STATE OF CALIFORNIA
DMV
Department of Motor Vehicles

LICENSING OPERATIONS DIVISION

CERTIFICATE OF PROPOSED FRANCHISE

DMV USE ONLY
OCCUPATIONAL LICENSING NUMBER

Instructions:

- This form must be completed by a licensed Manufacturer or Distributor.
- The licensed dealer is responsible for submitting this form to the Department of Motor Vehicles with the appropriate application form(s).
- This form will ***NOT*** be accepted if modified or altered and must contain an original signature.

The location is a ☐ Permanent Location

☐ Temporary Branch Location (must be 30 days or less)

Date(s) of Event: From: _____ To: _____

I/We

MANUFACTURER/DISTRIBUTOR NAME	LICENSE NUMBER

hereby certify that:

☐ Written notification to the New Motor Vehicle Board and each franchisee is not required pursuant to Vehicle Code section 3062(b) or 3072(b), or there are no other franchised dealers of the same line-make located within the relevant market area.

☐ Written notification has been provided to the Board and each franchisee of this line-make of the franchisor's intent to enter into a franchise establishing an additional motor vehicle dealership or relocate an existing motor vehicle dealership within the relevant market area, and no protests have been filed or the protest(s) filed were resolved (i.e., dismissed or Board Decision overruling the protest). (A change in ownership of an existing established location shall not be construed as establishing an additional location.) Enter date of notification below.

MAKE OF VEHICLE(S), MOTORHOME(S), OR RECREATIONAL TRAILER(S)

DATE THE NEW MOTOR VEHICLE BOARD AND DEALER(S) WERE NOTIFIED, IF APPLICABLE

PROPOSED FRANCHISEE NAME (AS IT APPEARS ON LICENSE OR APPLICATION FOR LICENSE)	DEALER LICENSE NUMBER (IF APPLICABLE)

ADDRESS (AS SHOWN ON LICENSE OR APPLICATION FOR LICENSE)	CITY	STATE	ZIP CODE

AUTHORIZED SIGNATURE (OWNER OF RECORD OR LICENSED REPRESENTATIVE)	DATE
X	
PRINT OR TYPE NAME	OWNER OR REPRESENTATIVE LICENSE NUMBER

***CALIFORNIA VEHICLE CODE* (CVC) - Sections 3062 or 3072*, state in part:**

Establishing or Relocating Dealerships

3062. (a) (1) Except as otherwise provided in subdivision (b), if a franchisor seeks to enter into a franchise establishing an additional motor vehicle dealership, or seeks to relocate an existing motor vehicle dealership, that has a relevant market area within which the same line–make is represented, the franchisor shall, in writing, first notify the board and each franchisee in that line–make in the relevant market area of the franchisor's intention to establish an additional dealership or to relocate an existing dealership. Within 20 days of receiving the notice, satisfying the requirements of this section, or within 20 days after the end of an appeal procedure provided by the franchisor, a franchisee required to be given the notice may file with the board a protest to the proposed dealership establishment or relocation described in the franchisor's notice. If, within this time, a franchisee files with the board a request for additional time to file a protest, the board or its executive director, upon a showing of good cause, may grant an additional 10 days to file the protest. When a protest is filed, the board shall inform the franchisor that a timely protest has been filed, that a hearing is required pursuant to Section 3066, and that the franchisor may not establish the proposed dealership or relocate the existing dealership until the board has held a hearing as provided in Section 3066, nor thereafter, if the board has determined that there is good cause for not permitting the establishment of the proposed dealership or relocation of the existing dealership. In the event of multiple protests, hearings may be consolidated to expedite the disposition of the issue.

...

(b) Subdivision (a) does not apply to either of the following:

(1) The relocation of an existing dealership to a location that is both within the same city as, and within one mile from, the existing dealership location.

(2) The establishment at a location that is both within the same city as, and within one–quarter mile from, the location of a dealership of the same line–make that has been out of operation for less than 90 days.

(c) Subdivision (a) does not apply to a display of vehicles at a fair, exposition, or similar exhibit if actual sales are not made at the event and the display does not exceed 30 days. ...

(d) For the purposes of this section, the reopening of a dealership that has not been in operation for one year or more shall be deemed the establishment of an additional motor vehicle dealership. ...

*Section 3072, pertaining to recreational vehicles, contains virtually identical provisions, however, there are additional exemptions not listed above. Recreational vehicle manufacturers and distributors are encouraged to review the entire *California Vehicle Code* Section.

Print Clear Form

OL-124, CERTIFICATE OF PROPOSED FRANCHISE

*Applicable to **New** Motor Vehicles, Motorcycles, All-Terrain Vehicle and Recreational Vehicles as defined by Health and Safety Code Section 18010 (a)*

	TYPE TRANSACTION	OL-124 *NOT* REQUIRED	OL-124 REQUIRED PURSUANT TO CVC 11704	BOARD/MARKET AREA FRANCHISE NOTICE *NOT* REQUIRED	BOARD/MARKET AREA FRANCHISE NOTICE REQUIRED
1.	New license (Buy/Sell) of a currently occupied location (Main or branch location application)		X	X	
2.	New location - Not currently occupied, except as exempt pursuant to CVC 3062(b), 3072(b). See #9, #10, and #11		X		X
3.	Change of Business Name		X	X	
4.	Adding a Make Distinctive Business Name		X - For new Make	X	
4a.	Adding a Non-Make Distinctive Business	X			
5.	Change of Corporate Name/LLC or LLP Name		X	X	
6.	Change of Corporate Officers/LLC or LLP Manager	X			
7.	Change of Address (Postal Service change - no physical movement of location)		X - *Formerly known as prior address*	X	
8.	Change of Address (New location is beyond 1 mile of current licensed location)		X		X
9.	Change of Address (New location is within 1 mile of current licensed location and within the same city)		X	X	
9a.	Change of Address (New location is within 1 mile of current licensed location and within a different city)		X		X
10.	Establishing location within the same city, within 1/4 mile of a location that has been out of operation for less than 90 days		X	X	
11.	Reopening a location that has not been in operation for less than one year		X - *Or copy of prior OL-124*	X	
11a.	Reopening a location that has not been in operation for one year or more		X		X
12.	Temporary Branch locations - Display only with no sales activity that does not exceed 30 days	X - *No application required*		X	
12a.	Temporary Branch locations - Display only with no sales activity but display exceeds 30 days	X - *No application required*			X
13.	Temporary Branch locations with sales activity on site and other same line-make dealers within RMA		X		X
13a.	Temporary Branch locations with sales activity on site and no other same line-make dealers within RMA		X	X	
14.	Addition of a line-make to an existing established location and other same line-make dealers within RMA		X		X
14a.	Addition of a line-make to an existing established location and there are no other same line-make dealers within RMA		X	X	
15.	Renewal of License (Application must be submitted no later than 30 days after license expiration date)	X			
16.	Establishing or Relocating Satellite Warranty facility more than 2 miles from a same line-make dealer	X - *No application required*		X	
16a.	Establishing or Relocating Satellite Warranty facility within 2 miles of a same line-make dealer	X - *No application required*			X

Additional Information:

1) The OL-124 must reflect the business name and address as it appears on the corresponding application for an Occupational License.
2) The dealer is responsible for submitting the OL-124 with an appropriate application to an Occupational Licensing Inspection's Office.
3) The OL-124 must be signed by an owner of the Manufacturer/Distributor on file with Occupational Licensing or a licensed Representative.
4) Relevant Market Area pursuant to *California Vehicle Code* Section 507, is any area within a radius of 10 miles from the site of a potential new dealership.
5) The powers and duties of the New Motor Vehicle Board are defined in Division 2, Chapter 6, of the *California Vehicle Code*.

APPLICANT SHOULD RETAIN THIS PAGE FOR THEIR INFORMATION.

DO NOT SUBMIT WITH APPLICATION.