

## Department of Consumer Affairs Bureaus, Programs, Divisions

**BUDGET NO. 1111**

**REPORT NO. 1**

### HEALTH AND SAFETY CODE

**DIVISION 26. AIR RESOURCES [39000. - 44474.]**

*( Division 26 repealed and added by Stats. 1975, Ch. 957. )*

**PART 5. VEHICULAR AIR POLLUTION CONTROL [43000. - 44299.91.]**

*( Part 5 added by Stats. 1975, Ch. 957. )*

**CHAPTER 5. Motor Vehicle Inspection Program [44000. - 44126.]**

*( Chapter 5 added by Stats. 1982, Ch. 892, Sec. 2. )*

**ARTICLE 1. General [44000. - 44005.]**

*( Article 1 added by Stats. 1982, Ch. 892, Sec. 2. )*

#### 44003. (a)(2)

(a)(2) The enhanced motor vehicle inspection and maintenance program established pursuant to paragraph (1) shall be assessed jointly by the department and the state board periodically to determine whether changes in the program may be warranted. On or before January 1, 2003, the department and the state board shall jointly issue a report to the Legislature based on those periodic assessments, recommending any modifications to the enhanced program to improve its operations and lessen its impact on consumers while still achieving the necessary emission reductions to attain air quality standards. The report shall include a review of any program proposed pursuant to Section 15 of Chapter 803 of the Statutes of 1997.

Bill	Lead Authors	Subject	Latest Bill Version	Last History Action	Status	Fiscal Committee	Vote Required
AB-158	Oller	Motor vehicles: smog check program.	Introduced 01/15/1999	02/03/2000 - From committee: Filed with the Chief Clerk pursuant to Joint Rule 56. Died pursuant to Art. IV, Sec. 10(c) of the Constitution.	-	Yes	Majority
AB-208		Vehicles: inspection and maintenance: high polluter repair or removal.	Chaptered 10/09/1997		-		
AB-2018		Vehicles: inspection and maintenance.	Chaptered 03/30/1994		-		
AB-2063	Parra	Smog check program: biennial	Introduced 02/19/2008	11/30/2008 - From committee	Assembly-Died - Transportation	Yes	Majority

Bill	Lead Authors	Subject	Latest Bill Version	Last History Action	Status	Fiscal Committee	Vote Required
		inspection.		without further action.			
SB-212	Costa	Air pollution: motor vehicle inspection and maintenance.	Introduced 01/20/1999	02/01/2000 - Returned to Secretary of Senate pursuant to Joint Rule 56.	-	Yes	Majority
SB-629		Vehicles: inspection and maintenance.	Chaptered 01/28/1994		-		
SB-1191	Speier	State and local reporting requirements.	Chaptered 10/12/2001	10/12/2001 - Chaptered by Secretary of State. Chapter 745, Statutes of 2001.	-		
SB-1276		Air pollution: vehicles.	Chaptered 09/30/1989		-		

**COMMENTS/RECOMMENDATIONS:**

This was a one-time report that was completed.

## REPORT NO. 2

### HEALTH AND SAFETY CODE

#### DIVISION 26. AIR RESOURCES [39000. - 44474.]

*( Division 26 repealed and added by Stats. 1975, Ch. 957. )*

#### PART 5. VEHICULAR AIR POLLUTION CONTROL [43000. - 44299.91.]

*( Part 5 added by Stats. 1975, Ch. 957. )*

#### CHAPTER 5. Motor Vehicle Inspection Program [44000. - 44126.]

*( Chapter 5 added by Stats. 1982, Ch. 892, Sec. 2. )*

#### ARTICLE 2. Program Requirements [44010. - 44025.]

*( Article 2 added by Stats. 1982, Ch. 892, Sec. 2. )*

#### 44014.6(c)

(c) Beginning no later than January 1, 2012, the department shall provide to all licensed smog check stations and technicians, if technicians are included pursuant to subdivision (b), a preliminary report on the station's and the technician's performance applying the performance standards. The preliminary report shall include the criteria that is the basis of the performance standards and an assessment of the station's and the technician's potential eligibility to issue certificates of compliance or noncompliance for vehicles selected pursuant to Sections 44010.5 and 44014.7, or vehicles identified by the department as gross polluters.

Bill	Lead Authors	Subject	Latest Bill Version	Last History Action	Status	Fiscal Committee	Vote Required
AB-2289	Eng	Smog check program: testing: penalties.	Chaptered 09/24/2010	09/24/2010 - Chaptered by Secretary of State - Chapter 258, Statutes of 2010.	Secretary of State-Chaptered	Yes	Majority

### COMMENTS/RECOMMENDATIONS:

This report was completed and submitted to recipients prior to Jan. 1, 2012.

## REPORT NO. 3

### HEALTH AND SAFETY CODE

#### 44024(e)

[There is no 44024(e) only 44024(a):]

**DIVISION 26. AIR RESOURCES [39000. - 44474.]**

*( Division 26 repealed and added by Stats. 1975, Ch. 957. )*

**PART 5. VEHICULAR AIR POLLUTION CONTROL [43000. - 44299.91.]**

*( Part 5 added by Stats. 1975, Ch. 957. )*

**CHAPTER 5. Motor Vehicle Inspection Program [44000. - 44126.]**

*( Chapter 5 added by Stats. 1982, Ch. 892, Sec. 2. )*

**ARTICLE 2. Program Requirements [44010. - 44025.]**

*( Article 2 added by Stats. 1982, Ch. 892, Sec. 2. )*

#### 44024.

(a) The department, in cooperation with the state board, shall investigate new technologies, including the role of onboard diagnostic systems in vehicles, as a means both for detecting excess emissions and defective emission control equipment, and for assisting in determining what repairs would be effective. The department shall report to the review committee on the results of its investigation for inclusion in the committee's annual report to the Legislature.

(b) To incorporate new technologies into the program, the department may institute the following changes if the department determines that the changes will be cost-effective and convenient to vehicle owners:

- (1) The schedule for testing and certifying vehicles.
- (2) The location and method for complying with the test requirements otherwise applicable under this chapter.
- (3) The equipment requirements and repair procedures, including the imposition of new or revised diagnostic procedures, to be used at licensed smog check stations.
- (4) The training, skill, and licensing requirements for smog check technicians.
- (5) The applicable test procedures and emission standards, as applied at smog check stations, and during roadside inspection.

*(Added by Stats. 1994, Ch. 27, Sec. 25. Effective March 30, 1994.)*

Bill	Lead Authors	Subject	Latest Bill Version	Last History Action	Status	Fiscal Committee	Vote Required
AB-2018		Vehicles: inspection and maintenance.	Chaptered 03/30/1994		-		
SB-629		Vehicles: inspection and maintenance.	Chaptered 01/28/1994		-		

#### COMMENTS/RECOMMENDATIONS:

The Inspection and Maintenance Review Committee is no longer in existence. The last report was completed and delivered to the Committee in 2011.

## REPORT NO. 4

### PUBLIC CONTRACT CODE

#### DIVISION 2. GENERAL PROVISIONS [1100. - 22355.]

( Division 2 enacted by Stats. 1981, Ch. 306. )

#### PART 2. CONTRACTING BY STATE AGENCIES [10100. - 19102.]

( Heading of Part 2 added by Stats. 1982, Ch. 1120, Sec. 6. )

#### CHAPTER 1. State Contract Act [10100. - 10285.5.]

( Chapter 1 enacted by Stats. 1981, Ch. 306. )

#### ARTICLE 1. Scope of Chapter and General Provisions [10100. - 10111.2.]

( Article 1 enacted by Stats. 1981, Ch. 306. )

#### 10111(g)

Commencing January 1, 2007, the department shall make available a report on contracting activity containing the following information:

(g) In the years 2011 and 2012, any errors reported to the department by an awarding agency as required by Sections 10302, 10344, and 12104.5, in the previous fiscal year.

Bill	Lead Authors	Subject	Latest Bill Version	Last History Action	Status	Fiscal Committee	Vote Required
AB-139	Committee on Budget	State government.	Chaptered 07/19/2005	07/19/2005 - Chaptered by Secretary of State - Chapter 74, Statutes of 2005. 07/19/2005 - Approved by the Governor.	-	Yes	Two Thirds
AB-675	Eng	Department of General Services: public contracts: report.	Amended Assembly 01/16/2008	02/01/2008 - From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.	Assembly-Died - Appropriations	Yes	Majority
AB-926	Ruskin	State contracts: goods: loss leader.	Chaptered 10/11/2009	10/11/2009 - Chaptered by Secretary of State - Chapter 490, Statutes of 2009.	Secretary of State-Chaptered	Yes	Majority
AB-1960	Dickinson	State contracts: reports: lesbian, gay, bisexual, and transgender businesses.	Amended Assembly 03/27/2012	05/17/2012 - Referred to Com. on G.O.	Senate-In Committee Process - Governmental Organization	Yes	Majority
AB-2630	Hueso	Public contracts: State Contract Act: report.	Amended Assembly 04/10/2012	06/12/2012 - From committee: Do pass and refer to Com. on APPR. (Ayes 9. Noes 3.) (June 12). Re-referred	Senate-In Committee Process - Appropriations	Yes	Majority

Bill	Lead Authors	Subject	Latest Bill Version	Last History Action	Status	Fiscal Committee	Vote Required
				to Com. on APPR.			

**COMMENTS/RECOMMENDATIONS:**

The Legislature may wish to consider deleting this report requirement only after the final report of 2012.

## REPORT NO. 5

### HEALTH AND SAFETY CODE

#### DIVISION 26. AIR RESOURCES [39000. - 44474.]

( Division 26 repealed and added by Stats. 1975, Ch. 957. )

#### PART 5. VEHICULAR AIR POLLUTION CONTROL [43000. - 44299.91.]

( Part 5 added by Stats. 1975, Ch. 957. )

#### CHAPTER 5. Motor Vehicle Inspection Program [44000. - 44126.]

( Chapter 5 added by Stats. 1982, Ch. 892, Sec. 2. )

#### ARTICLE 8. Gross Polluters [44080. - 44086.]

( Article 8 added by Stats. 1992, Ch. 972, Sec. 1. )

#### 44081.6(e)

(e) Any contract entered into pursuant to this section [Gross Polluters] shall not be subject to any restrictions that are applicable to contracts in the Government Code or in the Public Contract Code. The department shall report to the Legislature any action that is taken in accordance with this subdivision.

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AB-158	Oller	Motor vehicles: smog check program.	Introduced 01/15/1999	02/03/2000 - From committee: Filed with the Chief Clerk pursuant to Joint Rule 56. Died pursuant to Art. IV, Sec. 10(c) of the Constitution.	-	Yes	Majority
AB-2018		Vehicles: inspection and maintenance.	Chaptered 03/30/1994		-		
AB-3132		Transportation.	Chaptered 09/30/1994		-		
SB-1393	Simitian	Vehicles: biennial registration.	Introduced 02/19/2010	11/30/2010 - From committee without further action.	Senate-Died - Transportation and Housing	Yes	Majority
SB-1839	Perata	Air pollution: smog check: Inspection and Maintenance Review Committee.	Introduced 02/24/2006	04/20/2006 - Set, first hearing. Hearing canceled at the request of author.	-	Yes	Majority

### COMMENTS/RECOMMENDATIONS:

According to the Department of Consumer Affairs, the report was completed and submitted in 1995.