

***Valid registration tabs or temporary permit properly displayed or proper registration issued within the time allowed for appeal***

Proof of current registration must be displayed on the rear plate of a vehicle parked in the public right-of-way. If registration tabs are out of date or missing, a citation is issued. If the vehicle was properly registered at the time of violation or properly registered within the time allowed for appeal, then the violation can be considered corrected and the citation penalty reduced to a \$10 processing fee.

Generally, citations for this violation are not issued unless the vehicle's registration is expired more than 30 days, allowing adequate time for registration tabs to be mailed from DMV or licensing agency and affixed to the vehicle.

**VERIFICATION FROM CONTESTEE**

If the contestee states that valid registration tabs or a Temporary Permit were properly displayed or proper registration issued within the time allowed for appeal, then any of the following items should be provided to support the appeal:

1. Proof of current DMV registration
2. Proof of Temporary Permit valid at time of violation

**VERIFICATION BY INVESTIGATION**

1. If the authenticity of documents evidencing the registration or temporary permit status at the time of violation is in doubt, then verify through CLETS/AP that the information is valid.
2. If documents evidencing the registration or temporary permit status at time of violation are not provided then the status should be determined by checking CLETS/AP.
3. If a Temporary Permit was valid at the time of violation, review the issuing officer's notes to determine if there is evidence the officer circled/checked the entire vehicle to locate the Temporary Permit.
4. If available, inspect the permit to determine if there is evidence it was displayed in a vehicle window (sun damage, cracking, etc.)

**DECISION**

If a Temporary Permit was valid at the time of violation, there is no evidence that the permit was not properly displayed, and there is no evidence that the issuing officer circled/checked the entire vehicle, then the citation should be dismissed.

If a Temporary permit was valid at the time of violation and the citation indicates that the permit dates were unreadable or similar language, then the citation shall be dismissed.

The citation shall be upheld and the citation penalty reduced to a \$10 processing fee if sufficient evidence is provided substantiating any one of the following:

- That the vehicle was properly registered at the time of violation
- That the vehicle was issued a Temporary Permit<sup>1</sup> valid at the time of violation
- That the vehicle was properly registered within the time allowed for appeal

All other citations should be upheld.

DISMISSAL AUTHORITY: California Vehicle Code §40215 (a)(1)

Comments: Visual inspection of the plates by an Officer in the field and or completion of the Certificate of Correction is not adequate verification that the registration fees have been paid to DMV. Only confirmation with DMV can determine if proper registration or a temporary permit were/are valid. If the citation is issued prior to the registration being expired for 30 days, the matter should be brought to a supervisor's attention.

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<sup>1</sup> Temporary permits are only accepted if valid at the time of violation. Temporary Permits issued after the violation date are not proper registration and therefore are not sufficient proof of correction.