



State of Georgia

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Department of Revenue

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Motor Vehicle Division
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ANNOUNCEMENT CONCERNING RECENT CHANGES TO REPORTING REQUIREMENTS FOR SECONDARY METALS RECYCLERS, USED MOTOR VEHICLE PARTS DEALERS, AND SCRAP METAL PROCESSORS

JULY 2, 2012

HB 872 passed during the 2012 session of the Georgia General Assembly and is effective as of July 1, 2012.

For businesses engaged in the purchase or receipt of salvage vehicles, several new changes will affect vehicle information reporting requirements.

Beginning July 1, 2012, secondary metals recyclers, used motor vehicle parts dealers, and scrap metal processors ("Salvage Dealers") *must* report certain title cancellation information and NMVTIS information to the Department of Revenue. In turn, the Department is required to provide an electronic reporting method for Salvage Dealers that satisfies the Salvage Dealer's state reporting requirements and federal NMVTIS reporting requirements.

The Department has authorized Auto Data Direct, Inc. to be the provider to provide this service on behalf of the Department. Salvage Dealers should contact Auto Data Direct, Inc. to create an account for this service.

Auto Data Direct, Inc.
www.add123.com
salvage@add123.com
866-923-3123

For specific guidelines, Salvage Dealers should review Rule 560-10-30-0.25-.34, attached to this bulletin.

FOR MORE INFORMATION

**For more information on this subject, contact the Motor Vehicle Division
1-855-406-5221, from 8:00 am to 4:30 pm ET, Monday through Friday,
excluding holidays. Persons with hearing or speech impairments may call
our TDD number at 404-417-4302. For forms and other information, visit our
website (<http://etax.dor.ga.gov>).**

**RULES
OF
DEPARTMENT OF REVENUE
MOTOR VEHICLE DIVISION**

**CHAPTER 560-10-30-.025-.34
REPORTING REQUIREMENTS FOR A SCRAP,
DERELICT OR DEMOLISHED VEHICLE**

**560-10-30-.025-.34 Reporting Requirements for a Scrap,
Derelict or Demolished Vehicle**

- (1) As used in this rule, these terms shall have the following meanings:
 - (a) "AAMVA" means the American Association of Motor Vehicle Administrators, a nonprofit, tax exempt, educational association responsible for the administration and enforcement of certain vehicle laws and the operation of NMVTIS.
 - (b) "Derelict vehicle" shall be any vehicle meeting the determination set forth in Code Section 40-11-9.
 - (c) "NMVTIS" means the National Vehicle Title Information System, a federally mandated, centralized database containing certain vehicle information and records.
 - (d) "Owner" shall have the same meaning as set forth in Code Section 40-1-1.
 - (e) "Secondary metals recycler" shall have the same meaning as set forth in Code Section 10-1-350.
 - (f) "Scrap metal processor" shall have the same meaning as set forth in Code Section 43-43-1.
 - (g) "Scrap" shall mean a demolished vehicle or any vehicle that has been damaged and is no longer capable of operating on the public streets or highways, or has no value other than as scrap metal or parts.

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(h) "Used motor vehicle parts dealer" shall have the same meaning as set forth in Code Section 43-47-2.

(2) The owner of any scrap, demolished or derelict vehicle who intends to sell or transfer said vehicle to a scrap metal processor, secondary metal recycler, or used motor vehicle parts dealer shall:

(a) Where the owner possesses the certificate of title for such vehicle:

1. Write "Cancel" in ink across the face of the certificate of title prior to delivering such vehicle to a scrap metal processor, secondary metal recycler, or used motor vehicle parts dealer.
2. The scrap metal processor, secondary metal recycler, or used motor vehicle parts dealer shall then remit such title to the department in accordance with Code Section 40-3-36.

(b) Where the vehicle is at least twelve (12) model years old and the owner does not possess a certificate of title for such vehicle:

1. Execute form MV-1SP in order to effectuate cancellation of title.

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(3) Form MV-1SP, as required by part (2)(b)(1) of this Rule, shall be submitted to the department in accordance with the following requirements:

- (a) Such form and the information required therein shall be accepted by the scrap metal processor, secondary metal recycler, or used motor vehicle parts dealer and then sent to the department in an electronic format through the department's designated agent within 72 hours of the completion of the transaction.
- (b) All signatures required by Form MV-1SP may be captured and reported via electronic means. For the owner's signature, the inclusion of an appropriate driver's license number shall be deemed sufficient for purposes of an electronic signature. For the signature of a representative of the scrap metal processor, secondary metal recycler, or used motor vehicle parts dealer, the department's designated agent shall provide a method for the signature.
- (c) Notwithstanding the requirements that the forms be submitted electronically, the scrap metal processor, secondary metal recycler or used motor vehicle parts dealer shall keep a printed copy of the MV-1SP and retain an original copy for a period of not less than two years. The owner shall provide an original signature on the printed form.
- (d) There shall be no cost to the scrap metal processor, secondary metal recycler or used motor vehicle parts

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dealer for the department to receive the forms or required information.

(e) Prior to the MV-1SP being accepted by the scrap metal processor, secondary metal recycler, or used motor vehicle parts dealer, the owner shall certify, and the purchasing organization shall verify, that such vehicle is not subject to any security interest or lien as provide for in Code Section 40-3-56. A reasonable fee shall be imposed for the cost of providing such inquiry in accordance with Code Section 40-3-23 (e) and Rule 560-10-30-.02 (1). Such fee shall be collected from the scrap metal processor, secondary metal recycler, or used motor vehicle parts dealer and remitted to the department's designated agent.

(f) This information shall be used by the department to cancel the Georgia certificate of title and registration.

(4) Within forty-eight (48) hours of each day's close of business, a scrap metal processor, secondary metal recycler or used motor vehicle parts dealer shall report to the department a list of all vehicles purchased pursuant to part 2 of this Rule for scrap or parts in accordance with the requirements of Code Section 40-3-36.

(a) There shall be no cost to the scrap metal processor, secondary metal recycler or used motor vehicle parts dealer to provide this information to the department.

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(b) Such list and the information required therein shall be provided by the scrap metal processor, secondary metal recycler, or used motor vehicle parts dealer and then sent to the department in an electronic format through the department's designated agent.

(5) A scrap metal processor, secondary metal recycler or used motor vehicle parts dealer with more than one location in this state shall report all information required herein with a separate and distinct NMVTIS identification number for each reporting location.

(6) The department may designate an agent through which to accept information on behalf of the department and report such information to NMVTIS, in accordance with the requirements of Code Section 40-3-36 and this Rule.

(a) Any such agent designated by the department for these purposes shall be a data consolidator approved by AAMVA to submit information to NMVTIS.

(b) Such agent shall report to the department, through a secure electronic method.

(c) By submitting the report through the department's designated agent, all reporting requirements set forth in 28 CFR Part 25 will be satisfied on behalf of the scrap metal processor, secondary metal recycler, or used motor vehicle parts dealer. However, in the event a motor vehicle has NMVTIS reporting requirements that are beyond the scope of the requirements under Code

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Section 40-3-36, the scrap metal processor, secondary metal recycler, or used motor vehicle parts dealer shall be responsible for securing its own method of reporting such information to NMVTIS.

(7) If the scrap metal processor, secondary metal recycler or used motor vehicle parts dealer insufficiently reports the disposition of the vehicle when the initial reports are made, the scrap metal processor, secondary metal recycler or used motor vehicle parts dealer shall bear the responsibility of meeting its NMVTIS reporting requirements in regard to the vehicle that was insufficiently reported.

Authority: O.C.G.A. §§ 40-3-3, 40-3-36 and 48-2-12.