

TITLE 16. BUREAU OF AUTOMOTIVE REPAIR

DEPARTMENT OF CONSUMER AFFAIRS

FINAL STATEMENT OF REASONS

Subject Matter of Proposed Regulations: Omnibus Clean Up of Related Regulations

Articles/ Section(s) Affected: 3303, 3312.1, 3340.10, 3351, 3351.1, and 3395.8 of Chapter 1 of Division 33 of Title 16 of the California Code of Regulations (CCR)

Updated Information

The Informative Digest and Initial Statement of Reasons are included in the rulemaking file and incorporated as though set forth herein. The Bureau did not make any changes to the Informative Digest or the Initial Statement of Reasons.

The Bureau noticed the regulation proposal on November 1, 2024, and gave the public forty-five (45) days to provide public comment ending on December 16, 2024.

No public hearing was requested or conducted.

Section 3303

The alphanumeric sequence for the proposed new definitions was updated to reflect “t”, “u”, and “v”. The sequence previously reflected “u”, “v”, and “w”, and another rulemaking simultaneously under promulgation by the Bureau proposed adding a definition under “t”. However, this regulatory proposal moved through the formal rulemaking process faster, so the subdivision lettering in the proposed regulatory text has been changed so that the section’s alphanumeric sequence continues uninterrupted. This change is non-substantive.

The underline of 9888.5 in the authority cited section was removed as it was inadvertently underlined. This change is non-substantive.

Section 3312.1

The language “of this Chapter” was added to (d)(1) and (d)(3), as the language was inadvertently left out when copying text from the existing CCR section to the proposed text document. This change is non-substantive.

Section 3312.1.1.

The proposed amendments for this section have been removed from this rulemaking package. This section will become inoperative on March 27, 2025, therefore making the proposed amendments (which would have become effective April 1, 2025) unnecessary. The Bureau is creating another rulemaking package to repeal all inoperative sections.

Local Mandate

A mandate is not imposed on local agencies or school districts.

Consideration of Alternatives:

No reasonable alternative which was considered or that has otherwise been identified and brought to the attention of the Bureau would be more effective in carrying out the purpose for which it was proposed or would be as effective and less burdensome to affected private persons or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law than the adopted regulation.

Set forth below are the alternatives the Bureau considered and the reason the Bureau rejected the alternatives:

Alternative 1:

The Bureau considered taking no action to re-establish the definitions and amend the applicable cross-references. However, if the Bureau took no action, the industry would not have definitions for important terms that the industry needs defined in order to understand their reporting requirements (such as reporting when material changes are made by licensees), and there would still be inaccurate cross-references within the CCR.

Description of reasonable alternatives to the regulation that would lessen any adverse impact on small business:

No such alternatives have been proposed, however, the Board welcomes comments from the public.

Objections or Recommendations/Responses

There were no objections or recommendations regarding the proposed action.