

AMENDED IN SENATE JUNE 28, 2011

AMENDED IN SENATE MARCH 14, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 108

Introduced by Committee on Budget (Blumenfield (Chair), Alejo, Allen, Brownley, Buchanan, Butler, Cedillo, Chesbro, Dickinson, Feuer, Gordon, Huffman, Mitchell, Monning, and Swanson)

January 10, 2011

~~An act to amend Item 0890-001-0001 of, and to add Items 0502-012-0022, 2120-011-0117, 2240-011-0101, 2240-011-0929, 2660-013-0042, 3360-011-0382, 3500-011-0100, 3500-013-3065, 3600-011-0321, 3680-011-0516, 3790-011-0263, 3940-011-0225, 3940-011-3147, 3960-011-0014, 3960-011-0018, 3960-011-0065, 3960-012-1003, 5180-011-0131, 8660-011-0470, 8660-011-3141, and 8660-012-0462 to, Section 2.00 of, and to add Section 39.00 to, the Budget Act of 2010 (Chapter 712 of the Statutes of 2010), relating to the support of state government, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately, Budget Bill. An act to amend Sections 10752.2, 11001.5, 11003, and 11005 of, and to amend and repeal Sections 10752 and 10752.1 of, the Revenue and Taxation Code, to amend Section 9250 of the Vehicle Code, and to amend Section 17604 of the Welfare and Institutions Code, relating to vehicles, and making an appropriation therefor, to take effect immediately, bill related to the budget.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 108, as amended, Committee on Budget. ~~Budget Act of 2010: revisions.~~ *Vehicles: Vehicle license fee and registration fee.*

(1) Existing law requires the amount appropriated by the Legislature for the use of the Department of Motor Vehicles (DMV) and the Franchise Tax Board (FTB) for the enforcement of the Vehicle License Fee Law to be calculated as specified and transferred from the Motor Vehicle License Fee Account in the Transportation Tax Fund to the Motor Vehicle Account in the State Transportation Fund.

This bill would instead require the Legislature to determine and appropriate annually an amount for the use of the DMV and the FTB for the enforcement of the Vehicle License Fee Law. The bill would deem, for the 2011–12 fiscal year, \$25,000,000 as the cost to the DMV for the collection of the motor vehicle license fee.

(2) Existing law requires the moneys in the Motor Vehicle License Fee Account in the Transportation Tax Fund that remain unexpended at the close of business on the last day of each calendar month be allocated by the Controller by the 10th day of the following month for specified purposes.

This bill would instead require the Controller, on and after July 1, 2011, to allocate those moneys to the Local Law Enforcement Services Account in the Local Revenue Fund 2011 for allocation to cities, counties, and cities and counties.

(3) Existing law requires the DMV to charge a registration fee of \$31 on every vehicle or trailer coach, as specified.

This bill would require the DMV, on July 1, 2011, and thereafter, to charge a registration fee of \$43 on every vehicle or trailer coach, as specified, with the proceeds from the increase to be used only in connection with the regulation of vehicles.

(4) The Vehicle License Fee Law, in lieu of any ad valorem property tax upon vehicles, imposes an annual license fee for any vehicle subject to registration in this state in the amount of 1% of the market value of that vehicle, as provided, for a specified amount of time. Existing law also, until June 30, 2011, imposes an additional tax equal to 0.15% of the market value of specified vehicles, as determined by the Department of Motor Vehicles, to the vehicle license fee, to be deposited in the General Fund and transferred to the Local Safety and Protection Account. Existing law requires all moneys in the Local Safety and Protection Account to be continuously appropriated, without regard to fiscal year, to the Controller for allocation.

This bill would specify that those rates apply to all initial and renewal registrations due on and after May 1, 2009, but before July 1, 2011. This bill would also specify that all revenues derived from the additional

0.15% tax rate received after June 30, 2011, is deemed to have been received during the 2010–11 fiscal year for purposes of allocation by the Controller.

(5) Existing law requires that, in accordance with a specified schedule, the Controller allocate moneys to each county, city, or city and county, as general purpose revenues, from the Vehicle License Fee Account of the Local Revenue Fund.

This bill would require the Controller to calculate the difference between the total amount of vehicle license fee proceeds deposited to the credit of the Local Revenue Fund and deposited into the Vehicle License Fee Account for the period of July 16, 2009, to July 15, 2010, inclusive, and the amount deposited for the period of July 16, 2010, to July 15, 2011, inclusive. This bill would deem, of vehicle license fee proceeds deposited into the Vehicle License Fee Account after July 15, 2011, an amount equal to that difference to have been deposited during the period of July 16, 2010, to July 15, 2011, inclusive, and allocated to cities, counties, and a city and county as if those proceeds had been received during the 2010–11 fiscal year.

(6) This bill would state the intent of the Legislature that the DMV, in conjunction with the Department of Finance, should develop a method to allocate costs and develop a cost model allocating the costs associated with the registration of a vehicle by the DMV to the vehicle registration fee and to identify costs attributable to the collection of other specified fees.

(7) This bill would appropriate \$1,000 from the Motor Vehicle Account in the State Transportation Fund to the Department of Motor Vehicles for certain administrative costs, thereby making an appropriation.

(8) This bill would declare that it is to take effect immediately as a bill providing for appropriations related to the Budget Bill.

~~The Budget Act of 2010 (Chapter 712 of the Statutes of 2010) made appropriations for the support of state government during the 2010–11 fiscal year.~~

~~This bill would amend the Budget Act of 2010 by providing for the transfer of moneys from certain funds and accounts to the General Fund, as specified. This bill would amend the Budget Act of 2010 to authorize the Director of Finance to augment the appropriation for support of the Secretary of State by up to \$10,000,000 if the Secretary of State demonstrates why the funding is necessary to cover its costs for the statewide special election to be conducted before June 30, 2011, as~~

~~specified. The bill would amend the Budget Act of 2010 to specify that certain bills of the 2011–12 Regular Session are other bills providing for appropriations related to the Budget Bill, as specified.~~

~~This bill would declare that it is to take effect immediately as an urgency statute and as a Budget Bill.~~

Vote: $\frac{2}{3}$ -majority. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. *It is the intent of the Legislature that the*
 2 *Department of Motor Vehicles, in conjunction with the Department*
 3 *of Finance, develop a method to allocate costs and develop a cost*
 4 *model that would allocate the cost associated with the registration*
 5 *of a vehicle by the Department of Motor Vehicles to the vehicle*
 6 *registration fee authorized by Section 9250 of the Vehicle Code.*
 7 *The method should also identify costs attributable to specific*
 8 *additional activities of the Department of Motor Vehicles in*
 9 *collecting vehicle license fees, weight fees, and other fees. This*
 10 *methodology should be submitted to the Legislature for*
 11 *consideration in further revisions of Section 11003 of the Revenue*
 12 *and Taxation Code.*

13 SEC. 2. *Section 10752 of the Revenue and Taxation Code, as*
 14 *amended by Section 4 of Chapter 18 of the Third Extraordinary*
 15 *Session of the Statutes of 2009, is amended to read:*

16 10752. (a) *The annual amount of the license fee for any*
 17 *vehicle, other than a trailer or semitrailer, as described in*
 18 *subdivision (a) of Section 5014.1 of the Vehicle Code or a*
 19 *commercial motor vehicle described in Section 9400.1 of the*
 20 *Vehicle Code, or a trailer coach that is required to be moved under*
 21 *permit as authorized in Section 35790 of the Vehicle Code, shall*
 22 *be a sum equal to the following percentage of the market value of*
 23 *the vehicle as determined by the department:*

24 (1) *Sixty-five hundredths of 1 percent on and after January 1,*
 25 *2005, and before May 19, 2009.*

26 (2) *One percent for initial and renewal registrations due on and*
 27 *after May 19, 2009, but before July 1, 2011.*

28 (3) *Sixty-five hundredths of 1 percent for initial and renewal*
 29 *registrations due on and after July 1, 2011.*

1 (b) The annual amount of the license fee for any commercial
2 vehicle as described in Section 9400.1 of the Vehicle Code, shall
3 be a sum equal to 0.65 percent of the market value of the vehicle
4 as determined by the department.

5 (c) Notwithstanding Chapter 5 (commencing with Section
6 11001) or any other law to the contrary, all revenues (including
7 penalties), less refunds, attributable to that portion of the rate
8 imposed pursuant to this section in excess of 0.65 percent shall be
9 deposited into the General Fund.

10 ~~(d) This section shall cease to be operative on July 1, 2011,~~
11 ~~unless the Director of Finance makes the notification pursuant to~~
12 ~~Section 99040 of the Government Code, in which case the section~~
13 ~~shall cease to be operative on July 1, 2013.~~

14 *SEC. 3. Section 10752 of the Revenue and Taxation Code, as*
15 *added by Section 5 of Chapter 18 of the Third Extraordinary*
16 *Session of the Statutes of 2009, is repealed.*

17 ~~10752. (a) The annual amount of the license fee for any~~
18 ~~vehicle, other than a trailer or semitrailer, as described in~~
19 ~~subdivision (a) of Section 5014.1 of the Vehicle Code, or a trailer~~
20 ~~coach that is required to be moved under permit as authorized in~~
21 ~~Section 35790 of the Vehicle Code, shall be a sum equal to 0.65~~
22 ~~percent of the market value of the vehicle as determined by the~~
23 ~~department.~~

24 ~~(b) This section shall become operative on July 1, 2011, unless~~
25 ~~the Director of Finance makes the notification pursuant to Section~~
26 ~~99040 of the Government Code, in which case this section shall~~
27 ~~become operative on July 1, 2013.~~

28 *SEC. 4. Section 10752.1 of the Revenue and Taxation Code,*
29 *as amended by Section 6 of Chapter 18 of the Third Extraordinary*
30 *Session of the Statutes of 2009, is amended to read:*

31 10752.1. (a) The annual amount of the license fee for a trailer
32 coach which is required to be moved under permit as authorized
33 in Section 35790 of the Vehicle Code shall be a sum equal to the
34 following percentage of the market value of the vehicle as
35 determined by the department:

36 (1) Sixty-five hundredths of 1 percent on and after January 1,
37 2005, and before May 19, 2009.

38 (2) One percent *for initial and renewal registrations due* on and
39 *after May 19, 2009, but before July 1, 2011.*

1 (3) *Sixty-five hundredths of 1 percent for initial and renewal*
2 *registrations due on and after July 1, 2011.*

3 (b) Notwithstanding Chapter 5 (commencing with Section
4 11001) or any other law to the contrary, all revenues (including
5 penalties), less refunds, attributable to that portion of the rate
6 imposed pursuant to this section in excess of 0.65 percent shall be
7 deposited in the General Fund.

8 ~~(e) This section shall cease to be operative on July 1, 2011,~~
9 ~~unless the Director of Finance makes the notification pursuant to~~
10 ~~Section 99040 of the Government Code, in which case this section~~
11 ~~shall cease to be operative on July 1, 2013.~~

12 *SEC. 5. Section 10752.1 of the Revenue and Taxation Code,*
13 *as added by Section 7 of Chapter 18 of the Third Extraordinary*
14 *Session of the Statutes of 2009, is repealed.*

15 ~~10752.1. (a) The annual amount of the license fee for a trailer~~
16 ~~coach which is required to be moved under permit as authorized~~
17 ~~in Section 35790 of the Vehicle Code shall be a sum equal to 0.65~~
18 ~~percent of the market value of the vehicle as determined by the~~
19 ~~department.~~

20 ~~(b) This section shall become operative on July 1, 2011, unless~~
21 ~~the Director of Finance makes the notification pursuant to Section~~
22 ~~99040 of the Government Code, in which case this section shall~~
23 ~~become operative on July 1, 2013.~~

24 *SEC. 6. Section 10752.2 of the Revenue and Taxation Code is*
25 *amended to read:*

26 ~~10752.2. (a) On~~ *For initial or renewal registrations due on*
27 *and after May 19, 2009, but before July 1, 2011, in addition to the*
28 *annual license fee for a vehicle, other than a commercial motor*
29 *vehicle described in Section 9400.1 of the Vehicle Code, imposed*
30 *pursuant to Sections 10752 and 10752.1, a sum equal to 0.15*
31 *percent of the market value of the vehicle as determined by the*
32 *department, shall be added to that annual fee.*

33 (b) Notwithstanding Chapter 5 (commencing with Section
34 11001) or any other law to the contrary, all revenues (including
35 penalties), less refunds, derived from fees collected pursuant to
36 subdivision (a) shall be deposited in the General Fund and
37 transferred to the Local Safety and Protection Account, which is
38 hereby established in the Transportation Tax Fund.
39 Notwithstanding Section 13340 of the Government Code, all
40 moneys in the account are hereby continuously appropriated,

1 without regard to fiscal year, to the Controller for allocation
2 pursuant to Sections 29553, 30061, and 30070 of the Government
3 Code, Section 13821 of the Penal Code, and Sections 18220 and
4 18220.1 of the Welfare and Institutions Code. *All revenue derived*
5 *from subdivision (a) that is received after June 30, 2011, shall be*
6 *deemed to have been received during the 2010–11 fiscal year for*
7 *purposes of allocation by the Controller.*

8 (c) (1) In 2010 and each calendar year thereafter, the Director
9 of Finance shall, no later than January 10 and upon the enactment
10 of the Budget Act during the calendar year, make a written
11 determination of whether any of the moneys derived from fees
12 collected pursuant to subdivision (a) are being allocated by the
13 state for any purpose not authorized by subdivision (b), and shall
14 immediately submit his or her written determination to all of the
15 following:

- 16 (A) The Director of the Department of Motor Vehicles.
- 17 (B) The Joint Legislative Budget Committee.
- 18 (C) The Senate and Assembly Appropriations Committees.
- 19 (D) The Senate and Assembly Revenue and Taxation
20 Committees.

21 (2) If the Director of Finance determines that any moneys
22 derived from fees collected pursuant to subdivision (a) are being
23 allocated by the state for a purpose not authorized by subdivision
24 (b), the Director of the Department of Motor Vehicles shall, upon
25 receipt of the written determination, immediately cease collection
26 of the fees imposed by subdivision (a), and shall resume collection
27 of those fees only upon his or her receipt of written determination
28 provided under paragraph (1) that specifies that none of the moneys
29 derived from fees collected pursuant to subdivision (a) are being
30 allocated by the state for a purpose not authorized by subdivision
31 (a).

32 ~~(d) This section shall cease to be operative on July 1, 2011,~~
33 ~~unless the Director of Finance makes the notification pursuant to~~
34 ~~Section 99040 of the Government Code, in which case this section~~
35 ~~shall cease to be operative on July 1, 2013.~~

36 *SEC. 7. Section 11001.5 of the Revenue and Taxation Code is*
37 *amended to read:*

38 11001.5. (a) (1) Notwithstanding Section 11001, and except
39 as provided in paragraph (2) and in subdivisions (b) and (d), 24.33
40 percent, and on and after July 1, 2004, 74.9 percent, of the moneys

1 collected by the department under this part shall be reported
2 monthly to the Controller, and at the same time, deposited in the
3 State Treasury to the credit of the Local Revenue Fund, as
4 established pursuant to Section 17600 of the Welfare and
5 Institutions Code. All other moneys collected by the department
6 under this part shall continue to be deposited to the credit of the
7 Motor Vehicle License Fee Account in the Transportation Tax
8 Fund and ~~first~~ *in accordance with the following:*

9 (A) *Before July 1, 2011, first* allocated to the County of Orange
10 as provided in subdivision ~~(a)~~ (b) of Section 11005 and as
11 necessary for the service of indebtedness as pledged by Sections
12 25350.6 and 53585.1 of the Government Code and in accordance
13 with written instructions provided by the Controller under Sections
14 25350.7, 25350.9, and 53585.1 of the Government Code, and the
15 balance shall be allocated to each city and city and county as
16 otherwise provided by law.

17 (B) *On and after July 1, 2011, allocated pursuant to subdivision*
18 *(a) of Section 11005.*

19 (2) For the period beginning on and after July 1, 2003, and
20 ending on February 29, 2004, the Controller shall deposit an
21 amount equal to 28.07 percent of the moneys collected by the
22 department under this part in the State Treasury to the credit of
23 the Local Revenue Fund. All other moneys collected by the
24 department under this part shall continue to be deposited to the
25 credit of the Motor Vehicle License Fee Account in the
26 Transportation Tax Fund and allocated to each city, county, and
27 city and county as otherwise provided by law.

28 (b) (1) Notwithstanding Section 11001, net funds collected as
29 a result of procedures developed for greater compliance with
30 vehicle license fee laws in order to increase the amount of vehicle
31 license fee collections shall be reported monthly to the Controller,
32 and at the same time, deposited in the State Treasury to the credit
33 of the Vehicle License Collection Account of the Local Revenue
34 Fund as established pursuant to Section 17600 of the Welfare and
35 Institutions Code. All revenues in excess of fourteen million dollars
36 (\$14,000,000) in the 2004–05 fiscal year and in any fiscal year
37 thereafter shall be allocated to cities, counties, and cities and
38 counties as follows:

39 (A) (i) Fifty percent shall be paid to the cities and cities and
40 counties of this state in the proportion that the population of each

1 city or city and county bears to the total population of all cities
2 and cities and counties in this state, as determined by the population
3 research unit of the Department of Finance. For purposes of this
4 subparagraph, the population of each city or city and county is that
5 population determined by the last federal decennial or special
6 census, or a subsequent census validated by the population research
7 unit or subsequent estimate prepared pursuant to Section 2107.2
8 of the Streets and Highways Code.

9 (ii) In the case of a city incorporated subsequent to the last
10 federal census, or a subsequent census validated by the population
11 research unit, the population research unit shall determine the
12 population of the city. In the case of unincorporated territory
13 annexed to a city subsequent to the last federal census, or a
14 subsequent census validated by the population research unit, the
15 population research unit shall determine the population of the
16 annexed territory by the use of any federal decennial or special
17 census, or estimate prepared pursuant to Section 2107.2 of the
18 Streets and Highways Code. In the case of the consolidation of
19 one city with another subsequent to the last federal census, or a
20 subsequent census validated by the population research unit, the
21 population of the consolidated city, for the purpose of this
22 subparagraph, is the aggregate population of the respective cities
23 as determined by the last federal census, or a subsequent census
24 or estimate validated by the population research unit.

25 (B) Fifty percent shall be paid to the counties and cities and
26 counties in the proportion that the population of each county or
27 city and county bears to the total population of all counties and
28 cities and counties, as determined by the population research unit.
29 For purposes of this subparagraph, the population of each county
30 or city and county is that determined by the last federal census, or
31 subsequent census validated by the population research unit, or as
32 determined by Section 11005.6 of the Revenue and Taxation Code.

33 (2) The amendments made to this section by the act that added
34 this paragraph are operative upon the enactment of that act.
35 However, the amendments made by the act that added this
36 paragraph apply to revenues in the Vehicle License Collection
37 Account in excess of fourteen million dollars (\$14,000,000) in the
38 2004–05 fiscal year and any fiscal year thereafter.

39 (c) Notwithstanding Section 11001, 25.72 percent of the moneys
40 collected by the department on or after August 1, 1991, and before

1 August 1, 1992, under this part shall be reported monthly to the
 2 Controller, and at the same time, deposited in the State Treasury
 3 to the credit of the Local Revenue Fund, as established pursuant
 4 to Section 17600 of the Welfare and Institutions Code. All other
 5 moneys collected by the department under this part shall continue
 6 to be deposited to the credit of the Motor Vehicle License Fee
 7 Account in the Transportation Tax Fund and allocated to each city,
 8 county, and city and county as otherwise provided by law.

9 (d) Notwithstanding any other provision of law, both of the
 10 following apply:

11 (1) This section is operative for the period beginning on and
 12 after March 1, 2004.

13 (2) It is the intent of the Legislature that the total amount
 14 deposited by the Controller in the State Treasury to the credit of
 15 the Local Revenue Fund for the 2003–04 fiscal year be equal to
 16 the total amount that would have been deposited to the credit of
 17 the Local Revenue Fund if paragraph (1) of subdivision (a) was
 18 applied during that entire fiscal year. The department shall calculate
 19 and notify the Controller of the adjustment amounts that are
 20 required by this paragraph to be deposited in the State Treasury
 21 to the credit of the Local Revenue Fund. The amounts deposited
 22 in the State Treasury to the credit of the Local Revenue Fund
 23 pursuant to this paragraph shall be deemed to have been deposited
 24 during the 2003–04 fiscal year.

25 (e) This section does not amend nor is it intended to amend or
 26 impair Section 25350 and following of, Section 53584 and
 27 following of, the Government Code, or any other statute dealing
 28 with the interception of funds.

29 *SEC. 8. Section 11003 of the Revenue and Taxation Code is*
 30 *amended to read:*

31 11003. ~~The amount appropriated by the (a) Subject to~~
 32 ~~subdivision (b), the Legislature shall annually determine and~~
 33 ~~appropriate an amount for the use of the Department of Motor~~
 34 ~~Vehicles and the Franchise Tax Board for the enforcement of this~~
 35 ~~part shall be transferred from the Motor Vehicle License Fee~~
 36 ~~Account in the Transportation Tax Fund to the Motor Vehicle~~
 37 ~~Account in the State Transportation Fund. That amount shall be~~
 38 ~~determined so that the appropriate costs for registration and motor~~
 39 ~~vehicle license fee activities are apportioned between the recipients~~
 40 ~~of revenues in proportion to the revenues that would have been~~

1 received by those recipients if the total fee imposed under this part
2 was 2 percent of the market value of a vehicle.

3 (b) For the 2011–12 fiscal year, twenty-five million dollars
4 (\$25,000,000) shall be deemed to be the cost to the Department
5 of Motor Vehicles of collecting the motor vehicle license fees that
6 are collected with the motor vehicle registration fees and other
7 fees.

8 SEC. 9. Section 11005 of the Revenue and Taxation Code is
9 amended to read:

10 11005. After payment of refunds therefrom and after making
11 the deductions authorized by Section 11003 and reserving the
12 amount determined necessary by the Pooled Money Investment
13 Board to meet the transfers ordered or proposed to be ordered
14 pursuant to Section 16310 of the Government Code, ~~commencing~~
15 ~~with the 2004–05 fiscal year~~, the balance of all motor vehicle
16 license fees and any other money appropriated by law for
17 expenditure pursuant to this section ~~and~~, deposited to the credit of
18 the Motor Vehicle License Fee Account in the Transportation Tax
19 Fund, and remaining unexpended ~~therein in that account~~ at the
20 close of business on the last day of the calendar month, shall be
21 allocated by the Controller by the 10th day of the following month
22 in accordance with the following:

23 (a) On and after July 1, 2011, to the Local Law Enforcement
24 Services Account in the Local Revenue Fund 2011, as established
25 by Section 30025 of the Government Code, for allocation to cities,
26 counties, and cities and counties.

27 (b) On or after July 1, 2004, but before July 1, 2011:

28 (a)

29 (1) First, to the County of Orange. For the 2004–05 fiscal year,
30 that county shall be allocated fifty-four million dollars
31 (\$54,000,000) in monthly installments. For the 2005–06 fiscal year
32 and each fiscal year thereafter, that county shall receive, in monthly
33 installments, an amount equal to the amount allocated under this
34 section for the prior fiscal year, adjusted for the percentage change
35 in the amount of revenues credited to the Motor Vehicle License
36 Fee Account in the Transportation Tax Fund from the revenues
37 credited to that account in the prior fiscal year. Moneys allocated
38 to the County of Orange under this subdivision shall be used first
39 for the service of indebtedness as provided in paragraph (1) of
40 subdivision (a) of Section 11001.5. Any amounts in excess of the

1 amount required for this service of indebtedness may be used by
2 that county for any lawful purpose.

3 ~~(b)~~

4 (2) Second, to each city, the population of which is determined
5 under Section 11005.3 on August 5, 2004, in an amount equal to
6 the additional amount of vehicle license fee revenue, including
7 offset transfers, that would be allocated to that city under Sections
8 11000 and 11005, as those sections read on January 1, 2004, as a
9 result of that city’s population being determined under subdivision
10 (a) or (b) of Section 11005.3.

11 ~~(e)~~

12 (3) Third, to each city that was incorporated from an
13 unincorporated territory after August 5, 2004, in an amount equal
14 to the product of the following two amounts:

15 ~~(I)~~

16 (A) The quotient derived from the following fraction:

17 ~~(A)~~

18 (i) The numerator is the product of the following two amounts:

19 ~~(i)~~

20 (I) Fifty dollars (\$50) per year.

21 ~~(ii)~~

22 (II) The fraction determined as the total amount of vehicle
23 license fee revenue collected during the most recent fiscal year
24 divided by the total amount of vehicle license fee revenue collected
25 during the 2004–05 fiscal year.

26 ~~(B)~~

27 (ii) The denominator is the fraction determined as the actual
28 population, as defined in subdivision (e) of Section 11005.3, of
29 all cities during the most recent fiscal year, divided by the actual
30 population, as defined in subdivision (e) of Section 11005.3, of
31 all cities in the 2004–05 fiscal year.

32 ~~(2)~~

33 (B) The city’s population determined in accordance with Section
34 11005.3.

35 ~~(d)~~

36 (4) Fourth, to each city that was incorporated before August 5,
37 2004, in an amount equal to the product of the following two
38 amounts:

39 ~~(I)~~

40 (A) The quotient derived from the following fraction:

1 ~~(A)~~

2 (i) The numerator is the product of the following two amounts:

3 ~~(i)~~

4 (I) Fifty dollars (\$50) per year.

5 ~~(ii)~~

6 (II) The fraction determined as the total amount of vehicle
7 license fee revenue collected during the most recent fiscal year
8 divided by the total amount of vehicle license fee revenue collected
9 during the 2004–05 fiscal year.

10 ~~(B)~~

11 (ii) The denominator is the fraction determined as the actual
12 population, as defined in subdivision (e) of Section 11005.3, of
13 all cities during the most recent fiscal year, divided by the actual
14 population, as defined in subdivision (e) of Section 11005.3, of
15 all cities in the 2004–05 fiscal year.

16 ~~(2)~~

17 (B) The actual population, as defined in subdivision (e) of
18 Section 11005.3, residing in areas annexed after August 5, 2004,
19 as of the date of annexation.

20 ~~(e)~~

21 (5) Fifth, to the cities and cities and counties of this state in the
22 proportion that the population of each city or city and county bears
23 to the total population of all cities and cities and counties in this
24 state, as determined by the Demographic Research Unit of the
25 Department of Finance. For the purpose of this subdivision, the
26 population of each city or city and county shall be determined in
27 accordance with Section 11005.3.

28 *SEC. 10. Section 9250 of the Vehicle Code is amended to read:*

29 9250. (a) A registration fee of thirty-one dollars (\$31) shall
30 be paid to the department for the registration of every vehicle or
31 trailer coach of a type subject to registration under this code, except
32 those vehicles that are expressly exempted under this code from
33 the payment of registration fees. *This subdivision applies to all of*
34 *the following:*

35 (1) *The initial or original registration, on or after January 1,*
36 *2004, but before July 1, 2011, of any vehicle not previously*
37 *registered in this state.*

38 (2) *The renewal of registration of any vehicle for which the*
39 *registration period expires on or after January 1, 2004, but before*

1 July 1, 2011, regardless of whether a renewal application was
 2 mailed to the registered owner prior to January 1, 2004.

3 (b) A registration fee of forty-three dollars (\$43) shall be paid
 4 to the department for the registration of each vehicle or trailer
 5 coach of a type subject to registration under this code, except those
 6 vehicles that are expressly exempted under this code from the
 7 payment of registration fees. This subdivision applies to all of the
 8 following:

9 (1) The initial or original registration, on or after July 1, 2011,
 10 of any vehicle not previously registered in this state.

11 (2) The renewal of registration of any vehicle for which the
 12 registration period expires on or after July 1, 2011, regardless of
 13 whether a renewal application was mailed to the registered owner
 14 prior to July 1, 2011.

15 ~~(b)~~

16 (c) The registration fee imposed under this section applies to
 17 all vehicles described in Section 5004, whether or not special
 18 identification plates are issued to that vehicle.

19 ~~(e)~~

20 (d) Trailer coaches are subject to the registration fee provided
 21 in subdivision (a) or (b) for each unit of the trailer coach.

22 ~~(d) This section applies to all of the following:~~

23 ~~(1) The initial or original registration, on or after January 1,~~
 24 ~~2004, of any vehicle not previously registered in this state.~~

25 ~~(2) The renewal of registration of any vehicle for which the~~
 26 ~~registration period expires on or after January 1, 2004, regardless~~
 27 ~~of whether a renewal application was mailed to the registered~~
 28 ~~owner prior to January 1, 2004.~~

29 ~~(3) Any renewal of a registration that expired on or before~~
 30 ~~December 31, 2003, but for which the fees are not paid until on~~
 31 ~~or after January 1, 2004.~~

32 (e) The amounts collected pursuant to the increase in the
 33 registration fee as specified in subdivision (b) shall be used only
 34 for costs incurred in connection with the regulation of vehicles,
 35 including administrative costs for vehicle registration.

36 SEC. 11. Section 17604 of the Welfare and Institutions Code
 37 is amended to read:

38 17604. (a) All motor vehicle license fee revenues collected in
 39 the 1991–92 fiscal year that are deposited to the credit of the Local

1 Revenue Fund shall be credited to the Vehicle License Fee Account
2 of that fund.

3 (b) (1) For the 1992–93 fiscal year and fiscal years thereafter,
4 from vehicle license fee proceeds from revenues deposited to the
5 credit of the Local Revenue Fund, the Controller shall make
6 monthly deposits to the Vehicle License Fee Account of the Local
7 Revenue Fund until the deposits equal the amounts that were
8 allocated to counties, cities, and cities and counties as general
9 purpose revenues in the prior fiscal year pursuant to this chapter
10 from the Vehicle License Fee Account in the Local Revenue Fund
11 and the Vehicle License Fee Account and the Vehicle License Fee
12 Growth Account in the Local Revenue Fund.

13 (2) Any excess vehicle fee revenues deposited into the Local
14 Revenue Fund pursuant to Section 11001.5 of the Revenue and
15 Taxation Code shall be deposited in the Vehicle License Fee
16 Growth Account of the Local Revenue Fund.

17 (3) *The Controller shall calculate the difference between the*
18 *total amount of vehicle license fee proceeds deposited to the credit*
19 *of the Local Revenue Fund, pursuant to paragraph (1) of*
20 *subdivision (a) of Section 11001.5 of the Revenue and Taxation*
21 *Code, and deposited into the Vehicle License Fee Account for the*
22 *period of July 16, 2009 to July 15, 2010, inclusive, and the amount*
23 *deposited for the period of July 16, 2010, to July 15, 2011,*
24 *inclusive.*

25 (4) *Of vehicle license fee proceeds deposited to the Vehicle*
26 *License Fee Account after July 15, 2011, an amount equal to the*
27 *difference calculated in paragraph (3) shall be deemed to have*
28 *been deposited during the period of July 16, 2010, to July 15, 2011,*
29 *inclusive, and allocated to cities, counties, and a city and county*
30 *as if those proceeds had been received during the 2010–11 fiscal*
31 *year.*

32 (c) (1) On or before the 27th day of each month, the Controller
33 shall allocate to each county, city, or city and county, as general
34 purpose revenues the amounts deposited and remaining unexpended
35 and unreserved on the 15th day of the month in the Vehicle License
36 Fee Account of the Local Revenue Fund, in accordance with
37 paragraphs (2) and (3).

38 (2) For the 1991–92 fiscal year, allocations shall be made in
39 accordance with the following schedule:

1		Allocation
2	Jurisdiction	Percentage
3	Alameda	4.5046
4	Alpine	0.0137
5	Amador	0.1512
6	Butte	0.8131
7	Calaveras	0.1367
8	Colusa.....	0.1195
9	Contra Costa	2.2386
10	Del Norte	0.1340
11	El Dorado	0.5228
12	Fresno	2.3531
13	Glenn	0.1391
14	Humboldt	0.8929
15	Imperial	0.8237
16	Inyo	0.1869
17	Kern	1.6362
18	Kings	0.4084
19	Lake	0.1752
20	Lassen	0.1525
21	Los Angeles	37.2606
22	Madera	0.3656
23	Marin.....	1.0785
24	Mariposa	0.0815
25	Mendocino	0.2586
26	Merced	0.4094
27	Modoc	0.0923
28	Mono	0.1342
29	Monterey	0.8975
30	Napa	0.4466
31	Nevada	0.2734
32	Orange	5.4304
33	Placer	0.2806
34	Plumas	0.1145
35	Riverside	2.7867
36	Sacramento	2.7497
37	San Benito	0.1701
38	San Bernardino.....	2.4709
39	San Diego	4.7771
40	San Francisco	7.1450

1	San Joaquin	1.0810
2	San Luis Obispo	0.4811
3	San Mateo	1.5937
4	Santa Barbara	0.9418
5	Santa Clara	3.6238
6	Santa Cruz	0.6714
7	Shasta	0.6732
8	Sierra	0.0340
9	Siskiyou.....	0.2246
10	Solano	0.9377
11	Sonoma	1.6687
12	Stanislaus	1.0509
13	Sutter	0.4460
14	Tehama	0.2986
15	Trinity	0.1388
16	Tulare	0.7485
17	Tuolumne	0.2357
18	Ventura	1.3658
19	Yolo	0.3522
20	Yuba	0.3076
21	Berkeley	0.0692
22	Long Beach	0.2918
23	Pasadena	0.1385

24

25 (3) For the 1992–93, 1993–94, and 1994–95 fiscal year and
 26 fiscal years thereafter, allocations shall be made in the same
 27 amounts as were distributed from the Vehicle License Fee Account
 28 and the Vehicle License Fee Growth Account in the prior fiscal
 29 year.

30 (4) For the 1995–96 fiscal year, allocations shall be made in the
 31 same amounts as distributed in the 1994–95 fiscal year from the
 32 Vehicle License Fee Account and the Vehicle License Fee Growth
 33 Account after adjusting the allocation amounts by the amounts
 34 specified for the following counties:

35

36	Alpine	\$(11,296)
37	Amador	25,417
38	Calaveras	49,892
39	Del Norte	39,537
40	Glenn	(12,238)

1	Lassen	17,886
2	Mariposa	(6,950)
3	Modoc	(29,182)
4	Mono	(6,950)
5	San Benito	20,710
6	Sierra	(39,537)
7	Trinity	(48,009)

8

9 (5) For the 1996–97 fiscal year and fiscal years thereafter,
10 allocations shall be made in the same amounts as were distributed
11 from the Vehicle License Fee Account and the Vehicle License
12 Fee Growth Account in the prior fiscal year.

13 Initial proceeds deposited in the Vehicle License Fee Account
14 in the 2003–04 fiscal year in the amount that would otherwise have
15 been transferred pursuant to Section 10754 of the Revenue and
16 Taxation Code for the period June 20, 2003, to July 15, 2003,
17 inclusive, shall be deemed to have been deposited during the period
18 June 16, 2003, to July 15, 2003, inclusive, and allocated to cities,
19 counties, and a city and county during the 2002–03 fiscal year.

20 (d) The Controller shall make monthly allocations from the
21 amount deposited in the Vehicle License Collection Account of
22 the Local Revenue Fund to each county in accordance with a
23 schedule to be developed by the State Department of Mental Health
24 in consultation with the California Mental Health Directors
25 Association, which is compatible with the intent of the Legislature
26 expressed in the act adding this subdivision.

27 *SEC. 12. There is hereby appropriated one thousand dollars*
28 *(\$1,000) from the Motor Vehicle Account in the State*
29 *Transportation Fund to the Department of Motor Vehicles for*
30 *administrative costs in connection with the registration of vehicles.*

31 *SEC. 13. This act is a bill providing for appropriations related*
32 *to the Budget Bill within the meaning of subdivision (e) of Section*
33 *12 of Article IV of the California Constitution, has been identified*
34 *as related to the budget in the Budget Bill, and shall take effect*
35 *immediately.*

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**All matter omitted in this version of the bill
appears in the bill as amended in the
Senate, March 14, 2011. (JR11)**

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