

**BUREAU OF AUTOMOTIVE REPAIR
PROPOSED REGULATION**

COLLISION REPAIR PROPOSALS

Legend: Added text is indicated with an underline.
 Deleted text is indicated by ~~strikeout~~.
 Omitted text is indicated by (* * * *).

1. Amend Section 3303, Article 1, Chapter 1, Division 33 of Title 16 of the California Code of Regulations

§ 3303. Definitions.

* * * *

(o) “Crash part” means a replacement for any of the non-mechanical sheet metal ~~or~~ plastic parts, or bonded glass which generally constitute the exterior of a motor vehicle, including inner and outer panels.

(p) “Original Equipment Manufacturer crash part” or “OEM crash part” means a crash part made for or by the original vehicle manufacturer that manufactured, fabricated or supplied a vehicle or a component part. The crash part must be recognized by the specific vehicle manufacturer as its own part or obtained through a distributor authorized by the vehicle manufacturer.

(q) “Non-Original Equipment Manufacturer aftermarket crash part” or “non-OEM aftermarket crash part” means ~~aftermarket crash parts not made for or by the manufacturer of the motor vehicle~~ a new crash part that does not meet the definition of an “Original Equipment Manufacturer crash part” or “OEM crash part”.

Note: Authority cited: Sections 9882, 9884.9, 9884.19 and 9887.1, Business and Professions Code. Reference: Sections 9880.1(a), 9880.1(e), 9880.1(f), 9882, 9884.7(a)(2), 9884.9, 9889.50, 9889.51 and 9889.52, Business and Professions Code.

2. Amend Section 3351.5, Article 6, Chapter 1, Division 33 of Title 16 of the California Code of Regulations

§ 3351.5. Equipment Requirements for Auto Body Repair Shops.

(a) An auto body repair shop shall have all the required equipment and current reference manuals for the types of vehicles being repaired. All auto body repairs shall be to vehicle manufacturer specifications.

~~(a)~~(b) An auto body repair shop that performs automotive painting shall have all equipment and current reference manuals necessary to paint and repair non-structural damage, including but not limited to

~~(1)~~ corrosion protection application equipment, and

~~(2)~~ equipment capable of:

~~(1)~~ Applying exterior corrosion resistant primers, anticorrosion compounds, and topcoats.

~~(2)~~ Treating enclosed areas on unibodies and frame assemblies, including pressurized spray equipment.

~~(3)~~ Reaching full length inside enclosed areas.

~~(4)~~ 360-degree spray application.

~~(5)~~ Fan-shaped pattern spray application.

~~(b)~~(c) An auto body repair shop that is performing structural repairs shall have all repair, measuring, and testing equipment and current reference manuals necessary to diagnose, section, replace or repair structural damage to vehicle manufacturer specifications, including but not limited to:

~~(1)~~ A three-dimensional measuring system that can locate points with the dimensions of length, width, and height, relative to three defined reference planes: centerline, body zero, and datum plane.

~~(2)~~ A four-point anchoring system, located in the vehicle center section, and capable of holding a vehicle in a stationary position during structural and/or body pulls which is suitable for the types of vehicles being repaired.

~~(3)~~ Equipment capable of making multiple body and directional structural and/or body pulls simultaneously.

~~(4)~~ A Metal Inert Gas (MIG) welder with an output of at least 110 amps for unibody repairs and an output of 200 amps for conventional frame repairs or capable of meeting trade standards for the work being performed. Equipment capable of generating enough pulling force to realign the vehicle structure to manufacturer specifications.

~~(5)~~ Corrosion protection equipment for treating enclosed areas on unibodies and frame assemblies including pressurized spray equipment, flexible and rigid wands capable of reaching full length inside enclosed areas, spray heads capable of 360 degree spray application and spray heads capable of a fan shaped pattern. All welding and panel bonding equipment and materials required for the types of vehicles being repaired.

Note: Authority cited: Section 9882, Business and Professions Code. Reference: Sections 9889.50 and 9889.52, Business and Professions Code.

3. Amend Section 3367, Article 8, Chapter 1, Division 33 of Title 16 of the California Code of Regulations

§ 3367. ~~Inflatable~~Supplemental Restraint Systems; ~~Airbags~~.

(a) For purposes of this section, a supplemental restraint system contains the following components: airbag modules, airbag sensors, computer modules, inflatable restraint systems, seatbelts, seatbelt pre-tensioners, seat structural components, and steering columns.

(b) Procedures for the repair and installation of a supplemental restraint system shall be performed in accordance with manufacturer service specifications.

~~(a)~~(c) An Automobile Repair Dealer shall not install or reinstall, or distribute or sell, any air bag which is known, or which by the exercise of reasonable care should be known, to have been previously deployed, and which is part of an ~~inflatable~~supplemental restraint system.

(d) Except where an exemption is obtained from the National Highway Traffic Safety Administration, an Automobile Repair Dealer shall not knowingly disable or render any supplemental restraint system component inoperable or install a replacement part that would cause the system to not function as designed by the vehicle manufacturer.

~~(b)~~(e) Any violation of this section shall be cause for administrative disciplinary action. The authority of the bureau to impose discipline pursuant to this section shall be in addition to, and not a limitation on, its authority to take disciplinary action or other legal action, pursuant to any other provision of law.

Note: Authority cited: Sections 9882 and 9884.19, Business and Professions Code. Reference: Sections 490 and 9884.7, Business and Professions Code; and Section 27317, Vehicle Code.