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### 16 CA ADC § 3340.23

16 CCR § 3340.23

Cal. Admin. Code tit. 16, § 3340.23

BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS  
TITLE 16. PROFESSIONAL AND VOCATIONAL REGULATIONS  
DIVISION 33. BUREAU OF AUTOMOTIVE REPAIR  
CHAPTER 1. AUTOMOTIVE REPAIR DEALERS AND OFFICIAL STATIONS AND ADJUSTERS  
ARTICLE 5.5. MOTOR VEHICLE INSPECTION PROGRAM

This database is current through 7/10/09, Register 2009, No. 28

§ 3340.23. Licensed Smog Check Station That Ceases Operating As a Licensed Station.

A smog check station shall cease performing the functions for which it has been licensed when it no longer has in its employ a technician, licensed for the appropriate category of vehicle being tested or repaired and the appropriate area, or when its license has expired or has been surrendered, suspended, or revoked. Such station must dispose of materials related to its formerly licensed activity according to these provisions:

(a) **Loss of Services of Licensed Technician.** A licensed station that no longer has in its employ a smog check technician, licensed for the appropriate category of vehicle being tested or repaired and the appropriate area, shall immediately remove or cover the smog check station sign in accordance with subsection (b) of this section. If the station does not have in its employ, within 60 days, a smog check technician, licensed for the appropriate category of vehicle being tested or repaired and the appropriate area, the station shall surrender its station license to the bureau and shall return to the bureau all unused certificates of compliance and noncompliance.

(b) **Removal of Sign.** A licensed station that is no longer authorized to perform the function for which it was licensed shall remove or cover the smog check station sign.

(c) **Return of Certificates.** When a station license has expired or has been surrendered, suspended or revoked, the station shall return to the bureau all unused certificates purchased by the station.

Note: Authority cited: Section 44002, Health and Safety Code. Reference: Sections 44030(a) and (b), 44031, 44032, 44033 and 44045.5, Health and Safety Code.

### HISTORY

1. Amendment filed 4-16-90; operative 4-16-90 (Register 90, No. 19).
2. Amendment of first paragraph, subsection (a) and Note filed 6-23-95 as an emergency; operative 6-23-95 (Register 95, No. 25). A Certificate of Compliance must be transmitted to OAL by 10-21-95 or emergency language will be repealed by operation of law on the following day.

**3. Certificate of Compliance as to 6-23-95 order transmitted to OAL 10-20-95 and filed 12-6-95 (Register 95, No. 49).**

16 CCR § 3340.23, 16 CA ADC § 3340.23  
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16 CA ADC § 3340.23

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[Docs In Sequence](#) [Table of Contents](#)