

**Fuels, Lubricants, and Automotive Products:
Method of Sale, Advertising and Labeling
Pre-Rulemaking Workshop**

The California Department of Food and Agriculture (CDFA), Division of Measurement Standards (DMS) will conduct a workshop to develop regulatory language to further refine, clarify, and make consistent the specifications, standards, advertising, labeling and method of sale requirements for fuels, lubricants, and automotive products under its jurisdiction.

Thursday, May 12, 2016

9:00 a.m. – 12:00 p.m.

California Department of Food and Agriculture
1220 N Street
First Floor, Auditorium
Sacramento, CA 95814

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Purpose

The enactment of Assembly Bill (AB) 808 (Ridley-Thomas, Stats. 2015, Chapter 591) amended sections of Division 5 of the California Business and Professions Code (BPC) and added Section 13404.5. The purpose of this pre-rulemaking workshop is to provide stakeholders an opportunity to comment on a proposed regulation to amend California Code of Regulations (CCR), Title 4, Division 9, Chapters 6 and 7 to refine, clarify, and make consistent the specifications, standards, advertising, labeling and method of sale requirements for fuels, lubricants, and automotive products with changes and revisions made by AB 808.

Background

Enforcement of California's weights and measures laws and regulations is the responsibility of DMS within CDFA. Enforcement of Division 5 of the BPC and Title 4, Division 9 of the CCR assures consumer confidence in commercial transactions and promotes equity among businesses competing for market share.

The California Oil Substitution Act was enacted in 1931 (Stats. 1931, Chapter 609) to ensure the safety of motorists and to protect consumers and businesses within California. The provisions of this legislation are found in BPC, Division 5, Chapters 14, 14.5 and 15. This law prevents fraud or misrepresentation in the distribution and sale of fuels, lubricants, and automotive products; regulates the distribution, advertising, and sale of those products; and prescribes specifications for motor vehicle fuels, lubricants, and automotive products offered for sale in California.

Assembly Bill (AB) 808 (Ridley-Thomas, Stats. 2015, Chapter 591) expands and makes specific the Department's authority to regulate retail motor vehicle fuels including alternative fuels as defined, motor vehicle lubricants, and other automotive products. AB 808 also requires the Secretary to adopt, by reference, the latest method of sale for motor vehicle fuels and lubricants published in the National Institute of Standards and Technology (NIST) Handbook 130, except as specifically modified, amended or rejected by the CDFA Secretary. In the absence of national standards, the Secretary may adopt interim standards for method of sale until such time as national standards are adopted by the National Conference on Weights and Measures.

Public Comment

Oral comments: Staff will accept oral comments during the workshop. Any comments will become part of the public record in this proceeding.

Written comments: Written comments may be accepted at the workshop; however, staff may or may not have time to review them before the workshop conclusion. Submit written comments to the California Department of Food and Agriculture, Division of Measurement Standards, 6790 Florin Perkins Road, Suite 100, Sacramento, California 95828. Comments may also be submitted by facsimile (FAX) at (916) 229-3026 or by e-mail at dms@cdfa.ca.gov.

Please note that your written and oral comments, attachments, and associated contact information (e.g., your address, phone, email, etc.) become part of the viewable public record.

Remote Access

You may participate in this meeting through GoToWebinar. Presentations will appear on your computer screen, and you may listen to audio via your computer or telephone. Please be aware that the meeting will be recorded.

Please register at the link below (Webinar ID: 153-648-699):
<https://attendee.gotowebinar.com/register/4795673170590142723>

After registering, you will receive a confirmation email containing information about joining the webinar. If you have difficulty joining the meeting, please call the GoToWebinar Technical Support at (855) 352-9002.

Availability of Documents

Following the meeting, documents, including staff reports and presentations, will be available online at: <http://www.cdfa.ca.gov/dms/regulations.html>

April 14, 2016



Kristin J. Macey
Director