

# Transmittal Sheet For Notice Of Intended Action

Control: 810  
Rule Nos: 810-5-75-.59

Department or Agency: Revenue

Rule Title: Powers of the Department - Application for Alabama Vehicle Identification Number and Supporting Documents. Reference: Sections 32-8-1 through 32-8-87, Code of Alabama 1975, as amended.

New;  Amended;  Repealed;  Adopt by Reference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 purposed 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 10/20/2020



**ALABAMA DEPARTMENT OF REVENUE**  
**Motor Vehicle**

**NOTICE OF INTENDED ACTION**

**RULE NO. & TITLE**

810-5-75-.59

Powers of the Department - Application for Alabama Vehicle Identification Number and Supporting Documents. Reference: Sections 32-8-1 through 32-8-87, Code of Alabama 1975, as amended.

**INTENDED ACTION**

New, Repealed

**SUBSTANCE OF PROPOSED ACTION:**

In compliance with the Red Tape Reduction Act 2013-88, this rule was reviewed and is being repealed and a new rule promulgated to provide procedures for completing the Application for Alabama Assigned VIN (Form MVT 26-3) for assembled motor vehicles. This new rule also includes consolidated language from repealed rule 810-5-75-.28 and includes updated code references.

**TIME, PLACE, MANNER OF PRESENTING VIEWS:** A public hearing will be conducted at **01:30 PM on Tuesday, December 08, 2020** via web-conference. To participate in the upcoming web-conference public hearing please contact the Tax Policy and Governmental Affairs Division at [Taxpolicy@revenue.alabama.gov](mailto:Taxpolicy@revenue.alabama.gov) or 334-242-1380 to obtain the appropriate sign-in information for a specific public hearing date. 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 may present their views during the web-conference.

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

Tuesday, December 08, 2020

**CONTACT PERSON AT AGENCY:**

Meagan Barrett

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



Kelley Askew Gillikin, Secretary  
Alabama Department of Revenue

810-5-75-.59 Powers of the Department - Application for Alabama Vehicle Identification Number and Supporting Documents. Reference: Sections 32-8-1 through 32-8-87, Code of Alabama 1975, as amended. **(REPEALED)**

(1) An owner of a motor vehicle from which the manufacturer's vehicle identification number plate has been previously removed, as required by Uniform Certificate of Title And Antitheft Act 765 or by statutes of another state or jurisdiction, must make application for an Alabama assigned vehicle identification number on form MVT 26-3 when this vehicle is repaired, rebuilt or remanufactured and it's operation on the public streets and highways of Alabama would require the titling and licensing of the vehicle in this state.

(2) When making application for an Alabama assigned vehicle identification number, a properly signed and certified bill of sale, which provides the vehicle description, including the manufacturer's vehicle identification number, from the insurance company that declared the vehicle as salvage or from the registered owner, to the salvage buyer, shall be required. A chain of ownership by proper bill of sale from the salvage buyer to the next owner, and to each owner thereafter, to the applicant, must be attached to the bill of sale from the insurance company or registered owner. Whenever any major component part (engine, frame, body or transmission) is replaced and is not that component in the original salvaged vehicle, appropriate bill(s) of sale for that component part will also be required.

(3) After an application for an Alabama assigned vehicle identification number has been approved, an Alabama vehicle identification number plate will be delivered to the owner and the vehicle will be inspected to determine where, on the vehicle, the Alabama identification number plate must be installed.

(4) After an Alabama vehicle identification number plate is installed, application may then be made for an Alabama certificate of title on form MVT 5-1E.

Author: Mike Gamble  
Authority: §§ 40-2A-7(a)(5) and 32-8-3(a)(2), Code of Alabama 1975  
History: Amended: Filed April 21, 2010, effective May 26, 2010.  
Repealed: Filed March 20,2020; effective

(1) Application and Supporting Documentation. Along with submitting the fee provided under § 32-8-6, Code of Ala. 1975, applicants with motor vehicles assembled with kits, motor vehicles assembled with parts (not including trailers), and trailers required to be titled in Alabama mandatorily obligated to fill out an Application for Alabama Assigned VIN (Form MVT 26-3) must provide the following supporting documents:

(a) Motor Vehicles Assembled with Kits.

1. Certified manufacturer's certificate of origin properly assigned to the applicant.

2. Bill-of-sale (BOS) listing the VIN for the major component parts as defined in paragraph (2) of this rule. However, if the major component part was manufactured without a VIN being affixed by the manufacturer, the BOS must describe the part rather than identifying it by VIN.

(b) Motor Vehicles Assembled with Parts (Not Including Trailers).

1. Outstanding certificate of title for the chassis or frame if the vehicle was required to be titled in Alabama or copy of the most recent registration receipt in the applicant's name if the vehicle was not required to be titled in Alabama. If the chassis or frame was obtained from a vehicle not titled or registered in the applicant's name, then a BOS must be provided. This BOS must contain the VIN of the vehicle from which the chassis or frame was obtained.

2. BOS listing the VIN for any major component parts, as defined in paragraph (2) of this rule, purchased individually containing the identifying number (serial number) and trade name of the component part. However, if the major component part was manufactured without a VIN being affixed by the manufacturer, the BOS must describe the part rather than identifying it by VIN.

NOTE: The VIN to be shown on the form MVT 26-3 must be the VIN of the motor vehicle from which the chassis or frame was removed.

(c) Trailers Required to be Titled in Alabama.

1. BOS listing the VIN for the major component parts as defined in paragraph (2) of this rule. However, if the major component part was manufactured without a VIN being affixed by the manufacturer, the BOS must describe the part rather than identifying it by VIN.

(2) Major Component Parts. The term “major component” as used in this rule means the following:

(a) For passenger vehicles:

1. Motor or engine.
2. Transmission or trans-axle.
3. Trunk floor pan or rear section and roof.
4. Frame or any portion thereof (except frame horn), or, in the case of a unitized body, the supporting structure which serves as the frame, except when it is a part of the trunk floor pan, or rear section and roof.

5. Cowl, firewall, or any portion thereof.

6. Roof assembly.

(b) For truck, truck type, or bus type vehicles:

1. Motor or engine.
2. Transmission or trans-axle.
3. Frame or any portion thereof (except frame horn), or, in the case of a unitized body, the supporting structure which serves as the frame.

4. Cab.

5. Cowl or firewall or any portion thereof.

6. Roof assembly.

7. Cargo compartment floor panel or passenger compartment floor pan.

(c) For motorcycles:

1. Engine or motor.

2. Transmission or trans-axle.

3. Frame.

4. Front fork.

5. Crankcase.

(3) Issuance of VIN Plate or Decal and Certificate of Title. Upon receipt of a properly completed form MVT 26-3 and the required supporting documents, the department will issue a VIN plate or decal that will have an Alabama assigned VIN thereon. The department will contact the applicant to physically inspect the assembled

motor vehicle and, if everything is in order, attach the VIN plate or decal to the assembled motor vehicle. The department and the applicant will then complete forms MVT 26-4 and MVT 5-1E to be used with all other required supporting documentation to issue an Alabama Certificate of Title with the legend "ASSEMBLED".

(4) Missing, Removed, or Altered VIN Plate or Decal. Form MVT 26-3 must be completed when the original VIN plate or decal is missing, removed, or altered from a vehicle required to be titled in Alabama. When completing the form MVT 26-3, the applicant must provide the following supporting documents:

- (a) Copy of the certificate of title or MSO.
- (b) Copy of the incident/recovery report if the vehicle is stolen/recovered.

(c) Upon receipt of a properly completed form MVT 26-3 and the required supporting documents, the department will issue a VIN plate or decal with the original VIN thereon. The department will contact the applicant to physically inspect the motor vehicle and, if everything is in order, attach the VIN plate or decal to the motor vehicle. The department and the applicant will then complete form MVT 26-4 certifying the department has attached the VIN.

**Author:** Lisa Blankenship, Jonathan Lawrence  
**Authority:** §§32-8-1 thru 32-8-88, 40-2A-7(a)(5), Code of Ala. 1975.  
**History:** **Adopted:** October 20, 2020; effective