

### Transmittal Sheet For Notice Of Intended Action

Control: 810

Department or Agency: Revenue

Rule Nos: 810-5-50

Rule Title: Auto Title and Anti-Theft Forms

New;  Amended;  Repealed;  Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? No

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that result from the absence of the proposed rule? N/A

Are all the facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed rule relate to or effect any matter of litigation which the agency is a party to concerning the subject matter of the proposed rule? No

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Does the proposed rule have any economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

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#### Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975 and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.



Signature of certifying officer

Date 05/22/2018

APA-6  
10/96

**ECONOMIC IMPACT STATEMENT  
FOR APA RULE  
(Section 41-22-23(f))**

Control No. 810 Department or Agency REVENUE

Rule No: 810-5-50

Rule Title: Auto Title and Anti-Theft Forms

           New            Amend   X   Repeal            Adopt by Reference

NO  
 YES

This rule has no economic impact.

This rule has an economic impact, as explained below:

1. NEED/EXPECTED BENEFIT OF RULE:
2. COSTS/BENEFITS OF RULE AND WHY RULE IS THE MOST EFFECTIVE, EFFICIENT, AND FEASIBLE MEANS FOR ALLOCATING RESOURCES AND ACHIEVING THE STATED PURPOSE:
3. EFFECT OF THIS RULE ON COMPETITION:
4. EFFECT OF THIS RULE ON COST OF LIVING AND DOING BUSINESS IN THE GEOGRAPHICAL AREA WHERE THE RULE IS TO BE IMPLEMENTED:
5. EFFECT OF THIS RULE ON EMPLOYMENT IN THE GEOGRAPHICAL AREA HERE THE RULE IS TO BE IMPLEMENTED:
6. SOURCE OF REVENUE TO BE USED FOR IMPLEMENTING AND ENFORCING THIS RULE:
7. THE SHORT-TERM/LONG-TERM ECONOMIC IMPACT OF THIS RULE ON AFFECTED PERSONS, INCLUDING ANALYSIS OF PERSONS WHO WILL BEAR THE COSTS AND THOSE WHO WILL BENEFIT FROM THE RULE:
8. UNCERTAINTIES ASSOCIATED WITH THE ESTIMATED BENEFITS AND BURDENS OF THE RULE, INCLUDING QUALITATIVE/QUANTITATIVE BENEFITS AND BURDEN COMPARISON:
9. THE EFFECT OF THIS RULE ON THE ENVIRONMENT AND PUBLIC HEALTH:

10.           DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH  
IF THE RULE IS NOT IMPLEMENTED:

11.           OTHER COMMENTS:

**ALABAMA DEPARTMENT OF REVENUE  
Motor Vehicle**

**NOTICE OF INTENDED ACTION**

**RULE NO. & TITLE**

810-5-50 Auto Title and Anti-Theft Forms

**INTENDED ACTION**

Repeal

**SUBSTANCE OF  
PROPOSED ACTION:**

The department proposes to repeal the above mentioned chapter because during reviewal of the rules required by the Red Tape Reduction Act they were determined to no longer be needed.

**TIME, PLACE, MANNER OF PRESENTING VIEWS:** A public hearing will be held at **01:45 PM on Tuesday, July 10, 2018, Room 1203, First Floor**, Gordon Persons Building, located at 50 N Ripley Street, Montgomery, Alabama. Copies of the rule(s) can be obtained at <http://www.revenue.alabama.gov/tax-policy/>.


All interested parties may present their views in writing to the **Secretary of the Alabama Department of Revenue, Room 4131, Gordon Persons Building, 50 N Ripley Street, Montgomery, Alabama 36132** at any time following publication of the notice up until the conclusion of the hearing. Interested parties may also appear at the hearing to present their views.

**FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:**

Tuesday, July 10, 2018

**CONTACT PERSON AT AGENCY:**

Meagan Barrett  
Alabama Department of Revenue  
4131 Gordon Persons Building  
Montgomery, Alabama 36132  
(334) 242-1380

  
Michael D. Gamble, Secretary  
Alabama Department of Revenue

CHAPTER 810-5-50  
AUTO TITLE AND ANTI-THEFT  
FORMS (Repealed)

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810-5-50-.07 Application For Certificate Of Title (4-Piece Form Must Be Typed) (Form MVT5-1 Aug. 76).

810-5-50-.08 Certification Of Legal Resident (Must Be Typed) (Form MVT5-3 Jan. 74).

810-5-50-.09 Certification Statement By A State Or Federal (Including Military) Law Enforcement Agency For An Out-Of- State Alabama Resident Applying For An Alabama Certificate Of Title By Mail (Form MVT5-4).

810-5-50-.10 Affidavit For Assignment Of Title - For A Vehicle When Deceased Owner Dies Without A Will (Type Only) (Form MVT5-6).

810-5-50-.11 Affidavit Of Correction To A Document To Support An Application For A Certificate Of Title (Form MVT5-7).

810-5-50-.12 Notice Of Missing Document (Form MVT5-8).

(Repealed)

Author: Winston HYTE

Statutory Authority: Code of Ala. 1975, §§32-8-1, 32-8-88. History:

Repealed and Replaced: Filed November 5, 1997; effective December 10, 1997.

Repealed: Filed December 8, 2010; effective January 12, 2010.



810-5-50-.13      Supporting Document To A Mail Order Application For  
Certificate Of Title - Contains Power Of Attorney Statement (Form MVT5-9).

810-5-50-.13.01      Powers Of Attorney - Guidelines For Use.  
(Repealed)

Author:      Winston HYTE

Statutory Authority:      Code of Ala. 1975, §§32-8-1 thru 32-8-88.

History:      New Rule:      Filed November 5, 1997, effective December 10,  
1997.      Repealed:      Filed April 22, 2010; effective  
May 27, 2010.

810-5-50-.14      Certificate Of Title For A Vehicle - Actual Legal Title  
To A Motor Vehicle (Form MVT8-1).

Author:      Winston HYTE

Statutory Authority:      Code of Ala. 1975, §§32-8-1 thru 32-8-85

History:      Filed October 18, 1993, Filed:      Amended:  
December 21, 1993, effective January 25, 1994.

810-5-50-.15      Certificate Of Title Surety Bond (Form MVT10-1 Jan. 80).

810-5-50-.16      Certificate Of Title Cash Bond (Form MVT10-2).

810-5-50-.17      Application By Owner For A Replacement Certificate  
Of Title - Where There Was No Lienholder On The Original Certificate  
(Form MCT12-1 Owner Application). (Repealed)

Author:      Mike GAMBLE

Statutory Authority:      Code of Ala. 1975, §§32-8-1 thru 32-8-88. History:

Repealed:      Filed November 23, 1998; effective December 28,  
1998.

810-5-50-.18      Application By First Lienholder For A Replacement  
Certificate Of Title - Where The Same First Lienholder Appeared On The  
Original Certificate (Form MVT12-1, Lienholder Application). (Repealed)

Author: Mike Gamble  
Statutory Authority: Code of Ala. 1975, §§32-8-1 thru 32-8-88. History:  
Repealed: Filed November 23, 1998; effective December 28,  
1998.

810-5-50-19 Repossessed Motor Vehicle Affidavit And Disposition  
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810-5-50-20 Affidavit Of Repossession By A Seller On A Vehicle  
Exchanged For A Worthless Check (Form MVT15-4 June 79).

810-5-50-21 Report Of Scrapped, Dismantled, Or Destroyed Vehicle  
(Form MVT17-1 Dec. 77). (Repealed)

Author: Mike Gamble  
Statutory Authority: Code of Ala. 1975, §§32-8-1 thru 32-8-88. History:  
Repealed: Filed November 23, 1998; effective December 28,  
1998.

810-5-50-22 Notice of a Security Interest - Application By Lienholder  
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810-5-50-24 Request For Removal Of A Lien, Other Than A First  
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810-5-50-26 Assigned Vehicle Identification Number For  
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810-5-50-.27      Application For Alabama Assigned Vehicle Identification Number - Vehicle (Form MVT26-3 Revised Feb. 79).

810-5-50-.28      Alabama Assigned Vehicle Identification Number - To Be Completed And Submitted As A Supporting Document For Certificate Of Title (Form MVT26-4).

810-5-50-.29      Information Request For Official Title Information (Form MVT26-5).

810-5-50-.30      Affidavit Supporting Salvage Certificate (Form MVT26-10).

810-5-50-.31      Affidavit Filed To Certify The Operating Condition Of A Vehicle (Form MVT26-11 Dec. 80).

810-5-50-.32      Report Of Unclaimed Vehicle - Where Vehicle Unclaimed For Longer Than Thirty Days 30 (Form MVT38-1). (Repealed)  
Author:      Mike Gamble  
Statutory Authority:      Code of Ala. 1975, §§32-8-6 thru 32-8-88.  
History:      New Rule:      Filed October 18, 1996; effective  
November 22, 1996.      Repealed:      Filed October 15, 2010; effective  
November 19, 2010.

810-5-50-.33      Report Of Total Loss Settlement - Declaration Of Insurance Company Of A Settlement Of Claim After Total Loss Of A Motor Vehicle (Form MVT41-1).

810-5-50-.34      Supporting Document For Alabama Certificate Of Title On Salvaged Vehicle (Form MVT41-3 Sept. 82).  
Author:  
Statutory Authority:      For all above forms, Code of Ala. 1975,  
§32-8-3(a)(2).  
History:

APPENDIX A - CHAPTER 810-5-50  
ATTACHMENT 810-5-50-13.01

POWER OF ATTORNEY

Author: Jonathan Lawrence  
Statutory Authority: Code of Ala. 1975, §§32-8-1 through 32-8-88.  
History: New Form: Form MVT 5-13 (5/95) - Power of Attorney  
filed Adopted: November 5, 1997; effective December  
10, 1997.  
Repealed: Filed April 22, 2010; effective May 27,  
2010.

ATTACHMENT TO RULE

810-5-50-.32

REPORT OF UNCLAIMED VEHICLE  
(REPEALED 11/19/10)

Author:  
Statutory Authority: Code of Ala. 1975, §32-8-1 thru 32-8-88.  
History: Repealed and Adopted: Filed October 18, 1996;  
effective November 22, 1996.  
Repealed: Filed October 15, 2010; effective  
November 19, 2010.

Author:  
Authority: §40-2A-7(a)(5) Code of Ala. 1975  
History: Repealed: Filed May 22, 2018; Effective