

**Final Statement of Reasons for the Proposed Adoption of
California Code of Regulations, Title 18, Division 2, Chapter 8.2,
Lead-Acid Battery Fees, and Sections 3210, Definitions, 3220, Manufacturer
Battery Fee, 3230, California Battery Fee, and 3240, Written Certification**

UPDATE OF INFORMATION IN THE INITIAL STATEMENT OF REASONS

The California Department of Tax and Fee Administration (Department) adopted chapter 8.2, Lead-Acid Battery Fees, and sections (Regulations) 3210, Definitions, 3220, Manufacturer Battery Fee, 3230, California Battery Fee, and 3240, Written Certification, in chapter 8.2 of division 2 of title 18 of the California Code of Regulations (CCR) without making any changes. The Department did not receive any written comments regarding the proposed regulatory action or written requests for a public hearing to comment on the proposed regulatory action.

The factual basis, specific purposes, and necessity for, the problems to be addressed by, and the anticipated benefits from the adoption of chapter 8.2 and Regulations 3210, 3220, 3230, and 3240 are the same as provided in the initial statement of reasons.

The Department did not rely on any data or any technical, theoretical, or empirical study, report, or similar document in proposing or adopting chapter 8.2 and Regulations 3210, 3220, 3230, and 3240 that was not identified in the initial statement of reasons, or which was otherwise not identified or made available for public review prior to the close of the public comment period.

In addition, the factual basis has not changed for the Department's initial determination that the proposed regulatory action will not have a significant adverse economic impact on business, the Department's determination that the proposed regulatory action is not a major regulation, as defined in Government Code (GC) section 11342.548 and CCR, title 1, section 2000, and the Department's economic impact assessment, which determined that the proposed regulatory action:

- Will neither create nor eliminate jobs in the State of California nor result in the creation of new businesses or the elimination of existing businesses within the state;
- Will not affect the expansion of businesses currently doing business within the State of California; and
- Will not affect the benefits of Regulations 3210, 3220, 3230, and 3240 to the health and welfare of California residents, worker safety, or the state's environment.

No Mandate Imposed on Local Agencies or School Districts

The Department has determined that the adoption of proposed Regulations 3210, 3220, 3230, and 3240 will not impose a mandate on local agencies or school districts, including a mandate that requires state reimbursement under part 7 (commencing with section 17500) of division 4 of title 2 of the GC.

Determination Regarding Alternatives

The Department determined that no alternative to Regulations 3210, 3220, 3230, and 3240 would be more effective in carrying out the purpose for which Regulations 3210, 3220, 3230, and 3240 are proposed, would be as effective and less burdensome to affected private persons than the adopted regulations, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

The Department did not reject any reasonable alternative to Regulations 3210, 3220, 3230, and 3240 that would lessen any adverse impact the proposed regulatory action may have on small business.

No reasonable alternative has been identified and brought to the Department's attention that would lessen any adverse impact the proposed action may have on small business, be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law than the proposed action.