

AMENDED IN SENATE APRIL 7, 2015

AMENDED IN SENATE APRIL 6, 2015

SENATE BILL

No. 206

Introduced by Senator Gaines

February 11, 2015

An act to add Section 43003 to the Health and Safety Code, relating to vehicular air pollution.

LEGISLATIVE COUNSEL'S DIGEST

SB 206, as amended, Gaines. ~~On-board diagnostic systems.~~ *Vehicle information systems.*

Existing law imposes various limitations on emissions of air contaminants for the control of air pollution from vehicular and nonvehicular sources. Existing law generally designates the State Air Resources Board as the state agency with the primary responsibility for the control of vehicular air pollution. Existing law requires the state board to adopt and implement motor vehicle emission standards, in-use performance standards, and motor vehicle fuel specifications for the control of air contaminants, including standards for off-road and nonvehicle engine categories.

This bill would prohibit the state board from obtaining ~~information locational data or vehicle speed data from a motor vehicle's on-board diagnostic~~ *vehicle information system, as defined.* The bill would provide that these provisions do not apply to the motor vehicle inspection and maintenance program, commonly known as smog check.

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 43003 is added to the Health and Safety
- 2 Code, to read:
- 3 43003. (a) The state board shall not obtain ~~information~~
- 4 *locational data or vehicle speed data* from a ~~motor vehicle's~~
- 5 ~~on-board diagnostic~~ *vehicle information* system.
- 6 (b) *“Vehicle information” means a computer or other*
- 7 *device embedded or integrated into the vehicle, other than an event*
- 8 *recorder, that records, generates, stores, or collects data that can*
- 9 *by itself or with other information be used to distinguish or*
- 10 *individually identify the registered owner, of the vehicle, the driver*
- 11 *of the vehicle, or the operation, use, or condition of the vehicle.*
- 12 ~~(b)~~
- 13 (c) This section does not apply to Chapter 5 (commencing with
- 14 Section 44000).