

AMENDED IN ASSEMBLY AUGUST 16, 2011

AMENDED IN ASSEMBLY JUNE 20, 2011

AMENDED IN ASSEMBLY JUNE 16, 2011

AMENDED IN SENATE MAY 10, 2011

AMENDED IN SENATE MARCH 14, 2011

SENATE BILL

No. 211

**Introduced by Senators Emmerson and Harman
(Coauthor: Senator Dutton)**

(Coauthors: Assembly Members Jeffries, Olsen, and Portantino)

February 8, 2011

An act to add and repeal Section 38568 of the Health and Safety Code, relating to air pollution.

LEGISLATIVE COUNSEL'S DIGEST

SB 211, as amended, Emmerson. California Global Warming Solutions Act of 2006: tire inflation regulation.

The California Global Warming Solutions Act of 2006 designates the State Air Resources Board as the state agency charged with monitoring and regulating sources of emissions of greenhouse gases. The state board is required to adopt a statewide greenhouse gas emissions limit equivalent to the statewide greenhouse gas emissions level in 1990 to be achieved by 2020, and to adopt rules and regulations in an open public process to achieve the maximum technologically feasible and cost-effective greenhouse gas emission reductions. A violation of a regulation adopted by the state board pursuant to the act is subject to specified civil and criminal penalties. Pursuant to the act, the state board adopted a regulation requiring automobile service

providers, by September 1, 2010, among other things, to check and inflate vehicle tires to the recommended pressure rating when performing automobile maintenance or repair services.

This bill, until January 1, 2017, would ~~authorize~~ *require* a tire pressure gauge used to meet the requirements of this regulation to be accurate within a range of plus or minus 2 pounds per square inch of pressure (2 psi). The bill, until January 1, 2017, would authorize automotive service providers to meet the requirements of the regulation without checking and inflating a vehicle’s tire if that tire is determined to be an unsafe tire, as defined.

Vote: majority. Appropriation: no. Fiscal committee: yes.
 State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 38568 is added to the Health and Safety
 2 Code, to read:
 3 38568. (a) Tire pressure gauges used to meet the requirements
 4 of Section 95550 of Title 17 of the California Code of Regulations
 5 ~~may~~ *shall* be accurate within a range of plus or minus two pounds
 6 per square inch of pressure (2 psi).
 7 (b) For purposes of Section 95550 of Title 17 of the California
 8 Code of Regulations, automotive service providers are not required
 9 to check and inflate a vehicle’s tire if that tire is determined to be
 10 an unsafe tire. As used in this subdivision, “unsafe tire” means
 11 any tire considered unsafe in accordance with standard industry
 12 practices due to tire tread wear, tread irregularity, or damage.
 13 Examples include any tire with exposed ply or cord, a sidewall
 14 crack, a bulge, a knot, or ply separation.
 15 (c) This section shall remain in effect only until January 1, 2017,
 16 and as of that date is repealed, unless a later enacted statute, that
 17 is enacted before January 1, 2017, deletes or extends that date.

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