

1 HB33
2 134170-1
3 By Representative Galliher
4 RFD: Transportation, Utilities and Infrastructure
5 First Read: 07-FEB-12
6 PFD: 12/01/2011

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8 SYNOPSIS: Under existing law, registration fees are
9 specifically delineated for recreational vehicles
10 weighing up to 42,000 pounds. The registration fee
11 for any recreational vehicle weighing over that
12 amount is based on the schedule for trucks or truck
13 tractors.

14 This bill would create specific registration
15 fees for recreational vehicles weighing more than
16 42,000 pounds by adding new weight categories of
17 recreational vehicles and corresponding
18 registration fees and would reduce the fee for the
19 immediately preceding weight classification.

20 This bill also would exempt one recreational
21 vehicle per person from the additional fee amounts
22 set forth in the fee schedule for recreational
23 vehicles.

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25 A BILL
26 TO BE ENTITLED
27 AN ACT

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2 Relating to motor vehicles; to amend Section
3 40-12-248, Code of Alabama 1975, to further provide for the
4 registration fees for recreational vehicles.

5 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

6 Section 1. Section 40-12-248, Code of Alabama 1975,
7 is amended to read as follows:

8 "§40-12-248.

9 "(a) For each truck or truck tractor using the
10 public highways of this state, annual license taxes and
11 registration fees based on the gross vehicle weight in pounds
12 are imposed and shall be charged. For the purposes of this
13 section, the term "gross vehicle weight" shall mean the empty
14 weight of the truck or truck tractor plus the heaviest load to
15 be carried and, in the case of combinations, shall be deemed
16 to include also the empty weight of the heaviest trailer with
17 which the power unit shall be placed in combination, plus the
18 heaviest load to be carried. No tolerance or margin of error
19 shall be allowable under this section, except as provided in
20 subsection (b).

21 "(b) For each truck or truck tractor using the pub-
22 lic highways of this state, the annual license taxes and reg-
23 istration fees herein imposed (i) shall consist of the base
24 amount applicable to the truck or truck tractor under the
25 schedule of base amounts set forth in this subsection, plus
26 (ii) the additional amount, if any, applicable to the truck or

1 truck tractor under the schedule of additional amounts set
2 forth in this subsection:

3 SCHEDULE OF BASE AMOUNTS
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5 "Gross Vehicle

6 Weight in Pounds	Base Amount
7 0 to 8,000	\$10.70
8 8,001 to 10,000	17.50
9 10,001 to 12,000	52.50
10 12,001 to 18,000	85.00
11 18,001 to 26,000	117.50
12 26,001 to 33,000	150.00
13 33,001 to 42,000	260.00
14 42,001 to 55,000	292.50
15 55,001 to 64,000	325.00
16 64,001 to 73,280	357.50
17 73,281 to 80,000	407.50
18 80,001 or over	445.00

19 SCHEDULE OF ADDITIONAL AMOUNTS

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"Gross Vehicle

Weight in Pounds	Additional Amount
0 to 8,000	\$2.30
8,001 to 10,000	17.50
10,001 to 12,000	52.50
12,001 to 18,000	85.00
18,001 to 26,000	117.50
26,001 to 33,000	150.00
33,001 to 42,000	260.00
42,001 to 55,000	292.50
55,001 to 64,000	325.00
64,001 to 73,280	357.50
73,281 to 80,000	407.50
80,001 or over	445.00

"The total amount of the annual license tax and registration fee shall be limited with respect to trucks or truck tractors owned and used by a farmer for transporting farm products or the personal property of the farmer for use on his or her farm to a maximum of thirty dollars (\$30) where the gross vehicle weight of the truck does not exceed 30,000

1 pounds; to a maximum of eighty-five dollars (\$85) where the
2 gross vehicle weight of the truck exceeds 30,000 pounds, but
3 does not exceed 42,000 pounds; and to a maximum of two hundred
4 fifty dollars (\$250) where the gross vehicle weight of the
5 truck or truck tractor is up to and including the class
6 currently designated 80,001 pounds or over; provided, however,
7 a farmer shall be entitled to pay this reduced annual license
8 tax and registration fee for only one truck tractor; for each
9 additional truck tractor the annual license tax and
10 registration fee shall be determined from the "schedule of
11 base amounts" and "the schedule of additional amounts" based
12 on the gross vehicle weight in pounds; and the annual license
13 tax and registration fee shall be limited with respect to
14 trucks owned and used by any person for transporting forest
15 products from the point of severance to a sawmill, to a
16 papermill, or to a concentration yard to a maximum of forty
17 dollars (\$40) where the gross vehicle weight of the truck does
18 not exceed 30,000 pounds and to a maximum of sixty-five
19 dollars (\$65) where the gross vehicle weight exceeds 30,000
20 pounds, but does not exceed 42,000 pounds.

21 "For purposes of enforcement of farm truck license
22 tags, or of forest products truck license tags for trucks that
23 do not exceed 42,000 pounds in gross vehicle weight, all
24 scaled weight shall be allowed a tolerance or a margin of
25 error of 10 percent of the true gross or axle weights to allow
26 for any climatic conditions.

1 "For each truck tractor which is operated by a
2 certificated motor carrier and which is operated exclusively
3 within 15 miles of the corporate limits of the incorporated
4 municipality in which it is customarily domiciled, but not
5 including vehicles operating beyond the borders of Alabama,
6 and which is registered in the county in which it is
7 customarily domiciled, a total annual license tax and
8 registration fee of three hundred dollars (\$300) is imposed
9 and shall be charged.

10 "The total amount of the annual license tax and reg-
11 istration fee shall be limited to the following schedule for
12 all self-propelled campers or house cars, but a self-propelled
13 camper or a house car whose weight does not exceed 8,000
14 pounds, shall be subject to the provisions of Section
15 40-12-273(b):

16 SCHEDULE OF BASE AMOUNTS
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18 "Gross Vehicle

19 Weight in Pounds	Base Amount
20 0 to 8,000	\$10.70
21 8,001 to 12,000	25.00
22 12,001 to 18,000	50.00
23 18,001 to 26,000	87.50

1	26,001 to 33,000	137.50
2	33,001 to 42,000	250.00 <u>190.00</u>
3	<u>42,001 to 55,000</u>	<u>240.00</u>
4	<u>55,001 to 64,000</u>	<u>295.00</u>
5	<u>64,001 to 73,280</u>	<u>315.00</u>
6	<u>73,281 to 80,000</u>	<u>365.00</u>
7	<u>80,001 or over</u>	<u>395.00</u>

8 SCHEDULE OF ADDITIONAL AMOUNTS

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10	"Gross Vehicle	
11	Weight in Pounds	Additional Amount
12	0 to 8,000	\$2.30
13	8,001 to 12,000	25.00
14	12,001 to 18,000	50.00
15	18,001 to 26,000	87.50
16	26,001 to 33,000	137.50
17	33,001 to 42,000	250.00 <u>190.00</u>
18	<u>42,001 to 55,000</u>	<u>240.00</u>
19	<u>55,001 to 64,000</u>	<u>295.00</u>
20	<u>64,001 to 73,280</u>	<u>315.00</u>

1	<u>73,281 to 80,000</u>	<u>365.00</u>
2	<u>80,001 or over</u>	<u>395.00</u>

3 "With respect to a self-propelled camper or house
4 car, the total amount of the annual license tax and
5 registration fee shall be limited to the "schedule of base
6 amounts" for one self-propelled camper or house car per
7 person. For each additional self-propelled camper or house car
8 owned by a person, the annual license tax and registration fee
9 shall be determined from the "schedule of base amounts" and
10 the "schedule of additional amounts" based on the gross
11 vehicle weight in pounds.

12 "(1) Notwithstanding the other provisions of this
13 section, a pick up truck as defined in Section 32-8-2, which
14 is used for personal or agricultural use and which is not
15 operated for commercial purposes, shall be licensed and
16 registered based on the gross weight of the vehicle only
17 without regard to the heaviest load to be carried including
18 the heaviest load to be carried on any trailer used in
19 combination with the truck, and, for purposes of this
20 subdivision, the term "gross vehicle weight in pounds" as used
21 in this subsection means the gross weight of the vehicle only
22 without regard to the heaviest load to be carried including
23 the heaviest load to be carried on any trailer used in
24 combination with the truck.

1 "(2) Notwithstanding the other provisions of this
2 section, a motor vehicle wrecker, commonly known as a tow
3 truck, which is used primarily to move, tow, or recover
4 disabled motor vehicles or used for impoundment purposes,
5 shall be licensed and registered based on the gross vehicle
6 weight of the wrecker only without regard to the gross vehicle
7 weight of any motor vehicle to be towed by the wrecker.

8 "(c) Every person making application for license
9 under this section to use a truck or truck tractor on the
10 public highways of this state shall be required to make an
11 affidavit declaring the gross vehicle weight of the truck or
12 truck tractor and file the affidavit with the judge of
13 probate, or other county licensing officer, in the county in
14 which the application is made. Upon payment of the applicable
15 motor vehicle license tax or registration fee, the license to
16 use the truck or truck tractor on the public highways of this
17 state shall be limited to the gross vehicle weight so declared
18 by the owner, which shall be deemed to constitute the
19 allowable gross vehicle weight for which the vehicle is
20 licensed.

21 "After having obtained a license under this section
22 with respect to any truck or truck tractor, the owner thereof
23 may during the then current tax year voluntarily increase the
24 allowable gross vehicle weight for which the vehicle is
25 licensed by making a new affidavit, applying for a new license
26 applicable to the appropriate gross vehicle weight
27 classification, surrendering the license plates or tags

1 previously obtained, and paying the difference between the
2 fees applicable to a license for the higher weight
3 classification desired and the fee in respect of the license
4 so surrendered. The license classification of a truck or truck
5 tractor may not be decreased, however, except once a year at
6 the time new license tags or plates are purchased for the
7 truck or truck tractor."

8 Section 2. This act shall become effective on the
9 first day of the third month following its passage and
10 approval by the Governor, or its otherwise becoming law.