



MEMO

To : POLICY AND PROCEDURE COMMITTEE
VACANT, CHAIR
VACANT, MEMBER

Date: January 23, 2012

From : WILLIAM G. BRENNAN
ROBIN PARKER

Subject: CONSIDERATION OF 2012 REVISIONS TO THE *INFORMATIONAL GUIDE FOR MANUFACTURERS AND DISTRIBUTORS*, WHICH OUTLINES THEIR OBLIGATIONS TO PROVIDE NOTICES, SCHEDULES, AND FORMULAS MANDATED BY THE CALIFORNIA VEHICLE CODE AND CIVIL CODE TO THE NEW MOTOR VEHICLE BOARD AND/OR IMPACTED DEALERS

The enclosed *Informational Guide for Manufacturers and Distributors* was revised to reflect statutory and regulatory changes. The changes are in bold/italic and strikeout font, and are as follows:

- The title page reflects the expiration of the terms of Victoria Pearson, Glenn Stevens, and David Wilson. Dana Winterrowd was added to the title page.
- Page 2 was updated to reflect the recent promulgation of Section 593.1 of Title 13 of the California Code of Regulations. It clarifies that notices are required to be separately issued to each franchisee and separately issued for each line-make represented by a franchisee. Furthermore, notices should not be combined to include more than one franchisee nor combined to include more than one line-make.
- Footnote 4 on page 5 was updated to reflect Buick as an example instead of Pontiac.
- The contact information for Occupational Licensing was updated to reflect a new contact person and phone number.
- Subdivision (o) of Vehicle Code section 11713.3 prohibits factory-owned dealerships within a 10-mile radius of a privately owned dealership of the same line-make. There are two limited exceptions to this prohibition: (1) temporary ownership (Veh. Code § 11713.3(o)(2)(A)); and (2) bona fide dealer development program (Veh. Code § 11713.3(o)(2)(B)). The factory notices filed with the Board have been amended and those changes are reflected on pages 14 and 16.

This topic is being agendaized for consideration at the February 8, 2012, General meeting.

If you have any questions or require additional information, please give me a call at (916) 324-6197 or Robin at (916) 323-1536.

Enclosure

cc: Ramon Alvarez C.