

Initial Statement of Reasons

Title 13, Division 1, Chapter 1

Article 2.5. Driving Under the Influence Program

Vehicle Code section 13353.5 authorizes the department to terminate a driver's license suspension or revocation of an individual's driver's license if that person resides in another state, the mandatory suspension or revocation period has expired, and the driver can provide satisfactory evidence of their out-of-state residency. Part of the request to terminate the suspension or revocation begins with the driver submitting to the department an Application for Termination of Action, form DL 4006. Currently, a driver completes the form and submits the form to the department by mail or email. The department has amended the form to direct the driver to submit the form by email only. This change will ensure expedited processing and reduce instances where the form could potentially be lost within the department, thereby delaying the termination of the suspension.

§ 124.92. Termination of Suspension or Revocation.

Subsection (a) is amended to update the revision date of the Application for Termination of Action, DL 4006 from 1/2021 to 5/2024.

Two substantive changes were made to the form DL 4006. The first change is the removal of the instruction allowing an applicant to submit the form through the mail. The department will only accept forms that are sent to it through email. This change is necessary for the convenience of the applicant and for the efficiency of the department. Furthermore, this change ensures the applications are processed quicker due to faster application delivery. Limiting applications to email submission only will make it easier for applicants to fix errors as emailing a corrected form is easier than having to print and mail a corrected form.

The second page of the form DL 4006 provides instructions related to filing documents that may be required by the department such as certification of non-resident drivers or proof of financial responsibility. All drivers and all motor vehicle owners are required to be able to prove their financial responsibility. Financial responsibility can be provided through a bond. As currently written, the form DL 4006 references a bond in the amount of \$30,000. Vehicle Code section 16056 was amended to change the bond requirements for policies issued on or after January 1, 2025. The department is proposing to remove the bond amount referenced on the form and, instead, rely on the citation of Vehicle Code section 16056 that establishes the bond amounts. This revision will ensure the form instructions will remain clear despite changes made to the authorizing statute.

ECONOMIC AND FISCAL IMPACT DETERMINATIONS

- Cost Or Savings To Any State Agency: None.
- Other Non-Discretionary Cost or Savings to Local Agencies: None.
- Costs or Savings in Federal Funding to the State: None.
- Cost Impact on Representative Private Persons or Businesses: This action will not have a cost impact on private persons or businesses. The proposed rule and form change have no impact on businesses and there is no cost to a driver to submit the form. The regulatory change only seeks to streamline the form submission process for efficiency.
- Effect on Housing Costs: None.
- Local Agency/School District Mandates: The proposed regulatory action will not impose a mandate on local agencies or school districts, or a mandate that requires reimbursement pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code.
- Small Business Impact: There is no impact to small businesses. This proposed regulation only impacts drivers.
- Potential significant statewide adverse economic impact: The department is not aware of any potential significant statewide adverse economic impact that a person may incur with reasonable compliance with the regulation. The regulation updates a form to streamline the termination of action process.

ECONOMIC IMPACT ASSESSMENT

(Government Code section 11346.3)

In considering this proposed regulatory action, the department has determined that this action will not result in,

1) Creation or elimination of jobs within the state

This action will neither create nor eliminate jobs within California. The proposed rule updates a form to increase submission and processing efficiencies. The provisions impact drivers, not businesses.

2) Creation of new businesses or the elimination of existing businesses within the state

This action will neither create new businesses nor eliminate existing businesses within California. The proposed rule updates a form to increase submission and processing efficiencies. The provisions impact drivers, not businesses.

3) Expansion of businesses currently doing business within the state

This action will not expand businesses currently doing business in California. The proposed rule updates a form to increase submission and processing efficiencies. The provisions impact drivers, not businesses.

4) Benefits to the health and welfare of California residents, worker safety or the state's environment

This proposed action will not benefit the health of California residents, worker safety, or the state's environment. This action will benefit drivers who reside in other states who are in need of a driver's license to drive and establish identity. This action will streamline the termination of action process to ensure the driver does not experience unnecessary delays during the application process.

DEPARTMENTAL DOCUMENTATION SUPPORTING GOVERNMENT CODE

SECTIONS 11346.2(b)(3) THROUGH (b)(5)

- Studies, Reports or Documents - Government Code section 11346.2(b)(3): No studies, reports, or documents were relied upon.
- Reasonable Alternatives and Department's Response – Government Code section 11346.2(b)(4)(A): No alternatives were presented that would be as effective.
- Reasonable Alternatives That Would Lessen Any Adverse Impact on Small Business – Government Code section 11346.2(b)(4)(B): No alternatives were presented that would lessen any adverse impact on small businesses.
- Evidence Supporting Determination of No Significant Adverse Economic Impact on Business – Government Code section 11346.2(b)(5):