

1507 - 21st Street, Suite 330
Sacramento, California 95811
Telephone: (916) 445-1888
Contact Person: Kathy Tomono
www.nmvb.ca.gov

STATE OF CALIFORNIA
NEW MOTOR VEHICLE BOARD

A G E N D A
GENERAL MEETING

Hilton Los Angeles Airport
San Lorenzo D
5711 West Century Boulevard
Los Angeles, California 90045
(310) 410-4000

June 15, 2010

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 May 5, 2010, General Meeting.**
5. **First consideration of petition pursuant to Section 557 of Title 13 of the California Code of Regulations.**

MEGA RV CORP. dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.
Petition No. P-456-10

First consideration by the Public Members of the Board pursuant to Title 13, California Code of Regulations, section 554, et seq.

6. **Consideration of petition requesting that the Board direct DMV to conduct an investigation of the allegations contained therein and to order DMV to exercise any and all authority over Respondent's Occupational License pursuant to Vehicle Code section 3050(c)(1) and (3).**

MEGA RV CORP. dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.
Petition No. P-456-10

Consideration of Petition requesting that the Board direct DMV to conduct an investigation of the allegations contained therein and to order DMV to exercise any and all authority over Respondent's Occupational License, by the Public Members of the Board.

7. **Annual update concerning the Board's compliance with the 1996 Performance Audit conducted by Business, Transportation & Housing Agency, and the resultant Corrective Action Plan - Executive Committee.**
8. **Annual review and consideration of Board delegations in compliance with the 1996 Performance Audit conducted by Business, Transportation & Housing Agency - Executive Committee.**
9. **Discussion and consideration of who will attend the out-of-state trips for the 1st half of fiscal year 2010/2011 that were previously approved by the Board - Executive Committee.**
10. **Board member education concerning changes to the Administrative Procedure Act, Bagley-Keene Open Meeting Act, Political Reform Act, and Public Records Act - Board Development Committee.**
11. **Board financial condition report for the 3rd quarter of fiscal year 2009-2010 - Fiscal Committee.**
12. **Discussion and consideration of the Board's proposed budget for fiscal year 2010-2011 - Fiscal Committee.**
13. **Semi-annual discussion and consideration of the methods for determining Board fees - Fiscal Committee.**
14. **Status report on participant and audience responses to the questionnaire concerning the Board's 7th Industry/Attorney Roundtable - Government and Industry Affairs Committee.**
15. **Consideration of the 2010 edition of the *New Motor Vehicle Board Administrative Law Judges' Benchbook* - Policy and Procedure Committee.**
16. **Discussion concerning pending Legislation - Policy and Procedure Committee.**

- a. Pending Legislation of Special Interest - none.
- b. Pending Legislation of General Interest.
 - (1) Assembly Bill 2597 (Assembly Member Berryhill).
 - (2) Senate Bill 980 (Senator Huff).
 - (3) Senate Bill 1208 (Senator Strickland).
 - (4) Senate Bill 1393 (Senator Simitian).
- c. Pending Federal Legislation of General Interest.
 - (1) United States House of Representatives Bill 2743 (U.S. Representative Maffei) - Automobile Dealer Economic Rights Restoration Act of 2009.
 - (2) United States House of Representatives Bill 2796 (U.S. Representative LaTourette) - Automobile Dealer Economic Rights Restoration Act of 2009.
 - (3) United States House of Representatives Bill 3311 (U.S. Representative Blumenauer).
 - (4) United States House of Representatives Bill 3450 (U.S. Representative Jackson-Lee) - Automobile Dealers Fair Competition Act of 2009.
 - (5) United States House of Representatives Bill 4897 (U.S. Representative Richardson) - Drivers Accelerated Interest Deductibility Act of 2010 or the Drivers AID Act.
 - (6) United States House of Representatives Bill 5345 (U.S. Representative Speier) - Consumer Auto Safety Enhancement Act of 2010.
 - (7) United States Senate Bill 209 (U.S. Senator Boxer).
 - (8) United States Senate Bill 247 (U.S. Senator Feinstein) - Accelerated Retirement of Inefficient Vehicles Act of 2009.
 - (9) United States Senate Bill 271 (U.S. Senator Cantwell) - Fuel Reduction using Electrons to End Dependence on the Mid-East (FREEDOM) Act of 2009.
 - (10) United States Senate Bill 1200 (U.S. Senator Feinstein) - Short Term Accelerated Retirement of Inefficient Vehicles Act of 2009.

17. 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.

18. **Selection of Board meeting dates for the remainder of 2010.**
19. **Public Comment. (Gov. Code § 11125.7).**
20. **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.