

Department of Consumer Affairs
Bureau of Automotive Repair

Legislation and Regulations Update

BAR Advisory Group Meeting
January 19, 2017

Legislation

SB 1046: Ignition Interlock Devices

* Disclaimer: Though every effort is made to ensure information provided on these slides is the most current, given the nature of the legislative process, hearing dates or bill summaries shown here may not reflect the latest updates. Please be sure to check www.leginfo.legislature.ca.gov for the most current bill information.

SB 1046 (Hill)

Ignition Interlock Devices

- Status: Signed by Governor and chaptered by Secretary of State on 9/28/16.
- Summary:
 - Beginning July 1, 2019, all DUI offenders will be required to install an IID for a specified period of time in order to have their license reinstated. Offenders may forego a license suspension period and apply for a restricted license if they install an IID.
 - Installers of IIDs must provide the driver with Vehicle Code section 23575.3(k) and the telephone number of either BAR or BEARHFTI, depending on where they are registered.
 - Vehicle Code section 23575.3(k) provides the income-based fee schedule by which the costs of the IID are shared between the driver and the manufacturer. Installers must verify the person's income by looking at his or her federal tax return, three months of income statements, or unemployment benefits.
 - DCA/BAR may impose a civil assessment of up to \$1,000 upon a manufacturer or manufacturer's agent certified to provide ignition interlock devices who fails to provide or comply with Vehicle Code section 23575.3(k).
 - BAR is working with DMV and BEARHFTI to implement this bill.
 - DMV is scrutinizing certifications and compliance apps for new devices with NHTSA standards

Pending BAR Regulations

- Mobile Automotive Repair Advertising
- BAR-97 Specifications
- Electronic Documentation and Authorization
- Brake and Lamp Stations and Adjusters
- STAR Program Clean-up
- Certified School and Instructor Requirements
- Licensing Application Updates

Mobile Automotive Repair Advertising

- Purpose: To establish advertising requirements for mobile automotive repair businesses
- Status: Second 15-day re-notice period ran from 12/16 – 12/30/2016. No comments received.
- Next Step: DCA final review

BAR-97 Specifications

- Purpose: To modernize BAR-97 equipment standards for Smog Check stations by: (1) removing dedicated analog phone line requirement; (2) requiring LPFET to communicate directly with BAR-97; and (3) updating minimum computer hardware and software standards
- Status: DCA-wide formal review; Public workshop on 10/20/2016; ET Blast on 7/22/2016 and Fall 2016 ARSC newsletter
- Next Step: Review by Agency

Electronic Documentation and Authorization

- Purpose: To (1) allow for electronic authorization, transmission, and storage of repair transaction documents; (2) reorganize written estimate, work order, and invoice provisions to more closely align with automotive repair transactions; and (3) clarify language as necessary
- Status: DCA Legal preliminary review by 1/20/2017. Workshops held 7/23/2015, 10/21/2015, and 7/21/2016.
- Next Step: DCA-wide formal review

Brake and Lamp Stations and Adjusters

- Purpose: To update handbooks and licensing applications for brake and lamp adjusters and stations, and update brake and lamp certificates.
- Status: Public workshop held on 10/20/2016. Finalizing development at BAR.
- Next Step: DCA Legal preliminary review

STAR Program Clean-Up

- Purpose: To (1) delete outdated Gold Shield Program provisions; (2) amend STAR eligibility criteria; and (3) revise STAR suspension process to be consistent with statute
- Status: Public workshop held on 7/21/2016
- Next Step: DCA Legal preliminary review

Certified School and Instructor Requirements

- Purpose: To (1) update the requirements for certification of Smog Check training providers in order to create consistency with current licensing requirements; (2) provide for training on compliance with laws and regulations; and (3) conforming changes to Disciplinary Guidelines
- Status: DCA-wide formal review
- Next Step: Review by Agency

Licensing Application Updates

- Purpose: Update licensing applications for Smog Check inspectors, repair technicians, and stations
- Status: In development at BAR
- Next Step: DCA Legal preliminary review

Questions and Comments

Submit additional questions and/or comments to:

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