



STATE BOARD OF EQUALIZATION

June 21, 1977

To: Mr. D. F. Brady

From: Glenn L. Rigby

Subject: Definition of Passenger Vehicle

It has just come to my attention that effective 1/1/77 the definition of passenger vehicle under Section 645 of the Vehicle Code was amended.

Set forth below is the context of Section 645. I have underlined the section of the law which is effective 1/1/77.

A "passenger vehicle" is any motor vehicle, other than a motor vehicle, other than a motor truck or truck tractor, designed for carrying not more than 10 persons including the driver, and used or maintained for the transportation of persons, except that any motor vehicle, other than a motor truck or truck tractor, designed for carrying not more than 12 persons, including the driver, which is maintained and used in the nonprofit transportation of adults to and from work location as part of a carpool program or when transporting only members of the household of the owner thereof shall be considered to be a passenger vehicle for the purposes of this section. The term "passenger vehicle" shall include a house car.

You will note a motor vehicle other than a truck or truck tractor designed for carrying not more than 12 persons, is now included in the definition of the term "passenger vehicle", if it is maintained and used in the nonprofit transportation of adults to and from work, as part of a carpool program, or when transporting only members of the house hold of the owner of the vehicle.

The only reason I bring this to your attention is that these particular vehicles would be exempt from the definition of mobile transportation equipment.

If you think it is sufficiently important, I will prepare a CLD on this item.

GLR:po

MEMORANDUM

To: Mr. Donald J. Hennessy

From: R. L. Dick

Subject: Annotation 335.0100

Statutes 1982, Chapter 46, Section 6 amended Section 465, Vehicle Code, to delete “,except that any motor vehicle, other than a motor truck or truck tractor, designed for carrying not more than 12 persons, including the driver, which is maintained and used in the nonprofit transportation of adults to and from a work location as part of a carpool program or when transporting only members of the household of the owner thereof shall be considered to be a passenger vehicle for the purposes of this section” at the end of the first sentence. The bill was enacted on February 17, 1982 and had no urgency clause.

I recommend that Annotation 335.0100 be amended to show that the annotation is effective from January 1/1977 to December 31, 1982.

RLD: jw