

California
Department of Food and Agriculture
Division of Measurement Standards
Petroleum Products Program
Fuels and Lubricants Laboratory

Update on Rulemaking
AB 808 (Ridley-Thomas) Automotive Fuels & Products

BAR Advisory Group Meeting
Thursday, January 19, 2017
9:30 a.m. – 1:00 p.m.

Allan Morrison



California Laws

Division of Measurement Standards

Statutes

**California Business and Professions Code,
Division 5, Chapters 6, 14, and 15**

Regulations

**California Code of Regulation,
Title 4, Division 9, Chapters 6 and 7**

Notice: Changes to January 19, 2017 BAR Presentation

The text highlighted in green has been added to or modified from the original presentation. These changes were made in response to BAR advisor group members questions.

CDFA's Fuels, Lubricants and Automotive Product Program

- Chapter 6: Fair Packaging and Labeling Act
- Chapter 14: Fuels and Lubricants
 - Motor Vehicle Fuel
 - Motor Oil
 - Gear Oil
- Chapter 15: Automotive Products
 - Engine Coolant
 - Transmission Fluid
 - Brake Fluid
 - Diesel Exhaust Fluid

Need for Rulemaking

Assembly Bill 808

(Ridley-Thomas, Ch. 591, Stats of 2015)

Division 5, Business and Professions Code

Chapter 14: Fuels and Lubricants

Chapter 15: Automotive Products

Changed the definitions, quality specifications, standards, advertising, labeling and method of sale requirements for fuels, lubricants and automotive products in California.

Why Rulemaking?

New Statutes require CDFR to add, modified or delete regulations found in California Code of Regulations Title 4, Division 9. Chapter 6 and Chapter 7

Status of AB808 Rulemaking

On May 12, 2016 CDFA presented a Pre-Rulemaking workshop

CDFA is still in the process of Pre-Rulemaking
Formal rulemaking documents have not been filed with
Office of Administrative Law

Updates and information can be found at:
<https://www.cdfa.ca.gov/dms/pdfs/regulations>

**NOTICE OF PROPOSED RULEMAKING – FUELS, LUBRICANTS
AND AUTOMOTIVE PRODUCTS; METHOD OF SALE,
ADVERTISING AND LABELING**

Current Activities

- Stakeholder input is being sought for all products
- CDFA working with ILMA and API on issues with transmission fluids specification and obsolete motor oil classifications
- CDFA is working with ASTM D15 Committee on changes to engine coolant regulations
- CDFA is working with NCWM on additions to NIST HB130 for method of sale, advertising and labeling

AB808 Changes to Statutes

- Modifications of Method of Sale, Advertising and Labeling
 - Allows for the adoption of Method of Sale requirements from NIST HB130
- Changes to Motor Oil Specifications
- Changes to Transmission Fluid Specifications
- Addition of Diesel Exhaust Fluid
- Addition of Alternative Fuel Specification

A808 Changes to Method of Sale

§ 13404.5. “the secretary shall adopt, by reference, the latest method of sale for motor vehicle fuels and lubricants adopted...and published in ...Handbook 130 “Uniform Laws and Regulations in the Areas of Legal Metrology and Engine Fuel Quality,” except as specifically provided by the Legislature or modified, amended, or rejected by regulations adopted by the secretary.”

AB808 Changes for Motor Oils

- Expanded motor specification to include both SAE J183 API Service Classes and ACEA sequence requirements
- Limits motor oil to current API classifications or ACEA Sequences
- ~~• Require Viscosity grade on service invoice~~
- Allows for the adoption of Method of Sale requirements from NIST HB130

AB808 Changes for Transmission Fluids

- “Transmission Fluid” was defined
- Reference to “Automatic Transmission Fluid” was changed to “Transmission Fluid”
- Rearranged wording and remove reference to fluids “with no limitations as to type”
- Addition of requirement to provide documentation
- Allows for the adoption of Method of Sale requirements from NIST HB130

Clean-Up of California Code of Regulations Title 4, Division 9

- Renumbering of Chapter 6: Automotive Products Specifications and Chapter 7: Advertising of Gasoline and Other Motor Vehicle Fuels
- Clarification of specifications and labeling requirements for Fuels, Lubricants, and Automotive Products
- Removal of outdated regulations

New Program Activities

- Laboratory
 - Diesel Exhaust Fluid Testing
 - Motor Oil and Transmission Fluid Additive Metals Testing
 - Natural Gas Compositional Analysis
- Enforcement
 - Reopening Fresno Field office
 - New hires to replace retirements
- Standard Development
 - Natural Gas Fuel Quality Specifications
 - SAE Transmission Fluid Specifications
 - NCWM motor oil and transmission fluid labeling
 - FTC labeling requirements for alternative fuels

New Fuel Related Programs

- Alternative Fuels Quality Oversight Program
 - Hydrogen and new alternative fuels
 - Continuous funding from AB32 cost of implementation fund
 - Sampling of all Hydrogen fueling stations
 - Currently 26 public stations operational, 17 being commissioned, and 4 private stations
- Electric Vehicle Supply Equipment
 - Charging Infrastructure Development. Contract with CEC

Contact Information

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