

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2015-0618-02	REGULATORY ACTION NUMBER 2015-1210-03SR	EMERGENCY NUMBER
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For use by Office of Administrative Law (OAL) only

ENDORSED - FILED  
in the office of the Secretary of State  
of the State of California

JAN 26 2016

2:19 pm

2015 DEC 10 P 2:24

OFFICE OF  
ADMINISTRATIVE LAW

NOTICE

REGULATIONS

AGENCY WITH RULEMAKING AUTHORITY California Highway Patrol	AGENCY FILE NUMBER (if any) CHP-R-15-03
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**A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)**

1. SUBJECT OF NOTICE	TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE	NOTICE REGISTER NUMBER 2015, 27-2	PUBLICATION DATE 7/3/2015

**B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)**

1a. SUBJECT OF REGULATION(S) CVSA NAS Out-of-Service Criteria	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2015-0914-25
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ACTION
TITLE(S) 13	ADOPT AMEND 1239 REPEAL

3. TYPE OF FILING

<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input checked="" type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input type="checkbox"/> Other (Specify) _____	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)  
October 21, 2015 to November 5, 2015 and November 23, 2015 to December 8, 2015 *Jan 8, 2016 - Jan 22, 2016*

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

<input checked="" type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> §100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify) _____
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6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify) _____		

7. CONTACT PERSON Kristi McNabb	TELEPHONE NUMBER (916) 843-3416	FAX NUMBER (Optional) (916) 322-3154	E-MAIL ADDRESS (Optional) kmcnabb@chp.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>J. M. Mulanix</i>	DATE 12-8-15
TYPED NAME AND TITLE OF SIGNATORY J. M. Mulanix, Assistant Chief	

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ENDORSED APPROVED

JAN 26 2016

Office of Administrative Law

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL

ADOPTED REGULATION TEXT

TITLE 13, CALIFORNIA CODE OF REGULATIONS, DIVISION 2, CHAPTER 6.5  
AMEND ARTICLE 7.5, SECTION 1239

COMMERCIAL VEHICLE SAFETY ALLIANCE  
NORTH AMERICAN STANDARD OUT-OF-SERVICE CRITERIA  
(CHP-R-15-03)

*Existing Text:* ..... Times New Roman 12 point font.  
*Additions:* ..... Times New Roman 12 point font with single underline.  
*Deletions:* ..... ~~Times New Roman 12 point font with strikethrough.~~

TITLE 13, CALIFORNIA CODE OF REGULATIONS  
DIVISION 2, CHAPTER 6.5  
ARTICLE 7.5, SECTION 1239 IS AMENDED TO READ:

**§1239. Commercial Vehicle Safety Alliance North American Standard Out-of-Service-Criteria.**

(a) *Applicability.* This article shall apply to those vehicles described in Section 34500 of the California Vehicle Code (CVC).

(b) *Incorporation by Reference.* This article incorporates by reference portions of the Commercial Vehicle Safety Alliance North American Standard Out-of-Service Criteria including Part I (with the exception of ~~those items related to communication, and the~~ Skill Performance Evaluation Certificate), Part II, Part III, ~~and~~ Part IV, Strategic Plan, and Appendix. All references to the Commercial Vehicle Safety Alliance North American Standard Out-of-Service Criteria in this article are those criteria published on April 1, 2014~~5~~.

**(c) *Availability of Referenced Criteria.*** Copies of the Commercial Vehicle Safety

Alliance North American Standard Out-of-Service Criteria can be obtained from:

Commercial Vehicle Safety Alliance

6303 Ivy Lance, Suite 310

Greenbelt, MD 20770

Phone: 301-830-6143 Fax: 301-830-6144

Note: Authority cited: Sections 2402, 2410, 31401 and 34501, Vehicle Code. Reference: Sections 260, 322, 2402, 2410, 2804, 12500, 12502, 12515(b), 14603, 15210, 15250, 15275, 15278, 23152, 24002, 24004, 24400, 24252, 24600, 24603, 24604, 24952, 27154, 27155, 27465, 27501, 27903, 29001, 29002, 29003, 29004, 31401, 34500, 34501, 34506, 34510 and 34520, Vehicle Code.

# NORTH AMERICAN STANDARD OUT-OF-SERVICE CRITERIA

\*April 1, 2015

## COMMERCIAL VEHICLE SAFETY ALLIANCE

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Part I – <i>North American Standard Driver Out-of-Service Criteria</i>	Pages 1 - 12
Part II – <i>North American Standard Vehicle Out-of-Service Criteria</i>	Pages 13 - 63
Part III – <i>North American Standard Hazardous Materials Out-of-Service Criteria</i>	Pages 65 - 68
Part IV – <i>North American Standard Administrative Out-of-Service Criteria</i>	Pages 69 - 70
Strategic Plan	Pages 71 - 74
Appendix	Pages 75 - 90

**THIS DOCUMENT REPLACES AND SUPERSEDES ALL  
PREVIOUS OUT-OF-SERVICE CRITERIA**



*Promoting Commercial Motor Vehicle Safety and Security*

Commercial Vehicle Safety Alliance  
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