenancy ownership rights with rights of survivorship and only one (1) owner shall be required to sign the title application. No more than two (2) 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 (2) owners joined by the conjunction “or” or “and/or” shall have joint tenancy ownership rights with rights of survivorship and only one (1) 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 current legal name of the owner(s) of the motor vehicle for which a certificate of title is requested as provided by Sections 32-8-35 and 32-8-39, Code of Alabama 1975. 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. Note that the owner’s name must be in agreement on all title documents 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). The affidavit must be notarized, unless witnessed by a designated agent. If the owner is doing business under a trade name, the trade name may be shown following the current legal name of the owner.

(4) The current legal name(s) of the owner(s) or operator(s) shown on the Alabama application for certificate of title and Alabama 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.

(5) If the current legal name of the owner or operator has changed, and the certificate of title is issued by another state and is being held by a lienholder,

and the vehicle is not required to be titled in this state as provided by 32-8-31, the owner or operator must provide evidence of the current legal name, which shall be shown on the vehicle registration.

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