

DEPARTMENT OF CONSUMER AFFAIRS



**Bureau of Automotive Repair**

Advisory Group Meeting  
Laws and Regulations Update  
April 16, 2014

# LEGISLATION

# ASSEMBLY BILLS

# AB 1665 (Jones)

- Deletes repairing and changing tires from the list of activities excluded from the definition of automotive repair
- Adds tire rotation and adjustment of air pressure as exclusions from the definition of automotive repair
- Adds definition for TPMS (Tire Pressure Monitoring System)
- Excludes emergency roadside auto clubs providing tire services from ARD registration

# 1665 (Jones)

- Assembly Business, Professions and Consumer Protection Committee
  - ❖ No hearing scheduled

# SENATE BILLS

# SB 913 (DeSaulnier)

- Requires BAR and ARB to cooperate in retiring/replacing a fixed number of vehicles:

Fiscal Year	CAP Retirement	EFMP Retirement	EFMP Replacement
2014/15	15,000	25,000	1,000
2015/16	20,000	28,000	2,000

# SB 913 (DeSaulnier)

- Requires BAR and ARB to publish a report of the retirements and replacements achieved pursuant to this bill and any proposed remedial actions to compensate for shortfalls
- Passed Senate Transportation and Housing Committee Appropriations by a vote of 11-0
- Senate Appropriations Committee
  - ❖ Hearing not yet scheduled

# SB 994 (Monning)

- Enacts the Car Information and Choice Act
- Applies to all motor vehicles manufactured on or after 1/1/2016
- Prohibits downloading or transmitting of vehicle information without the registered owner's consent
- Defines vehicle information, registered owner/lessee, and telematics system

# SB 994 (Monning)

## ➤ Requires manufacturers to:

- ❖ Disclose that the vehicle generates or collects vehicle information
- ❖ Describe the types of information collected or generated
- ❖ Provide access to vehicle information from the vehicle
- ❖ Provide access to tools necessary to use vehicle information
- ❖ Provide the ability to securely transmit vehicle information

# SB 994 (Monning)

- Senate Transportation and Housing Committee
  - ❖ Hearing scheduled for April 22

# SB 1275 (De León)

- Adds a “mobility option” for low-income consumers within EFMP
- “Mobility option” benefit would be \$2,500 (replacement benefit) + \$2,500 (CVRP plug-in electric vehicle incentive) = \$5,000 total
- Passed Senate Transportation and Housing Committee Appropriations by a vote of 11-0
- Senate Environmental Quality Committee
  - ❖ Hearing not yet scheduled

# CHAPTERED BILLS

# Brake Composition Law

- Senate Bill 346 (Kehoe, Chapter 307, Statutes of 2010)
- DTSC has begun drafting regulations
- For additional information and updates relevant to brake pad composition requirements visit [dtsc.ca.gov](http://dtsc.ca.gov)

# REGULATIONS

# Disciplinary Guidelines

## ➤ Update Guidelines to:

- ❖ Incorporate legislative and regulatory changes that have occurred since the last revision in May 1997
- ❖ Specify BAR's jurisdiction and enforcement over Smog Check station licenses
- ❖ Specify BAR's continued jurisdiction and enforcement over technicians when changing to new license types
- ❖ Define BAR's statutory authority to issue probationary registrations or licenses

# Disciplinary Guidelines

- Pending DCA review
- Adoption goal of January 1, 2015

# Ignition Interlock Devices

- Define standards and responsibilities
- Conformance with existing law
- Update tool and equipment requirements
- Published in Notice Register on January 31, 2014
- Public hearing held March 18, 2014
- 15-day comment period ends April 25, 2014 at 5:00 p.m.
- Adoption goal of July 1, 2014

# CAP Eligibility Requirements

- Allow participation of vehicles with no more than 120 days of registration lapse in previous two years, and not expired more than 120 days past current registration due date
- Align RA and VR eligibility requirements to reduce consumer confusion, and allowing for easier transition from RA to VR
- Public hearing scheduled May 1, 2014
- Adoption goal of July 1, 2014

# Certified Schools and Instructors

- Refine certification criteria for schools and instructors
- Update training standards to reflect current processes
- Introduce certification for non-technical training Regulation is in development by BAR
- Adoption goal of January 1, 2015

# Mobile ARD Advertising

- Require registration number on vehicles and in Internet-based advertising
- Taskforce established
- Text in development
- Public workshop following next BAG meeting on July 15, 2014

# Electronic Estimates

- Permit transmission of an initial estimate by electronic means
- Taskforce established
- Text in development
- Public workshop following next BAG meeting on July 15, 2014

# Windshield Installation Standards

- Create minimum standards for the installation of windshields in motor vehicles
- Public workshop held January 9, 2014
- Supporting documents being drafted
- Adoption goal of September 1, 2014

# BAR-97 Specification Update

- Allow for voluntary modernization of BAR-97 test equipment by the manufacturer and certified by BAR
- Updates equipment specifications
- Proposed text being finalized by BAR
- Adoption goal of January 1, 2015

# Brake Inspection Standards

- Drafted regulation proposal to establish a minimum brake inspection standard
- Public workshop on January 9, 2014
- General industry consensus defining minimum brake inspection standard could not be reached
- BAR has decided to rely on its current statutory and regulatory authority to implement a policy shift regarding service disclosure to consumers
  - ❖ Selling a brake inspection and listing it as such on a written estimate is not satisfactory in defining the service(s) provided, much like the use of the word “tune-up” is not sufficiently descriptive of the services to be performed on a vehicle

- For more information on proposed, pending, or enacted legislation please visit [leginfo.legislature.ca.gov](http://leginfo.legislature.ca.gov)
- For more information on BAR's regulations please visit [bar.ca.gov](http://bar.ca.gov)