

APA-1

TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control: 265
Department or Agency: Alabama Justice Information Commission
Rule No.: Chapter 265-X-11
Rule Title: Wanted Persons, Stolen Vehicles and Stolen Property Reporting Requirements
Intended Action: New

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? Yes

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? No

To what degree?: N/A

Is the increase in cost more harmful to the public than the harm that might result from the absence of the proposed rule? NA

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

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

Does the proposed rule have an 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.

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

Cameron W. Elkins
Cameron Elkins

Date

Tuesday, August 12, 2025

REC'D & FILED

AUG 12, 2025

LEGISLATIVE SVC AGENCY

ALABAMA JUSTICE INFORMATION COMMISSION

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Justice Information Center

RULE NO. & TITLE: Chapter 265-X-11 Wanted Persons, Stolen Vehicles and Stolen Property Reporting Requirements

INTENDED ACTION: New

SUBSTANCE OF PROPOSED ACTION:

The purpose of this proposed rule is to establish uniform reporting requirements for the timely and accurate reporting by criminal justice agencies regarding wanted persons, stolen vehicles, and stolen property

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

All interested persons may submit data, views, or arguments concerning the proposed new rule(s) and regulation(s) in writing to: Cameron Elkins, Legal Counsel for Alabama Justice Information Commission, Office of the Attorney General, P.O. Box 300152, Montgomery, AL 36130, by mail. Written comments will be accepted through 4:30 pm on Friday, October 17, 2025.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Friday, October 17, 2025

CONTACT PERSON AT AGENCY:

Cameron Elkins  
Office of Attorney General

*Cameron W. Elkins*

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Cameron Elkins

(Signature of officer authorized  
to promulgate and adopt  
rules or his or her deputy)

**ALABAMA JUSTICE INFORMATION COMMISSION  
ADMINISTRATIVE CODE**

**CHAPTER 265-X-11  
WANTED PERSONS, STOLEN VEHICLES AND STOLEN PROPERTY REPORTING  
REQUIREMENTS**

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**265-X-11.01      Purpose.**

1. The purpose of this rule is to establish uniform reporting requirements for the timely and accurate reporting by criminal justice agencies regarding wanted persons, stolen vehicles, and stolen property, in accordance with AL Code § 41-9-627 and § 41-9-633.
2. This rule ensures timely entry into state and national databases via the National Crime Information Center (NCIC) System, thereby supporting law enforcement operations and enhancing public safety through complete and up-to-date records.

**Author:** Maury Mitchell

**Statutory Authority:** §41-9-620

**History: New Rule:** Published \_\_\_\_\_; effective \_\_\_\_\_.

**265-X-11.02      Definitions.**

1. **ALEA.** The Alabama Law Enforcement Agency, responsible for oversight under this rule.
2. **NCIC.** The National Crime Information Center, a computerized database of criminal justice information operated by the FBI.

3. **Criminal Justice Agencies.** State, county, tribal, and municipal public agencies within Alabama that perform substantial activities or planning for activities relating to the identification, apprehension, prosecution, adjudication, or rehabilitation of civil, traffic, and criminal offenders.
4. **Stolen Vehicle.** Any motor-driven conveyance, except a boat.
5. **Boat.** Any type of marine vessel.
6. **Identifiable Stolen Property.** This includes, but is not limited to, items with known serial numbers, license plate numbers, owner-applied numbers, or any traceable identifiers that can be used to verify the specific item reported as stolen.
7. **Entry.** To place a new record in the NCIC file or to append supplemental records to those already on file.
8. **Clear.** To indicate apprehension of a wanted person or recovery of property on file in the NCIC System.
9. **Cancel.** Used when the entering agency determines a record is invalid.
10. **Validation.** The confirmation that a record is complete, accurate, and still outstanding or active.

**Author:** Maury Mitchell

**Statutory Authority:** §41-9-620

**History: New Rule:** Published \_\_\_\_\_; effective \_\_\_\_\_.

**265-X-11.03      Wanted Person Entry Requirements.**

1. The criminal justice agency with NCIC access and holder-of-record responsibility must ensure that all wanted persons are entered into the National Crime Information Center (NCIC) System no later than 12 hours after the determination is made that the individual is wanted. If the originating agency does not have NCIC access, it must coordinate with its designated terminal agency to ensure timely entry under the terms of their holder-of-record agreement after:
  - a. A warrant is issued for an individual's arrest, and
  - b. The decision regarding extradition has been made.

2. NCIC entries must comply with the NCIC "Criteria of Entry" specified in the *NCIC Operating Manual, Wanted Person File*, and relevant case law, including *Johnson v. State*, CR-94-1647 (Ala. Crim. App.).
3. If a warrant becomes invalid, the agency must immediately cancel the NCIC entry in accordance with the *NCIC Operating Manual, Wanted Person File*. If the warrant is later served or withdrawn, the agency must immediately clear the entry.
4. Agencies must adhere to the validation schedule and confirm that warrants remain active by verifying with court personnel, in accordance with the *NCIC Operating Manual, Introduction File*.

**Author:** Maury Mitchell

**Statutory Authority:** §41-9-620

**History: New Rule:** Published \_\_\_\_\_; effective \_\_\_\_\_.

**265-X-11.04      Stolen Vehicle Entry Requirements.**

1. Agencies must report all stolen vehicles to ALEA by entry into NCIC as soon as practicable, but no later than 12 hours after receiving a report the vehicle is stolen.
2. A valid Incident/Offense Report must be completed prior to entry into NCIC. Vehicle entries must meet the Criteria for set forth in the *NCIC Operating Manual, Vehicle File*.
3. If a stolen vehicle is no longer valid, the agency must immediately cancel the NCIC record. If the vehicle is later recovered, the record must be cleared immediately.
4. Agencies must adhere to the NCIC validation schedule and confirm stolen vehicle records are active with the complainant in accordance with the *NCIC Operating Manual, Introduction File*.

**Author:** Maury Mitchell

**Statutory Authority:** §41-9-620

**History: New Rule:** Published \_\_\_\_\_; effective \_\_\_\_\_.

**265-X-11.05      Stolen Boat Entry Requirements.**

1. Agencies must report all stolen boats to ALEA by entry into NCIC as soon as practicable, but no later than 12 hours after receiving a report the boat is stolen.
2. A valid Incident/Offense Report must be completed prior to entry into NCIC. Vehicle entries must meet the Criteria for set forth in the *NCIC Operating Manual, Boat File*.
3. If a stolen boat is no longer valid, the agency must immediately cancel the NCIC record. If the boat is later recovered, the record must be cleared immediately.
4. Agencies must adhere to the NCIC validation schedule and confirm stolen boat records are active with the complainant in accordance with the *NCIC Operating Manual, Introduction File*.

**Author:** Maury Mitchell

**Statutory Authority:** §41-9-620

**History: New Rule:** Published \_\_\_\_\_; effective \_\_\_\_\_.

**265-X-11.06      Stolen Property Entry Requirements.**

1. Agencies must report all identifiable stolen property to ALEA by entry into NCIC as soon as practicable, but no later than 12 hours after receiving a report the property has been stolen.
2. A valid Incident/Offense report must be completed prior to NCIC entry. Stolen property must meet the Criteria for Entry for the appropriate property type as described in each relevant File of the *NCIC Operating Manual*.
3. If stolen property is no longer valid, the agency must immediately cancel the record in NCIC in accordance with *NCIC Operating Manual, Introduction File*. If the stolen property is recovered, the record must be cleared immediately.
4. Agencies must adhere to the NCIC validation schedule and confirm stolen property records are active with the complainant in accordance with the *NCIC Operating Manual*,

*Introduction File.*

**Author:** Maury Mitchell

**Statutory Authority:** §41-9-620

**History: New Rule:** Published \_\_\_\_\_; effective \_\_\_\_\_.