



MEMO

To : POLICY AND PROCEDURE COMMITTEE
DAVID WILSON, CHAIR
GLENN STEVENS, MEMBER

Date: September 1, 2011

From : WILLIAM BRENNAN
ROBIN PARKER

Subject: DISCUSSION AND CONSIDERATION OF PUBLIC COMMENTS RECEIVED SO FAR ON THE BOARD'S PROPOSED RULEMAKING FOR SECTION 553 (ANNUAL BOARD FEE) OF TITLE 13 OF THE CALIFORNIA CODE OF REGULATIONS

At its February 4, 2011, General Meeting, the New Motor Vehicle Board ("Board") approved amending Section 553 of Title 13 of the California Code of Regulations to reinstate the annual Board fee from \$225 per year to \$300 per year for new motor vehicle dealers and from \$.338 per vehicle to \$.45 per vehicle for new motor vehicle manufacturers and distributors, with a minimum of \$300.

In consultation with the Board's staff, Randi Calkins, Regulations Analyst for the Department of Motor Vehicles, is promulgating this proposed amendment. It is anticipated that the notice will be published on September 16, 2011, with the public comment period to close around October 31. The projected effective date of this amendment is January 1, 2012.

Industry support of the fee reinstatement was sought from the vehicle, motorcycle and recreational vehicle industries. Any comments submitted in support of or in opposition to the proposed regulation are brought before the Board for its consideration at a noticed meeting.

Joey Shields, President of the CalRVDA submitted the attached public comments in support of the Board's fee reinstatement to "insure that the ...Board will continue to provide its valuable service to the new motor vehicle industry." The comments went on that the Board "is vital to the recreational vehicle dealers and manufacturers as a cost effective way to arbitrate disputes."

Given the current time frame, these comments are being brought before the Board prior to the close of the public comment period in the event there are no additional public comments. If additional comments are timely submitted they will be agendized for Board consideration as well.

This matter is being agendized for consideration at the September 27, 2011, General Meeting. If you have any questions or require additional information, please do not hesitate to contact me at (916) 324-6197 or Robin at (916) 323-1536.

Attachment

cc: Ramon Alvarez C.