

**BUREAU OF AUTOMOTIVE REPAIR
PROPOSED REGULATION**

AUTO BODY AND WINDSHIELD REPAIRS

Legend: Added text is indicated by underlining.
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 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.

(r) "Reconditioned part" means a used part that has been refurbished by a vendor for installation on a motor vehicle.

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

(2) Amend Section 3365, Article 8, Chapter 1, Division 33 of Title 16 of the California Code of Regulations

§ 3365. Auto Body and Frame Repairs.

(a) The accepted trade standards for good and workmanlike auto body and frame repairs shall include, be performed in accordance with the OEM service specifications or OEM generally issued guidelines by the vehicle manufacturer as follows: but not be limited to the following:

(a)(1) Repair procedures including but not limited to the sectioning of component parts, shall be performed in accordance with OEM service specifications or nationally distributed and periodically updated service specifications that are generally accepted by the autobody repair industry.

(b)(2) The application of All corrosion protection shall be applied in accordance with manufacturers' specifications or nationally distributed and periodically updated service specifications that are generally accepted by the autobody repair industry.

(3) Repair or replacement procedures of structural components.

(4) Repair procedures for all welding, including appropriate weld types, weld locations, and weld specifications.

(5) Repair procedures for aluminum, bonding adhesive panels, carbon fiber, or fiberglass repairs.

(b) Where there are no OEM service specification repair procedures or OEM generally issued guidelines by the vehicle manufacturer, the vehicle shall be repaired using nationally distributed and periodically updated service specifications or guidelines that contain a repair methodology that ensures the vehicle's structural integrity and safety.

(c) Automotive repair dealers performing auto body and frame repairs shall not use repair specifications, repair procedures, or install a replacement part that would cause the vehicle to not function as designed and/or compromise vehicle safety.

Note: Authority cited: Sections 9882 and 9884.19, Business and Professions Code. Reference: Sections 9884.7, 9889.50 and 9889.52, Business and Professions Code.

(3) Amend Section 3365.1, Article 8, Chapter 1, Division 33 of Title 16 of the California Code of Regulations

§ 3365.1. Automotive Windshields.

(a) This section shall apply to the installation and repair of motor vehicle windshields.

(b) Definitions.

(1) "Cure time" means the length of time that, per the adhesive manufacturer, the windshield adhesive needs to cure until the windshield can properly function as a safety device pursuant to the Federal Motor Vehicle Safety Standards and the vehicle manufacturer's specifications.

(c) An automotive repair dealer performing windshield installations shall:

(1) Use windshields that meet or exceed Federal Motor Vehicle Safety Standards (49 C.F.R. 571.205 and 49 C.F.R. 571.212) and vehicle manufacturer specifications.

(2) Use windshield adhesives that meet or exceed vehicle manufacturer specifications. Adhesive systems shall be used in accordance with the adhesive manufacturer's specifications and adhesives shall be applied in accordance with vehicle manufacturer specifications.

(3) Provide an estimate ~~per~~ pursuant to §section 3353 notifying the customer that installation of the windshield will prevent operation of the vehicle for a period of time and whether the windshield is an original equipment manufacturer part or a nonoriginal equipment manufacturer part.

(4) Provide an invoice ~~per~~ pursuant to § section 3356 notifying the customer of the cure time, the date and time upon which the installation was completed, and whether the windshield is an original equipment manufacturer part or a nonoriginal equipment manufacturer part.

(d) Automotive repair dealers performing windshield installation or repair shall not use repair specifications, repair procedures, or install a replacement part that would cause the vehicle to not function as designed or in a manner that compromises the vehicle safety.

Note: Authority cited: Section 9882, Business and Professions Code. Reference: Sections 9880.3 and 9884.8, Business and Professions Code; and Section 26703, Vehicle Code.