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STATE OF CALIFORNIA
NEW MOTOR VEHICLE BOARD

A G E N D A
GENERAL MEETING

BMW Western Region Training Center
Classroom No. 2
1175 South Dupont Avenue
Ontario, California 91761
(909) 975-7393
Contact: Gary Terlecki

September 10, 2009

Please note that Board action may be taken regarding any of the issues listed below. As such, if any person has an interest in any of these issues, he or she may want to attend.

The Board provides an opportunity for members of the public to comment on each agenda item before or during the discussion or consideration of the item as circumstances permit. (Gov. Code § 11125.7)

1. **10:00 a.m. -- Meeting called to order.**
2. **Roll Call.**
3. **Pledge of Allegiance.**
4. **Approval of the Minutes from the June 5, 2009, General Meeting.**
5. **Annual review and consideration of Board delegations in compliance with the 1996 Performance Audit conducted by Business, Transportation & Housing Agency - Executive Committee.**
6. **Discussion and consideration of who will attend the out-of-state trips for the 1st and 2nd half of fiscal year 2009-2010 that were previously approved by the Board - Executive Committee.**

7. **Discussion and consideration of Board policy on public comments in compliance with the Bagley-Keene Open Meeting Act (Gov. Code § 11120 et seq.), during consideration of Proposed Decisions, Orders or Rulings conducted pursuant to Government Code section 11500, et seq. - Ad Hoc Public Comment Committee.**
8. **Annual update concerning the development and use of the Board's website - Administration Committee.**
9. **Annual Report on Board Development Program - Board Development Committee.**
10. **Annual discussion and consideration of the methods for determining Board fees - Fiscal Committee.**
11. **Discussion concerning Legislation - Policy and Procedure Committee.**
 - a. Legislation of Special Interest.
None
 - b. Legislation of General Interest.
 - (1) Assembly Bill 5 (Assembly Member Evans) - Electronic Discovery Act. [Chaptered 6/29/09]
 - (2) Assembly Bill 1494 (Assembly Member Eng). [Chaptered 8/6/09]
 - (3) Senate Bill 424 (Senators Padilla, Florez, and Harman). [Chaptered 7/2/09]
 - c. Pending Legislation of General Interest.
 - (1) Senate Bill 95 (Senator Corbett) – California Car Buyers' Protection Act of 2009.
 - d. Pending Federal Legislation of General Interest.
 - (1) United States House of Representatives Bill 100 (U.S. Representative Dreier) - Commonsense Auto Recovery Act of 2009.
 - (2) United States House of Representatives Bill 120 (U.S. Representative Frelinghuysen).
 - (3) United States House of Representatives Bill 159 (U.S. Representative Pascrell).
 - (4) United States House of Representatives Bill 385 (U.S. Representative Rogers) - Consumer Auto Relief Act of 2009 or the CAR Act of 2009.
 - (5) United States House of Representatives Bill 1550 (U.S. Representative Sutton) - Consumer Assistance to Recycle and Save Act of 2009.
 - (6) United States House of Representatives Bill 2224 (U.S. Representative Terry).

- (7) United States House of Representatives Bill 2743 (U.S. Representative Maffei) - Automobile Dealer Economic Rights Restoration Act of 2009.
- (8) United States House of Representatives Bill 2750 (U.S. Representative LaTourette) - Automobile Dealer Economic Rights Restoration Act of 2009.
- (9) United States House of Representatives Bill 2796 (U.S. Representative LaTourette) - Automobile Dealer Economic Rights Restoration Act of 2009.
- (10) United States House of Representatives Bill 3311 (U.S. Representative Blumenauer).
- (11) United States House of Representatives Bill 3367 (U.S. Representative Levin) - Heavy Duty Hybrid Truck Incentives Improvement Act of 2009.
- (12) United States House of Representatives Bill 3435 (U.S. Representative Obey)
- (13) United States House of Representatives Bill 3450 (U.S. Representative Jackson-Lee) - Automobile Dealers Fair Competition Act of 2009.
- (14) United States Senate Bill 209 (U.S. Senator Boxer).
- (15) United States Senate Bill 247 (U.S. Senator Feinstein) - Accelerated Retirement of Inefficient Vehicles Act of 2009.
- (16) United States Senate Bill 271 (U.S. Senator Cantwell) - Fuel Reduction using Electrons to End Dependence on the Mid-East (FREEDOM) Act of 2009.
- (17) United States Senate Bill 333 (U.S. Senator Mikulski).
- (18) United States Senate Bill 1135 (U.S. Senator Stabenow) - Drive America Forward Act of 2009.
- (19) United States Senate Bill 1200 (U.S. Senator Feinstein) - Short Term Accelerated Retirement of Inefficient Vehicles Act of 2009.
- (20) United States Senate Bill 1304 (U.S. Senator Grassley) - Automobile Dealer Economic Rights Restoration Act of 2009.

12. Executive Director's Report.

- A. Administrative Matters.
- B. Case Management.
 - (1) Status of Protests.
 - (2) Status of Petitions.
 - (3) Status of Appeals.
 - (4) Matters Resolved.
- C. Judicial Review.
- D. Notices Filed Pursuant to Vehicle Code sections 3060/3070 and 3062/3072.
- E. Other.

13. **Closed Executive Session.**

Pursuant to Government Code section 11126(a)(1), all members of the Board shall convene in a closed Executive Session.

Consideration of a personnel matter - Executive Committee.

14. **Open Session.**

15. **Appointment of committee members to the Administration Committee, by the Board President.**

16. **Public Comment. (Gov. Code § 11125.7).**

17. **Lunch Break.**

18. **Presentation on BMW Hydrogen 7 Series that is a production-ready vehicle powered by hydrogen - Board Development Committee.**

19. **Adjournment.**

To request special accommodations for persons with disabilities at this or any future Board meeting or to request any accommodation for persons with disabilities necessary to receive agendas or materials prepared for Board meetings, please contact Kathy Tomono at (916) 445-1888 or ktomono@nmvb.ca.gov.