

ASSEMBLY BILL

No. 2204

Introduced by Assembly Member Achadjian

February 20, 2014

An act to amend Section 9250.14 of the Vehicle Code, relating to vehicle registration fees.

LEGISLATIVE COUNSEL'S DIGEST

AB 2204, as introduced, Achadjian. Vehicle registration fees.

Existing law authorizes a county, upon the adoption of a resolution by its board of supervisors, to impose a fee of \$1 on all motor vehicles, except as provided, in addition to other fees imposed for the registration of a vehicle, and an additional service fee of \$2 on specified commercial motor vehicles.

This bill would make a nonsubstantive, technical change to those provisions.

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 9250.14 of the Vehicle Code is amended
2 to read:
3 9250.14. (a) (1) In addition to any other fees specified in this
4 code and the Revenue and Taxation Code, upon the adoption of a
5 resolution by ~~any~~ a county board of supervisors, a fee of one dollar
6 (\$1) shall be paid at the time of registration or renewal of
7 registration of every vehicle, except vehicles described in
8 subdivision (a) of Section 5014.1, registered to an address within

1 that county except those expressly exempted from payment of
2 registration fees. The fees, after deduction of the administrative
3 costs incurred by the department in carrying out this section, shall
4 be paid quarterly to the Controller.

5 (2) (A) If a county has adopted a resolution to impose a
6 one-dollar (\$1) fee pursuant to paragraph (1), the county may
7 increase the fee specified in paragraph (1) to two dollars (\$2) in
8 the same manner as the imposition of the initial fee pursuant to
9 paragraph (1). The two dollars (\$2) shall be paid at the time of
10 registration or renewal of registration of a vehicle, and quarterly
11 to the Controller, as provided in paragraph (1).

12 (B) If a county has not adopted a resolution to impose a
13 one-dollar (\$1) fee pursuant to paragraph (1), the county may
14 instead adopt a fee of two dollars (\$2) in the manner prescribed in
15 paragraph (1).

16 (C) A resolution to impose a fee of two dollars (\$2) pursuant
17 to subparagraph (A) or (B) shall be submitted to the department
18 at least six months prior to the operative date of the fee increase.

19 (3) In addition to the service fee imposed pursuant to paragraph
20 (1), and upon the implementation of the permanent trailer
21 identification plate program, and as part of the Commercial Vehicle
22 Registration Act of 2001 (Chapter 861 of the Statutes of 2000),
23 all commercial motor vehicles subject to Section 9400.1 registered
24 to an owner with an address in the county that established a service
25 authority under this section, shall pay an additional service fee of
26 two dollars (\$2).

27 (4) (A) If a county imposes a service fee of two dollars (\$2) by
28 adopting a resolution pursuant to subparagraph (A) or (B) of
29 paragraph (2), the fee specified in paragraph (3) shall be increased
30 to four dollars (\$4). The four dollars (\$4) shall be paid at the time
31 of registration or renewal of registration of a vehicle, and quarterly
32 to the Controller as provided in paragraph (1).

33 (B) A resolution to increase the additional service fee from two
34 dollars (\$2) to four dollars (\$4) pursuant to subparagraph (A) or
35 (B) of paragraph (2) shall be submitted to the department at least
36 six months prior to the operative date of the fee increase.

37 (b) Notwithstanding Section 13340 of the Government Code,
38 the moneys paid to the Controller are continuously appropriated,
39 without regard to fiscal years, for the administrative costs of the
40 Controller, and for disbursement by the Controller to each county

1 that has adopted a resolution pursuant to subdivision (a), based
2 upon the number of vehicles registered, or whose registration is
3 renewed, to an address within that county.

4 (c) Except as otherwise provided in this subdivision, moneys
5 allocated to a county pursuant to subdivision (b) shall be expended
6 exclusively to fund programs that enhance the capacity of local
7 police and prosecutors to deter, investigate, and prosecute vehicle
8 theft crimes. In any county with a population of 250,000 or less,
9 the moneys shall be expended exclusively for those vehicle theft
10 crime programs and for the prosecution of crimes involving driving
11 while under the influence of alcohol or drugs, or both, in violation
12 of Section 23152 or 23153, or vehicular manslaughter in violation
13 of Section 191.5 of the Penal Code or subdivision (c) of Section
14 192 of the Penal Code, or any combination of those crimes.

15 (d) The moneys collected pursuant to this section shall not be
16 expended to offset a reduction in any other source of funds, nor
17 for any purpose not authorized under this section.

18 (e) Any funds received by a county prior to January 1, 2000,
19 pursuant to this section, that are not expended to deter, investigate,
20 or prosecute crimes pursuant to subdivision (c) shall be returned
21 to the Controller, for deposit in the Motor Vehicle Account in the
22 State Transportation Fund. Those funds received by a county shall
23 be expended in accordance with this section.

24 (f) Each county that adopts a resolution under subdivision (a)
25 shall submit, on or before the 13th day following the end of each
26 quarter, a quarterly expenditure and activity report to the designated
27 statewide Vehicle Theft Investigation and Apprehension
28 Coordinator in the Department of the California Highway Patrol.

29 (g) A county that imposes a fee under subdivision (a) shall issue
30 a fiscal yearend report to the Controller on or before August 31 of
31 each year. The report shall include a detailed accounting of the
32 funds received and expended in the immediately preceding fiscal
33 year, including, at a minimum, all of the following:

34 (1) The amount of funds received and expended by the county
35 under subdivision (b) for the immediately preceding fiscal year.

36 (2) The total expenditures by the county under subdivision (c)
37 for the immediately preceding fiscal year.

38 (3) Details of expenditures made by the county under
39 subdivision (c), including salaries and expenses, purchase of

1 equipment and supplies, and any other expenditures made listed
2 by type with an explanatory comment.

3 (4) A summary of vehicle theft abatement activities and other
4 vehicle theft programs funded by the fees collected pursuant to
5 this section.

6 (5) The total number of stolen vehicles recovered and the value
7 of those vehicles during the immediately preceding fiscal year.

8 (6) The total number of vehicles stolen during the immediately
9 preceding fiscal year as compared to the fiscal year prior to the
10 immediately preceding fiscal year.

11 (7) Any additional, unexpended fee revenues received under
12 subdivision (b) for the county for the immediately preceding fiscal
13 year.

14 (h) Each county that fails to submit the report required pursuant
15 to subdivision (g) by November 30 of each year shall have the fee
16 suspended by the Controller for one year, commencing on July 1
17 following the Controller’s determination that a county has failed
18 to submit the report.

19 (i) (1) On or before January 1, 2013, and on or before January
20 1 of each year, the Controller shall provide to the Department of
21 the California Highway Patrol copies of the yearend reports
22 submitted by the counties under subdivision (g) and, in consultation
23 with the Department of the California Highway Patrol, shall review
24 the fiscal yearend reports submitted by each county pursuant to
25 subdivision (g) to determine if fee revenues are being utilized in
26 a manner consistent with this section. If the Controller determines
27 that the use of the fee revenues is not consistent with this section,
28 the Controller shall consult with the participating counties’
29 designated regional coordinators. If the Controller determines that
30 use of the fee revenues is still not consistent with this section, the
31 authority to collect the fee by that county shall be suspended for
32 one year.

33 (2) If the Controller determines that a county has not submitted
34 a fiscal yearend report as required in subdivision (g), the
35 authorization to collect the service fee shall be suspended for one
36 year pursuant to subdivision (h).

37 (3) When the Controller determines that a fee shall be suspended
38 for a county, the Controller shall inform the Department of Motor
39 Vehicles on or before January 1 of each year that the authority to
40 collect a fee for that county is suspended.

- 1 (j) On or before January 1 of each year, the Controller shall
2 prepare and submit to the Legislature a revenue and expenditure
3 summary for each participating county that includes all of the
4 following:
- 5 (1) The total revenues received by each county.
 - 6 (2) The total expenditures by each county.
 - 7 (3) The unexpended revenues for each county.
- 8 (k) For the purposes of this section, a county-designated regional
9 coordinator is that agency designated by the participating county's
10 board of supervisors as the agency in control of its countywide
11 vehicle theft apprehension program.

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