

Department of Consumer Affairs
Bureau of Automotive Repair

Legislation and Regulations Update

Sergy El-Morshedy, Program Support Unit
BAR Advisory Group Meeting
April 20, 2017

Legislation

AB 188 (Salas): Vehicle Retirement

AB 475 (Chau): ~~Salvage/Dismantled Vehicles~~

Information Technology Procurement

AB 630 (Cooper): Vehicle Retirement/Replacement

AB 1274 (O'Donnell): Smog Check Exemption

SB 638 (Leyva): Heavy-Duty Motor Vehicles

* 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.

AB 188 (Salas): Vehicle Retirement

- Status: Introduced on 01/19/17. Passed by Assembly Transportation Committee on 03/27/17 (Ayes 14, Noes 0). Re-referred to Appropriations Committee on 03/28/17
- Date of Next Hearing: None scheduled
- Summary:
 - Requires ARB to amend guidelines for retire-and-replace option within Enhanced Fleet Modernization Program (EFMP) to consider incentives to purchase light-duty trucks that mirror existing guidelines for the purchase of minivans

AB 475 (Chau): ~~Salvage/Dismantled Vehicles~~ Information Technology Procurement

- Status: ~~Introduced on 02/13/17. Referred to Assembly Transportation Committee on 02/27/17. Amended by author on 04/18/17~~
- Date of Hearing: ~~Set for 03/16/17; cancelled by author; not rescheduled~~ N/A
- Summary:
 - ~~Requires any vehicle that has been reported as a total loss salvage vehicle or dismantled vehicle to receive a certification of structural integrity before it may be registered with DMV~~
 - ~~Vehicles would also need to pass Smog Check, Brake and Lamp inspections~~
 - This bill is now related to Department of Technology procurement procedures and information technology management

AB 630 (Cooper): Vehicle Retirement/Replacement

- Status: Introduced on 02/14/17. Passed by Assembly Transportation Committee on 03/20/17 (Ayes 10, Noes 4). Re-referred to Appropriations Committee on 03/21/17
- Date of Next Hearing: None scheduled
- Summary:
 - Requires ARB and BAR to update EFMP guidelines by expanding allocation of funds for the retire-and-replace option, or “mobility” option for public transportation vouchers
 - Requires ARB and BAR to set specific annual goals for the retire-and-replace option and post information online

AB 1274 (O'Donnell): Smog Check Exemption

- Status: Introduced on 02/17/17. Amended by author on 3/30/2017; referred to Assembly Transportation Committee on 04/03/17.
- Date of Hearing: 04/17/17
- Summary:
 - Requires Air Resources Board to extend biennial Smog Check inspection exemption to 7- and 8-model year old vehicles
 - Exempted vehicle owners would pay \$24 annual abatement fee
 - Revenues to be used on grants for Moyer voluntary emissions reduction program
 - Does not effect the '4 model-years and newer' exception for change-of-ownership inspections

SB 638 (Leyva): Heavy-Duty Motor Vehicles

- Status: Introduced on 02/17/17. Referred to Senate Committees on Transportation and Housing, and Environmental Quality on 03/02/17
- Date of Hearing: Set for 03/28/17 by Transportation and Housing Committee. Cancelled at author's request; not yet rescheduled
- Summary:
 - Requires ARB to adopt regulations that would require emission inspection and compliance standards and procedures for heavy-duty vehicles used for commercial purposes

Pending BAR Regulations

- Mobile Automotive Repair Advertising
- BAR-97 Specifications
- Electronic Documents and Consumer Authorization
- STAR Program Clean-Up
- Training Provider Requirements
- Brake and Lamp Programs
- Oil Change Service Intervals and Definitions

Mobile Automotive Repair Advertising

- Purpose: To establish advertising requirements for mobile automotive repair businesses
- History: Public workshop held on 10/30/14; 45-day public comment period ended on 04/28/16
- Status: 90-day extension filed on 01/19/17; final rulemaking package filed with OAL 04/17/17
- Next Step: Adoption expected by 07/01/17; BAR outreach with industry

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
- History: Public workshop on 10/20/16; ET Blast on 07/22/16 and Fall 2016 ARSC newsletter
- Status: Submitted for DCA-wide formal review on 01/10/17
- Next Step: Review by BCSH Agency

Electronic Documents and Consumer Authorization

- Purpose: To (1) allow for electronic estimates and authorizations, transmission, and storage of repair transaction documents; (2) reorganize estimate, work order, and invoice provisions to more closely align with automotive repair transactions; and (3) clarify language as necessary
- History: Workshops held 07/23/15, 10/21/15, and 07/21/16
- Status: Submitted for DCA-wide formal review on 01/26/17
- Next Step: Review by BCSH Agency

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
- History: Public workshop held on 07/21/16
- Status: Submitted for DCA Legal review preliminary review on 1/13/17
- Next Step: DCA-wide formal review

Training Provider Requirements

- Purpose: To (1) make requirements for certification of Smog Check training providers consistent with current licensing requirements; (2) authorize training for compliance with laws and regulations; and (3) make conforming changes to Disciplinary Guidelines
- History: Public workshop held on 10/21/15; DCA-wide formal suspended on 02/01/16 until adoption of Disciplinary Guidelines
- Status: Review by DCA Legal of conforming changes to Disciplinary Guidelines
- Next Step: Continue DCA-wide formal review

Brake and Lamp Programs

- Purpose: To (1) update handbooks and licensing applications for brake and lamp adjusters and stations; and (2) update brake and lamp certificates
- History: Public workshop held on 10/20/16
- Status: Submit to DCA Legal for preliminary review on 04/21/17
- Next Step: DCA-wide formal review

Oil Change Service Intervals and Definitions

- Purpose:
 - Revise ARD invoice requirements to require:
 - oil change interval disclosure statement; and
 - basis of recommendation for oil change interval that deviates from vehicle manufacturer's schedule
 - includes window stickers, key tags, or programmable oil life indicator settings
 - excludes communications or advertisements that do not recommend specific intervals or resetting a preset or non-programmable oil life indicator/monitor
- Status: Public workshop scheduled for 4/20/2017
- Next Step: Begin DCA Legal preliminary review

Questions and Comments

Submit additional questions and/or comments to:

Sergy (Esam) El-Morshedy
Bureau of Automotive Repair
10949 N. Mather Boulevard
Rancho Cordova, CA 95670
Phone: 916-403-8534

Email: esam.el-morshedy@dca.ca.gov