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# AB 471 IMPLEMENTATION STRATEGY

DEPARTMENT OF CONSUMER AFFAIRS



Bureau of Automotive Repair

MATHEW GIBSON  
EXECUTIVE OFFICE  
BAR ADVISORY GROUP MEETING  
JANUARY 27, 2022

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# AB 471 (LOW, CHAPTER 372, STATUTES OF 2021)

- Signed into law by Governor on September 28, 2021
- No sooner than July 1, 2023, creates a 3-member panel for informal review of ARD citations
- Creates a vehicle safety inspection and certification program by January 1, 2024
- Creates a remedial training process and certification program for remedial training providers
- Requires recognition of educational certifications on the ARD application
- Requires valid ARD to charge storage fees

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# PROPOSED ARD CITATION PROGRAM

- Since January 2020, BAR has worked toward implementing an ARD Citation Program
  - October 2020 BAG presentation – “Automotive Repair Citations Concept”
  - April & July 2021 public workshops on proposed ARD citation regulations
- As required now by AB 471, those regulations will include:
  - An informal appeal process for ARD citations
  - A 3-member panel to review informal appeals; the panel will consist of a representative from BAR, industry, and public

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# VEHICLE SAFETY INSPECTION PROGRAM

- As required by AB 471, forthcoming development of regulations will:
  - Combine the Lamp and Brake inspection programs into one program
  - Allow BAR to add other vehicle systems for inspection
  - Move BAR from a paper to an electronic certificate of compliance for these inspections

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# REMEDIAL TRAINING & PROVIDER CERTIFICATION

- As required by AB 471, forthcoming development of regulations will:
  - Create a remedial training program to prevent disclosure of an ARD citation for a violation BAR deems to be minor in nature, but only once every 18 months
  - Establish the required content for the remedial training course
  - Develop a certification process for remedial training providers

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# ARD APPLICATION AND EDUCATIONAL CERTIFICATIONS

- As required by AB 471, forthcoming development of regulations will:
  - Detail additional information required on the ARD application (e.g., email address)
  - Create a process for BAR to accept and connect educational and professional certifications to BAR-issued ARD registrations
- Determine how to link all newly required information to BAR's Auto Shop Locator

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# STORAGE FEES

- Since the passage of AB 2392 (Santiago, Chapter 434, Statutes of 2018) BAR has provided guidance to the automotive industry on storage fees
  - October 2018 BAG presentation – “Storage/Towing Fees and Lien Sales”
  - Spring 2019 Newsletter article “Storage Fees and Lien Sales”
  - October 2021 public workshop on proposed storage fee regulations
- AB 471 modified B&P 9884.16 to add a valid registration requirement as a prerequisite for an ARD to charge storage fees in accordance with applicable laws

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# PRIORITIZING REGULATION PACKAGES

- Group 1:
  - ARD Citation Program
  - Remedial Training Program/Provider Certification
  - ARD Application/Educational Certifications
- Group 2:
  - Vehicle Safety Inspection Program
- Group 3:
  - Storage Fees
  - Disciplinary Guidelines Update



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# REGULATORY WORKSHOPS

- In order to complete the regulation development process as efficiently as possible, BAR plans more frequent regulatory workshops in 2022
- Notifications about upcoming regulatory workshops will be posted to BAR's website, and sent to those on BAR's mailing list: [https://www.bar.ca.gov/Email List Signup](https://www.bar.ca.gov/Email_List_Signup)
- Proposed regulation language and any other presentation materials will be posted to BAR's website 10 calendar days prior to the workshops

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# VEHICLE SAFETY INSPECTION QUESTIONS

- To assist BAR in developing the Vehicle Safety Inspection Program, we request your feedback on these questions:
  - Beyond the brake and lamp inspection, what additional systems or items should be inspected as part of the Vehicle Safety Inspection?
  - What process should BAR use to verify that the vehicle receiving the safety certification was inspected?
  - How does BAR verify that the licensed inspector was the one who performed the safety inspection?
  - What is the best way to transition from current brake and lamp station/adjuster licenses to new vehicle safety inspection licenses?

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# QUESTIONS AND COMMENTS

Submit questions and/or comments to:

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