OFFICIAL AMENDMENT TO THE
INTERNATIONAL REGISTRATION PLAN

Ballot Number: 421 - Appendix for Non-Apportioned Vehicles

Ballot Date: June 20, 2018

Ballot Expiration Date: Sept. 18, 2018

Amendment Effective Date, If Approved: Jan. 1, 2020

Sponsor(s): Alabama

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× Sponsor’s(s’) IRP voting member notified

SECTIONS TO BE AMENDED

International Registration Plan:
Article II, Definitions – Apportionable Vehicle

International Registration Plan:
Article XII, Member Jurisdiction Duties and Cooperation – Section 1220, Annual Report of Activity

SUMMARY

The ballot would create an appendix to the International Registration Plan (Plan), which would contain each jurisdiction’s restrictions, exclusions, limits and conditions for non-Apportioned Commercial Vehicles.
Vehicles that are contained in each jurisdiction’s existing reciprocity agreements. Member Jurisdictions would be required to submit their non-Apportioned Vehicle restrictions, exclusions, limits and conditions to the IRP, Inc. Repository and certify this information when the IRP annual report is required to be filed in March. This process is similar to the annual fuel tax exemption certification process that is required for IFTA. The non-Apportioned Vehicle restrictions, exclusions, limits and conditions would become part of the Plan and would be readily available to jurisdictions, law enforcement and registrants.

**AMENDMENT**

**APPORTIONABLE VEHICLE**

“Apportionable Vehicle” means (except as provided below) any Power Unit that is used or intended for use in two or more Member Jurisdictions and that is used for the transportation of persons for hire or designed, used, or maintained primarily for the transportation of property, and:

(i) has two Axles and a gross Vehicle weight or registered gross Vehicle weight in excess of 26,000 pounds (11,793.401 kilograms), or

(ii) has three or more Axles, regardless of weight, or

(iii) is used in combination, when the gross Vehicle weight of such combination exceeds 26,000 pounds (11,793.401 kilograms).

A Recreational Vehicle, a Vehicle displaying Restricted Plates or a government-owned Vehicle, is not an Apportionable Vehicle; except that a Tractor Power Unit, or the Power Unit in a Combination of Vehicles having a gross Vehicle weight of 26,000 pounds (11,793.401 kilograms), or less, nevertheless may be registered under the Plan at the option of the Registrant.

**Official Commentary**

A Vehicle is determined to be Apportionable according to the characteristics and use of the Vehicle or the Combination of Vehicles. Trailing equipment, however, is only registered under the Plan pursuant to an approved Exception, unless it is registered under Section 910.

Certain types of vehicles or Combinations of Vehicles that travel or are intended to travel in two or more Member Jurisdictions, but are not otherwise within the definition of Apportionable Vehicle may be apportioned if the Registrant so chooses. Vehicles not apportioned are subject to registration and fee payment in accordance with each Base Jurisdiction’s general registration statutes. These non-Apportionable Vehicles may be entitled to Reciprocity in other Jurisdictions subject to restrictions, exclusions, limits, conditions, or exclusions specified by the Base Jurisdiction and provided to the Repository in Appendix D.

Ballot 421 – Reciprocity for Non-Apportioned Commercial Vehicles
The intent of the Registrant or Applicant to operate a Vehicle in two or more Member Jurisdictions is to be considered as an objective fact, determined from all the circumstances of the particular case. The fact that a Vehicle is not used in more than one Jurisdiction for the entirety of a Registration Year and for six additional months gives rise to a presumption that the Registrant did not intend to use the Vehicle in more than one Member Jurisdiction. Such a presumption may be overcome, however, by other circumstances presented by the Registrant.

1220 ANNUAL REPORT OF ACTIVITY

Each Member Jurisdiction shall submit to the Repository by March 1 of each year an annual report of the Member Jurisdiction’s Plan activity for the preceding calendar year. This report shall contain the information required by Appendix C.

Each Member Jurisdiction shall submit to the Repository by March 1 of each year the Member Jurisdiction’s restrictions, exclusions, limits and conditions for non-Apportionable vehicles. This information shall be maintained in Appendix D. A restriction, exclusion, limit or condition filed by a Member Jurisdiction shall become effective 30 days after it is filed, withdrawn, or at such later date as the Member Jurisdiction may specify.

The format of the appendices shall be determined by the Repository.

Official Commentary

Compliance with the requirement set out in this Section is necessary for an assessment of the adequacy of each Member Jurisdiction’s operational and Audit data.