

**State of California
Office of Administrative Law**

In re:
Bureau of Automotive Repair

Regulatory Action:

Title 16, California Code of Regulations

Adopt sections:

Amend sections: 3351.2

Repeal sections:

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Government Code Section 11349.3

OAL Matter Number: 2023-1018-02

OAL Matter Type: Regular (S)

This action by the Bureau of Automotive Repair further specifies renewal requirements for those seeking to renew their automotive repair dealer registration.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on April 1, 2024.

Date: December 4, 2023



Nicole C. Carrillo
Senior Attorney

For: Kenneth J. Pogue
Director

Original: Patrick Dorais, Chief
Copy: Kayla Shelton

REGULAR

For use by Secretary of State only

STD. 400 (REV. 10/2019)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z- 2023-0714-01	REGULATORY ACTION NUMBER 2023-1018-025	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	
AGENCY WITH RULEMAKING AUTHORITY Bureau of Automotive Repair			AGENCY FILE NUMBER (If any)

ENDORSED - FILED
in the office of the Secretary of State
of the State of California**DEC 04 2023**

1:42 PM

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE ARD Registration Renewal Requirements	TITLE(S) 16	FIRST SECTION AFFECTED 3351.2	2. REQUESTED PUBLICATION DATE July 28, 2023
3. NOTICE TYPE <input checked="" type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON Kayla Shelton	TELEPHONE NUMBER (916) 403-0307	FAX NUMBER (Optional)
OAL USE ONLY ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	NOTICE REGISTER NUMBER 2023. 30-2	PUBLICATION DATE 7/28/23	

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) ARD Registration Renewal Requirements	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT
	AMEND 3351.2
TITLE(S) 16	REPEAL
3. TYPE OF FILING	
<input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)
	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
	<input type="checkbox"/> File & Print
	<input type="checkbox"/> Print Only
	<input type="checkbox"/> Other (Specify) _____
4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)	
5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)	
<input checked="" type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State <input type="checkbox"/> §100 Changes Without Regulatory Effect <input type="checkbox"/> Effective other (Specify) _____
6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY	
<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission
<input type="checkbox"/> Other (Specify) _____	<input type="checkbox"/> State Fire Marshal
7. CONTACT PERSON Kayla Shelton	TELEPHONE NUMBER 916-403-0307
FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) kayla.shelton@dca.ca.gov

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Kimberly Kirchmeyer</i>	DATE 9/21/2023
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TYPED NAME AND TITLE OF SIGNATORY
Kimberly Kirchmeyer, Director, Department of Consumer Affairs

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ENDORSED APPROVED**DEC 04 2023****Office of Administrative Law**

DEPARTMENT OF CONSUMER AFFAIRS
BUREAU OF AUTOMOTIVE REPAIR

PROPOSED REGULATORY LANGUAGE
Automotive Repair Dealer Registration Renewal Requirements

Legend: Added text is indicated by underlining.
Deleted text is indicated by ~~strikethrough~~.

Amend section 3351.2 of Division 33 of Title 16 of the California Code of Regulations to read as follows:

§ 3351.2. Renewal of Automotive Repair Dealer Registration.

- (a) A new registration, issued on initial application, shall expire one year from the last day of the month in which the registration was issued unless renewed in compliance with this section.
- (b) As a condition of renewal, the registrant shall, prior to the expiration date of their registration, provide the Bureau with written notice of any material changes in information as specified in section 3351(e) to the extent it has not already been provided to the Bureau since the registrant's initial application, last renewal or in writing in accordance with section 3351(e), and submit the renewal fee provided in section 3351.1.

NOTE: Authority cited: Section 9882, Business and Professions Code. Reference: Sections 152.5, 152.6, ~~and 9884.3 and 9884.4~~, Business and Professions Code.