

**ASSEMBLY BILL**

**No. 1996**

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**Introduced by Assembly Member Huber**

February 23, 2012

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An act to amend Section 12810 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 1996, as introduced, Huber. Vehicles: driver's record: violation point counts.

Existing law establishes that specified convictions and violations under the Vehicle Code and traffic-related incidents count as points against a driver's record for purposes of the suspension or revocation of the privilege to drive and that certain other violations do not result in a violation point count.

This bill would make a technical, nonsubstantive change in those provisions governing the allocation of point counts for specified violations of the Vehicle Code.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

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

- 1 SECTION 1. Section 12810 of the Vehicle Code is amended
- 2 to read:
- 3 12810. In determining the violation point count, the following
- 4 shall apply:

- 1 (a) A conviction of failure to stop in the event of an accident in  
2 violation of Section 20001 or 20002 shall be given a value of two  
3 points.
- 4 (b) A conviction of a violation of Section 23152 or 23153 shall  
5 be given a value of two points.
- 6 (c) A conviction of reckless driving shall be given a value of  
7 two points.
- 8 (d) (1) A conviction of a violation of subdivision (b) of Section  
9 191.5 or subdivision (c) of Section 192 of the Penal Code, or of  
10 Section 2800.2 or 2800.3, subdivision (b) of Section 21651,  
11 subdivision (b) of Section 22348, subdivision (a) or (c) of Section  
12 23109, Section 23109.1, or Section 31602 of this code, shall be  
13 given a value of two points.
- 14 (2) A conviction of a violation of subdivision (a) or (b) of  
15 Section 23140 shall be given a value of two points.
- 16 (e) A conviction of a violation of Section 14601, 14601.1,  
17 14601.2, 14601.3, or 14601.5 shall be given a value of two points.
- 18 (f) Except as provided in subdivision (i), any other traffic  
19 conviction ~~involving~~ *that involves* the safe operation of a motor  
20 vehicle upon the highway shall be given a value of one point.
- 21 (g) A traffic accident in which the operator is deemed by the  
22 department to be responsible shall be given a value of one point.
- 23 (h) A conviction of a violation of Section 27360 or 27360.5  
24 shall be given a value of one point.
- 25 (i) (1) A violation of paragraph (1), (2), (3), or (5) of subdivision  
26 (b) of Section 40001 shall not result in a violation point count  
27 being given to the driver if the driver is not the owner of the  
28 vehicle.
- 29 (2) A conviction of a violation of paragraph (1) or (2) of  
30 subdivision (b) of Section 12814.6, subdivision (a) of Section  
31 21116, Section 21207.5, 21708, 21710, 21716, 23120, 24800, or  
32 26707 shall not be given a violation point count.
- 33 (3) A violation of subdivision (d) of Section 21712 shall not  
34 result in a violation point count.
- 35 (4) A violation of Section 23136 shall not result in a violation  
36 point count.
- 37 (5) A violation of Section 38301, 38301.3, 38301.5, 38304.1,  
38 or 38504.1 shall not result in a violation point count.

- 1 (j) A conviction for only one violation arising from one occasion
- 2 of arrest or citation shall be counted in determining the violation
- 3 point count for the purposes of this section.

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