

# ANALYSIS OF AMENDED BILL

Author: Chiu Analyst: Janet Jennings Bill Number: AB 1287  
 Related Bills: None Telephone: 845-3495 Amended Date: April 22, 2015  
 Attorney: Bruce Langston Sponsor \_\_\_\_\_

<b>SUBJECT:</b>	Vehicle Registration/Delete Repeal Date/New Violation Fees
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## SUMMARY

This bill would add specified recorded traffic violations in the City and County of San Francisco to the debts that the Franchise Tax Board (FTB) collects on behalf of the Department of Motor Vehicles (DMV).

This analysis only addresses the provisions of the bill that impact the department’s programs and operations.

## RECOMMENDATION

No position.

## Summary of Amendments

The bill as introduced February, 27, 2015, and as amended April 22, 2015, added violations to the penalties for offenses delinquent amounts collected by the FTB.

This is the department’s first analysis of the bill.

## REASON FOR THE BILL

The reason for the bill is to improve public safety in the City and County of San Francisco by authorizing the use of cameras to document violations of specified traffic violations and requiring the FTB to collect delinquent amounts due as a result of such violations.

## EFFECTIVE/OPERATIVE DATE

This bill would become effective and operative for debts submitted by the Department of Motor Vehicles (DMV) to the FTB on or after January 1, 2016.

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## **STATE LAW**

The California Legislature transferred the responsibility for collecting delinquent vehicle registration, transfer, and license fees, use tax, and penalties for offenses relating to the standing or parking of a vehicle from the DMV to the FTB in 1993.<sup>1</sup>

As the DMV's collection agent, the FTB forwards all monies collected to the DMV for disbursement to various state and county agencies.

## **THIS BILL**

This bill would add specified recorded traffic violations in the City and County of San Francisco to the debts that the FTB collects on behalf of the DMV.<sup>2</sup>

## **IMPLEMENTATION CONSIDERATIONS**

Implementing this bill would not significantly impact the department's programs and operations.

## **OTHER STATES' INFORMATION**

Since this bill would add to the debts the FTB collects on behalf of the DMV, a review of other states' income tax laws is not relevant.

## **FISCAL IMPACT**

This bill would not significantly impact the department's costs.

## **ECONOMIC IMPACT**

This bill would not impact the state's income tax revenue.

## **SUPPORT/OPPOSITION<sup>3</sup>**

Support: San Francisco Municipal Transportation Agency (sponsor), California Public Parking Association, San Francisco County Transportation Commission, Walk San Francisco

Opposition: AAA Northern California, Nevada & Utah, Automobile Club of Southern California, National Motorists Association, Safer Streets L.A.

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<sup>1</sup> Section 10878 of the California Revenue and Taxation Code.

<sup>2</sup> Section 21655.5, 21655.8, or 22526 of the Vehicle Code pursuant to Section 40241 of the Vehicle code.

<sup>3</sup> As listed in the Assembly Committee on Transportation Analysis as Amended April 22, 2015.

## **ARGUMENTS**

Proponents: Some may argue that the FTB is the best equipped to efficiently and effectively collect the specified debts.

Opponents: Some may argue that increasing the non-tax debts that the FTB is required to collect could divert tax administration resources from its core function.

## **LEGISLATIVE STAFF CONTACT**

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