



2021 Legislative Bills Tracked & or Worked

To: Members
From: Johan Gallo
Date: October 22, 2021
Subject: Legislative & Regulations Update & Bill Tracker

Good day:

Here is our final update on Legislative and Regulatory matters of concern to CalABC's Board and our members. Jack Molodanof has given us a quick recap on the status of many of the bills we worked and tracked this session.

The most significant bill for CalABC and our members was AB 471 that was signed, as it will now play a major part in where the Cite & Fine Regulations end up with new provisions outlined in AB 471. More to come on that, as BAR will be holding more public workshops on the implementation of AB 471.

The 2021 legislative session finally ended, and the Governor acted on approximately 836 bills (770 signed & 66 vetoed) before the October 10 deadline.

Below is a summary of key bills we have been tracking, including 2-year bills (bills that have been put over and will be heard next year) and the BAR regulatory update.

Legislation Update

AB 471- Support. This bill, among other things, allows BAR to enhance the *Auto Shop Locator* program by helping consumers to easily identify automotive repair dealers (ARDs) that have training and certification credentials (e.g. ASE, I-CAR); creates an independent panel to review citation appeals; provides for remedial training (e.g., "traffic school") for ARD's that receive citations for minor violations which will prevent the violation from being posted on the BAR website; allows BAR to certify such remedial training providers and creates the Vehicle Safety Inspection Program for rebuilt salvage vehicles; Status: Signed by Governor.

AB 220, smog check, expands exemption from current pre-1976 to pre-1983 vehicles, Status: 2-year bill.

AB 467, smog check, exempts historical vehicles from smog check program, Status: 2-year bill.

Towing & Storage

AB 294 - Oppose, unless amended. The bill treats Automotive Repair Dealer's (ARD's) as towing and storage yards and brings them under a new regulatory Towing and Storage Board. The bill also prohibits ARD's from charging fair and reasonable rates for any related storage fees. Status: 2-year bill. BAR is also developing regulations on the issue. See BAR regulations below.

Employment Bills

AB 95, employment bereavement, 10 days employee bereavement leave without pay, Status: 2-year bill.

AB 995, paid sick leave days, extends current 3 days to 5 days, Status: 2-year bill.

AB 1003, makes it a crime to intentionally fail to pay employee wages, Status: Signed by Governor.



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AB 1041, employment leave, expands the list of individuals for whom an employee can take leave under the California Family Rights Act, Status: 2-year bill.

SB 606 authorizes Cal/OSHA to issue citations and place additional fines for “egregious” violations, Status: Signed by Governor.

Covid-19 Bills

Support. AB 62, income tax credits for cost to comply with Covid-19, Status: 2-year bill.

AB 176, Business and Economic Development, Status: Signed by Governor.

AB 743, business interruption insurance coverage for Covid-19, Status: 2-year bill.

AB 247 & AB 1313, Covid-19 immunity from civil liability, Status: 2-year bill.

SB 49, Tax Credits for businesses impacted by Covid-19, Status: 2-year bill.

Hazardous Waste Bills

AB 1 creates a new regulatory board and increases hazardous waste fees, Status: 2-year bill. AB 1 language was amended into a budget trailer bill.

SB 158 which was signed by Governor.

The other hazardous waste companion bills that are 2-year bills, include:

SB 42, Board of Environmental Safety.

SB 502, green chemistry.

SB 575, waste facility permits

AB 870, hazardous material.

Career Tech Bills

AB 299, career technical education apprenticeship grant program, Status: 2-year bill.

AB 839, career technical education incentive grant program, Status: 2-year bill.

Vehicles.

SB 339, vehicles: road usage charge pilot program, Status: Signed by Governor.

SB 366, auto dismantling: task force, Status: Signed by Governor.



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BAR Regulations

Cite & Fine

The BAR continues to work on expanding the citation and fine disciplinary process. This proposed regulation would provide the BAR ability to issue citations and fines to shops, up to \$5,000 per citation. The BAR has held two workshops on the proposed regulations. Many concerns were raised at the workshops, and the BAR is in the process of revising the proposal to address concerns.

Since the passage of AB 471, the proposed citation and fine regulations will be amended to include additional provisions, such as the ability for shops to informally appeal citations before an independent panel and the option to take remedial training to prevent citation from being posted on BAR website. A third workshop on the proposal is expected soon, and we will continue working with BAR on this issue.

Storage Fees

BAR is developing regulations to bring together existing laws governing storage fees, codify BAR's guidance to auto repair dealer's regarding storage fees and clarifies BAR's authority to address fees under AB 471.

The BAR is conducting a workshop on October 21, 2021. See link below for presentation. We plan on attending and will report. https://www.bar.ca.gov/pdf/Workshops/202110_Storage_Fees/Presentation.pdf

Auto Body & Windshield Repair

BAR is proposing regulations to clarify requirements for the auto body repair and windshield repair industries to address technical advances in automotive repair. BAR is conducting a workshop on October 21, 2021, which we plan on attending and reporting. See link below for presentation.

https://www.bar.ca.gov/pdf/Workshops/202110_Auto_Body_Windshield/Presentation.pdf

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Bill	Subject	Status
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Hazardous Waste & Environmental

- [AB-1](#) Hazardous waste. Senate-In Committee Process-Environmental Quality
- [AB-158](#) Hazardous waste. Senate-In Committee Process-Budget and Fiscal Review
- [AB-870](#) Hazardous materials: liens. Assembly-In Committee Process-Environmental Safety and Toxic Materials
- [AB-1001](#) Environment: air pollution and mitigation measures for air and water quality impacts. Assembly-In Committee Process-Natural Resources
- [SB-42](#) Department of Toxic Substances Control: Board of Environmental Safety. Assembly-In Committee Process-Environmental Safety and Toxic Materials
- [SB-502](#) Hazardous materials: green chemistry: consumer products. Senate-In Floor Process-Inactive
- [SB-575](#) Hazardous waste facility permits regulations. Senate-In Committee Process-Appropriations
- [SB-751](#) Environmental justice. Senate-In Committee Process-Rules

Bureau of Automotive Repair & Automotive

- [AB-220](#) Smog check: exemption. Assembly-In Committee Process-Transportation
- [AB-294](#) Vehicle Tow and Storage Act. Assembly-In Committee Process-Transportation
- [AB-471](#) Bureau of Automotive Repair: administration: citations: safety inspections. Secretary of State-Chaptered
- [AB-1364](#) Motor vehicle inspection program: license fees: smog checks. Assembly-Pending Referral
- [SB-570](#) Vehicles: equipment. Assembly amendments Secretary of State-Chaptered

Career Technical Education & Workforce Development

- [AB-299](#) Career technical education: California Apprenticeship Grant Program. Assembly-In Committee Process-Higher Education
- [AB-839](#) Career technical education: California Career Technical Education Incentive Grant Program. Assembly-In Committee Process-Appropriations

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Career Technical Education & Workforce Development - continued

- [AB-1433](#) Rapid Digital Upskilling for Displaced Workers Grant Program. Assembly-In Committee Process-Labor and Employment

Employment Law & Human Resources

- [AB-71](#) Homelessness funding: Bring California Home Act. Assembly-In Floor Process-Inactive
- [AB-95](#) Employees: bereavement leave. Assembly-In Committee Process-Appropriations
- [AB-123](#) Paid family leave: weekly benefit amount. Senate amendments concurred in. Assembly -Vetoed
- [AB-281](#) Personal income taxes: corporation taxes: gross income. Assembly – Pending Referral
- [AB-572](#) California Workforce Development Board: employment policies. Assembly-In Committee Process-Appropriations
- [AB-743](#) Insurance: business interruption: coverage for COVID-19. Assembly-In Committee Process-Insurance
- [AB-995](#) Paid sick days: accrual and use. Assembly-In Floor Process-Inactive
- [AB-1003](#) Wage theft: grand theft. Senate amendments concurred in. Secretary of State-Chaptered

General Business & Miscellaneous

- [AB-2](#) Regulations: legislative review: regulatory reform. Assembly-In Committee Process-Appropriations
- [AB-3](#) Exhibition of speed on a highway: punishment. Secretary of State-Chaptered
- [AB-62](#) Income taxes: credits: costs to comply with COVID-19 regulations. Assembly-In Committee Process-Revenue and Taxation
- [AB-141](#) Budget Act of 2021: Department of Cannabis Control: licensure: safety and quality assurance. Secretary of State-Chaptered
- [AB-150](#) Sales and Use Tax Law: Personal Income Tax Law: Corporation Tax Law: Budget Act of 2021. Secretary of State-Chaptered

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General Business & Miscellaneous - continued

- [AB-247](#) COVID-19 emergency: small businesses: nonprofit organizations: immunity from civil liability.
Assembly-In Committee Process-Judiciary
- [SB-339](#) Vehicles: road usage charge pilot program. Secretary of State-Chaptered
- [AB-346](#) Privacy: breach. Assembly-In Committee Process-Privacy and Consumer Protection
- [AB-467](#) Smog check: exemption: historic vehicles. Assembly-In Committee Process-Transportation
- [AB-474](#) California Public Records Act: conforming revisions. Secretary of State-Chaptered
- [AB-1313](#) COVID-19: immunity from civil liability. Assembly-In Committee Process-Judiciary
- [SB-49](#) Income taxes: credits: California Fair Fees Tax Credit. Senate-In Floor Process-Inactive
- [SB-746](#) California Consumer Privacy Act of 2018: personal information: political purpose.
Senate-In Floor Process-Inactive
- [SB-826](#) Business and professions. Secretary of State-Chaptered

Please don't hesitate to contact us to express your concerns or position on any of these bills or regulatory matters.

Sincerely,



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