

HCS HB 697 -- MOTOR VEHICLE EMISSIONS TESTING (Lembke)

COMMITTEE OF ORIGIN: Transportation

Under this substitute, emissions testing on certain motor vehicles will not be required prior to a sale or transfer if the testing and approval occurred within 90 days immediately preceding the sale or transfer.

The substitute exempts from emissions testing motor vehicles with a manufacturer's gross vehicle weight rating in excess of 8,000 pounds, motor vehicles within four years of the specific model year, and motor vehicles owned by persons 65 years of age or older with not more than 5,000 miles per year on the odometer of the vehicle since its last emissions testing.

Vehicles which fail emissions standards testing may be repaired by a mechanic of the owner's choice. The waiver amount by the Clean Air Commission will include the labor costs associated with the repairs. The waiver amount is adjusted from \$450 to \$300 for vehicles of 1997 and subsequent model years.

The Department of Natural Resources is required to consult and negotiate with the federal Environment Protection Agency regarding any rule change which may adversely impact the state's compliance with the federal Clean Air Act. The Joint Interim Committee on Emissions is established for the 2005 legislative interim. Any proposed rule to be promulgated or modified will be sent to the committee by September 1, 2005. The committee will provide its recommendations on any proposed rule by November 1, 2005.

Several provisions of the substitute become effective January 1, 2006.

FISCAL NOTE: No impact on General Revenue Fund in FY 2006, FY 2007, and FY 2008. Estimated Cost on Other State Funds of \$232,679 in FY 2006, \$465,358 in FY 2007, and \$465,358 in FY 2008.