

**HB392 ENGROSSED**



1 HB392  
2 ZNUHRKW-2  
3 By Representative Robbins  
4 RFD: Judiciary  
5 First Read: 02-Apr-24



## HB392 Engrossed

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A BILL  
TO BE ENTITLED  
AN ACT

Relating to transfer of motor vehicle title; to prohibit the Department of Revenue from transferring any ownership interest in a motor vehicle of a deceased owner except under certain circumstances.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) The Department of Revenue shall not assign or transfer any ownership interest in a motor vehicle of a deceased owner unless the decedent's estate is administered in a probate court or circuit court, distributed according to an order entered by a judge of probate directing a summary distribution of the owner's estate, pursuant to the Alabama Small Estates Act, Sections 43-2-690 through 43-2-696, Code of Alabama 1975, or distributed pursuant to an affidavit signed by all of the decedent's heirs without the probate of the decedent's estate. An affidavit provided pursuant to this section shall be conclusively presumed by the Department of Revenue to be complete, correct and effective in order to transfer title to a good faith purchaser for value.

(b) An affiant who swears falsely in an affidavit as a decedent's heir under subsection (a) commits perjury in the



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29 third degree pursuant to Section 13A-10-103, Code of Alabama  
30 1975.

31 Section 2. This act shall become effective on October  
32 1, 2024.



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House of Representatives

Read for the first time and referred .....02-Apr-24  
to the House of Representatives  
committee on Judiciary  
  
Read for the second time and placed .....11-Apr-24  
on the calendar:  
0 amendments  
  
Read for the third time and passed .....16-Apr-24  
as amended  
Yeas 93  
Nays 5  
Abstains 4

John Treadwell  
Clerk