

# Occupational Licensing Industry News

## OLIN 2017-03

### Motorcycle Label Requirements

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**Issue Date: October 19, 2017**

#### **New Policy**

Pursuant to *California Vehicle Code (CVC)* §§11712.5 and 24014, no dealer shall sell, offer for sale, or display, any new, assembled motorcycle on its premises, unless there is securely attached to its handlebar a label (hangtag), approved by the Department of Motor Vehicles (DMV) furnished by the manufacturer.

#### **Procedures**

A motorcycle manufacturer hangtag must meet the requirements pursuant to CVC §§11712.5 and 24014, **and** be submitted to the DMV Occupational Licensing Compliance Unit for review and approval prior to initial licensing. Submit proposed hangtags for review and approval to:

Department of Motor Vehicles  
Occupational Licensing  
8243 Demetre Ave, MS L224  
Sacramento, CA 95828  
Attn: Compliance Unit

#### **Compliance**

If a motorcycle manufacturer is currently licensed, they shall submit the current version of the hangtag with their renewal application. DMV will review the hangtag for compliance with statutory and regulatory requirements. Once approved by DMV, a manufacturer is not required to submit a hangtag during subsequent renewal cycles. However, if a motorcycle manufacturer wants to change or modify a DMV-approved hangtag, the proposed version **must** be submitted to DMV for approval prior to use and distribution.

Each motorcycle dealer and manufacturer licensed under *California Vehicle Code*, Division 5, Chapter 4, Article 1, shall specifically list all **required** information pursuant to CVC §§11712.5, 11713.1 and 24014, and *California Code of Regulations (CCR)* §262.03 on the DMV-approved label that is affixed to the handlebars of the motorcycles which they offer for sale.

Any motorcycle dealer or manufacturer found to be noncompliant with regulatory requirements or statute may be subject to disciplinary action(s) pursuant to CVC §11705.

**NOTE:** Per CVC §24014(b) and CCR §262.03, charges for delivery/freight and preparation are permissible only to the extent these fees are not reimbursed by the manufacturer or other party.

# **OLIN 2017-03**

## **Page 2 of 2**

### **Background**

DMV found various motorcycle manufacturers which have not sought, or obtained DMV approval for their label version(s) required pursuant to CVC §§11712.5 and 24014. Manufacturers and dealers did not list the specific information **required** on labels pursuant to CVC §§11712.5, 24014, and CCR §262.03. Statutorily required information not present on these labels creates unfairness in advertising and harms the consumer.

### **Distribution**

Notification that this memo is available online at [www.dmv.ca.gov](http://www.dmv.ca.gov) under Publications and made via California DMV's Automated Email Alert System in October 2017 to the following:

- Vehicle Dealer
- Vehicle Manufacturer

### **References**

*California Vehicle Code* §§11705, 11712.5, 11713.1, 24014, 24014(b)  
*California Code of Regulations* §262.03

### **Contact**

Direct questions regarding this memo to Occupational Licensing Compliance Unit at (916) 229-3349.