

810-5-50-.13.01 Powers of Attorney - Guidelines for Use. **(REPEALED)**

(1) The term "Department" as used in this regulation shall mean the Department of Revenue of the State of Alabama.

(2) To be acceptable by the department, a power of attorney must be an original document except as provided in paragraph (5), contain essential information, and be prepared on paper which shall meet the minimum requirements listed. In the event of multiple transactions, an original power of attorney is required for each individual transaction.

(3) Essential information which must be provided on powers of attorney is as follows:

(a) Date document completed,

(b) Name and address of individual appointed as attorney-in-fact,

(c) Original signature of attorney-in-fact (required on non departmental power of attorney only if space provided for signature on document),

(d) Complete description of vehicle, including vehicle identification number (VIN), year, make, model and body type,

(e) Purpose(s) for which appointment intended (owner shall initial each purpose listed on MVT 5-13 for which appointment is intended),

(f) Original signature of owner (individual appointing attorney-in-fact) and his/her address, and

(g) Notarization.

(4) The MVT 5-13 power of attorney is printed on 8½"x11", 20 lb. paper.

All non-departmental powers of attorney shall be required to be printed on no less than 20 lb. paper with recommended dimensions of 8½"x11", but not less than 8½"x5½" dimensions (half a sheet).

(5) **EXCEPTIONS:**

(a) Upon prior approval of the department, companies involved in the leasing of vehicles into Alabama may provide their lessee a facsimile rather than an original power of attorney provided it meets approved criteria. The facsimile must contain essential information as listed above in paragraph (2) with the exception of

original signatures. The original document from which the facsimile is generated shall contain the notarized signature of a company official with the corporate seal affixed, and shall contain the following disclaimer:

(b) “The signature of the Executive Vice President, any Vice President, or other Officer of (Company Name) specifically authorized by the company to bind the company, and the seal of the company may be affixed by facsimile on this power of attorney and such facsimile signature and seal shall be valid and binding on the company to the same extent as original signature and seal.”

(c) A general power of attorney is not limited to the registration and titling of a vehicle. It grants the attorney-in-fact the authority to transact all business on behalf of the principal. Accordingly, the original must be retained by the attorney-in-fact.

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