

**State of California  
Office of Administrative Law**

In re:  
Department of Transportation

Regulatory Action:

Title 21, California Code of Regulations

Adopt sections:

Amend sections: 1700.3

Repeal sections:

NOTICE OF APPROVAL OF REGULATORY  
ACTION

Government Code Section 11349.3

OAL Matter Number: 2023-1109-01

OAL Matter Type: Regular (S)

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This action extends the sunset date of the Automatic Vehicle Identification Specification program from January 1, 2024 to January 1, 2027.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on December 4, 2023 pursuant to Government Code section 11343.4(b)(3).

Date: December 4, 2023



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Nicole C. Carrillo  
Senior Attorney

For: Kenneth J. Pogue  
Director

Original: Laurie Berman, Director

Copy: Joe Rouse

# REGULAR

For use by Secretary of State only

STD. 400 (REV. 10/2019)

<b>OAL FILE NUMBERS</b>	NOTICE FILE NUMBER <b>Z-2023-0822-01</b>	REGULATORY ACTION NUMBER <b>2023-1109-015</b>	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	
AGENCY WITH RULEMAKING AUTHORITY Department of Transportation			AGENCY FILE NUMBER (If any)

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

**DEC 04 2023**  
 1:41 PM

OFFICE OF ADMIN. LAW  
 2023 NOV 9 4:41 P.M.

**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)
<b>OAL USE ONLY</b> <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	NOTICE REGISTER NUMBER <b>2023, 35-2</b>	PUBLICATION DATE <b>9/1/2023</b>	

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

1a. SUBJECT OF REGULATION(S) Automatic Vehicle Identification Specifications	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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<b>SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)</b>	ADOPT
	AMEND 1700.3
TITLE(S) 21	REPEAL

<input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346) <input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4) <input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))	<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"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h)) <input type="checkbox"/> File & Print <input type="checkbox"/> Other (Specify) _____ <input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100) <input type="checkbox"/> Print Only
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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)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)			
<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input checked="" type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify) _____

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY			
<input checked="" 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 Joseph Rouse	TELEPHONE NUMBER (916) 952-6436	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) joe.rouse@dot.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 	DATE 11/08/2023
TYPED NAME AND TITLE OF SIGNATORY Tony Tavares, Director	

For use by Office of Administrative Law (OAL) only

**ENDORSED APPROVED**

**DEC 04 2023**

**Office of Administrative Law**

**Final**

**Proposed Changes to California Code of Regulations, Title 21, Section 1700.3**

§ 1700.3. Repeal.

Articles 2 through 5 shall be repealed effective January 1, ~~2024~~2027.

Nothing in these regulations shall preclude the toll facility operators from discontinuing the operation and support of the Title 21 protocol as defined in Articles 2 through 5 at an earlier date if a written request is submitted to and approved by the California Department of Transportation (Caltrans).

Note: Authority cited: Section 27565, Streets and Highways Code. Reference: Sections 27564 and 27565, Streets and Highways Code.