

810-5-75-.57 Application for Salvage Certificate of Title (~~Forms MVT 41-1 and MVT 41-1e~~) – ~~Application for Certificate of Title for a Stolen Unrecovered Vehicle~~

(1) When a motor vehicle subject to titling is considered a total loss as defined in Section 32-8-87, Code of Alabama 1975, as amended, it will be the responsibility of the owner or any person acquiring ownership (individual, company, or insurance company) to complete form MVT 41-1 or MVT 41-1e (Application for Salvage Certificate of Title), and mail or deliver it to the Department of Revenue ~~as soon as practicable~~ for processing. Note: Form MVT 41-1e is generated ~~by a designated agent of the department~~ through the Motor Vehicle Title Registration Insurance Portal (MVTRIP) using ETAPS (electronic title application processing system) and form MVT 41-1 is a paper form that does not originate through ETAPS generated by a non-designated agent not using ETAPS. Forms MVT 41-1 ~~or~~ and MVT 41-1e shall contain the following information:

(a) The individual completing form MVT 41-1 or MVT 41-1e must verify the Vehicle Identification Number (VIN) and other vehicle information using information obtained from the outstanding certificate of title and the vehicle being reported as salvage. If a discrepancy in the VIN is found, the owner in whose name the title is currently issued must obtain a corrected certificate of title prior to the submission of the MVT 41-1 or MVT 41-1e.

(b) The owner information area must be completed using the name of the individual or company that is obtaining the salvage certificate of title. Individuals must be listed by their last name first, followed by their first name and then middle initial. Any suffixes such as Jr., Sr., or the III must be listed after the name. The owner's resident address must be listed if the address is different from the mailing address. A Post Office Box is not considered a resident address and is not permitted.

(c) The lienholder information should be completed only when there is an outstanding lien on the vehicle. If a lien recorded on the outstanding certificate of title has been satisfied, a separate lien release must be provided, unless released on the certificate of title in the space provided.

(d) The owner's authorization for special mailing section may be completed only when there are no outstanding liens on the vehicle. If a lien is recorded, then the certificate of title will be mailed to the recorded lienholder regardless of whether the special mailing authorization is completed.

(e) When the owner (individual or company) making application for a salvage certificate of title is either uninsured or self-insured, ~~SECTION A of~~ the MVT 41-1 or MVT 41-1e must be completed and signed by the applicant. The applicant must disclose whether the vehicle is "Junk" or to be "Sold For Parts Only" ~~by checking the corresponding block~~ on the MVT 41-1 or MVT 41-1e. A vehicle which is disclosed as "Junk" or to be "Sold For Parts Only" cannot be rebuilt and no subsequent certificate of

title will be issued for the vehicle after the salvage certificate of title is issued with a "Parts Only – Non- Rebuildable" legend. The owner shall also disclose the city and state where the total loss occurred and whether the vehicle was declared a total loss due, in part, to water damage.

(f) When an insurance company has declared the vehicle to be a total loss, and paid compensation to the owner, ~~SECTION B of~~ the MVT 41-1 or MVT 41-1e must be completed and signed by an authorized representative of the insurance company. The authorized representative must disclose whether the vehicle is "Junk" or to be "Sold For Parts Only" ~~by checking the corresponding block~~ on the MVT 41-1 or MVT 41-1e. A vehicle which is disclosed as "Junk" or to be "Sold For Parts Only" cannot be rebuilt and no subsequent certificate of title will be issued for the vehicle after the salvage certificate of title is issued with a "Parts Only – Non- Rebuildable" legend. The owner shall also disclose the city and state where the total loss occurred and whether the vehicle was declared a total loss due, in part, to water damage. The authorized representative must also disclose whether the insurance company is making application for a salvage certificate of title, or the owner is retaining the salvage on the vehicle, ~~by marking the appropriate block in SECTION B and completing the OWNER INFORMATION area~~ on the MVT 41-1 or MVT 41-1e.

(2) The supporting documents which must accompany the MVT 41-1 or MVT 41-1e are as follows:

(a) Outstanding certificate of title, properly assigned if necessary. Note: Documents evidencing an involuntary transfer of the vehicle by operation of law may be used in lieu of the outstanding certificate of title.

(b) Any other documents used to support the application or transfer of title.

(c) Fee as required in Section 32-8-6 (a) (1), Code of Alabama 1975.

(3) Upon receipt of a properly completed MVT 41-1 or MVT 41-1e and the supporting documents as specified in Section 2, the Department will issue a salvage certificate of title. The salvage certificate of title will reflect the legend "Parts Only – Non-Rebuildable" if such disclosure was made on the MVT 41-1 or MVT 41-1e. The salvage certificate of title will reflect the legend "Flood Vehicle" if such disclosure was made on the MVT 41-1 or MVT 41-1e ~~and the total loss occurred on or after March 9, 2006~~.

(4) Once the legend "Flood Vehicle" is issued, on a salvage certificate of title or any other certificate of title the legend will be reflected on all subsequent certificates of title regardless of whether the vehicle is subsequently rebuilt in this or any other state.

(5) Note: Once form MVT 41-1e is available for use by non-designated agents through MVTRIP, form MVT 41-1 may no longer be used to apply for salvage certificate of title.

(6) Effective January 1, 2012, when a settlement has occurred between an insurance company and the insured for a vehicle that has been reported as stolen in this state, the insurance company may make application for certificate of title in their name by completing form MVT 40-1e and submitting the following documents:

(a) Outstanding properly assigned certificate of title. Note: Documents evidencing an involuntary transfer of the vehicle by operation of law may be used in lieu of the outstanding certificate of title.

(b) Any other documents used to support the application or transfer of title.

(c) Fee as required in Section 32-8-6 (a) (1), Code of Alabama 1975.

(7) Upon receipt of a properly completed MVT 40-1e and the supporting documents as specified in paragraph 6, the Department will issue an electronic certificate of title in the name of the insurance company indicating that the vehicle is reported as stolen and unrecovered.

(8) Upon recovery of the vehicle, the insurance company shall electronically update the title record utilizing MVTRIP. The insurance company shall include, in the disclosure, whether the recovered vehicle was a total loss requiring that a salvage certificate of title be issued in the name of the insurance company. In addition, the insurance company shall provide, if applicable, an updated mailing address where the certificate of title shall be mailed.

(9) Upon receipt of the disclosure from the insurance company, the Department shall issue a certificate of title in paper form in the name of the insurance company.

NOTE: Scrap Metal Processors Acquiring A Total Loss Vehicle For The Purpose of Recycling Into Metallic Scrap for Remelting Purposes Are Not Required To Obtain A Salvage Certificate Of Title.

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Authority: Sections 32-8-1 through 32-8-88, Code of Alabama 1975

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Emergency Rule: Filed April 12, 2006, expires August 9, 2006.

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