CS FOR SENATE BILL NO. 28(FIN)(title am)

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Amended: 5/1/95
Offered: 4/28/95

Sponsor(s): SENATORS DONLEY, Zharoff, Salo

A BILL

FOR AN ACT ENTITLED

"An Act requiring emissions inspection upon certain transfers of motor vehicle ownership; relating to fees for registration not conducted at a motor vehicle emissions inspections station and fees for motor vehicle emissions control programs; limiting motor vehicle emissions inspection to not more than once every two years and imposing a penalty for operating a motor vehicle in violation of emissions requirements; and providing for an effective date."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. AS 28.10.271 is amended by adding a new subsection to read:
(d) An emissions inspection and maintenance certificate shall be obtained when ownership of a motor vehicle is transferred, if the

(1) transferee resides in an area designated by the Department of Environmental Conservation as an emissions inspection and maintenance area;

(2) motor vehicle was manufactured in 1987 or earlier;

New Text Underlined [DELETED TEXT BRACKETED]
(3) motor vehicle would be subject to an emissions inspection and maintenance program; and
(4) motor vehicle has not been inspected for emissions or the existing emissions inspection certificate is more than 12 months old.

* Sec. 2. AS 28.10.421(a) is amended to read:

(a) Unless otherwise provided by law,

(1) the fees prescribed in this section shall be paid to the department at the times provided under AS 28.10.108 and 28.10.111; and

(2) an additional fee of $10 shall be added to the registration fee set out in this section for registration not conducted by mail or not conducted at an emissions inspection station offering vehicle registration services; the department may waive this additional fee for a good cause based on criteria established in regulations adopted by the department.

* Sec. 3. AS 28.10.423 is amended to read:

Sec. 28.10.423. EMISSION CONTROL INSPECTION PROGRAM FEES. In addition to the annual registration fee specified in AS 28.10.421, a $2 fee is imposed upon every vehicle required to be inspected under an emission control program established under AS 46.14.400 or 46.14.510. This fee shall be collected at the same time and in the same manner as the registration fee.

* Sec. 4. AS 46.14.400 is amended by adding new subsections to read:

(i) If a municipality or a local air quality district administering a program under this section requires emissions inspection for a motor vehicle, emission inspection may not be required more than once every two years.

(j) A person who operates a motor vehicle in violation of emissions requirements imposed under this section is guilty of a violation and upon conviction shall be fined $200. It is the intent of the legislature that money collected under this subsection be appropriated to promote air quality control programs in municipalities.

* Sec. 5. AS 46.14.510 is amended by adding new subsections to read:

(e) If the department adopts regulations requiring emissions inspection for a motor vehicle, the department may not require the vehicle be inspected more than once every two years.
(f) A person who operates a motor vehicle in violation of emissions requirements imposed under this section is guilty of a violation and upon conviction shall be fined $200. It is the intent of the legislature that money collected under this subsection be appropriated to control pollution from motor vehicle emissions.

* Sec. 6. AS 46.14.400(j), enacted in sec. 4 of this Act, and AS 46.14.510(f), enacted in sec. 5 of this Act, take effect July 1, 1995.

* Sec. 7. Except as provided in sec. 6 of this Act, this Act takes effect July 1, 1996.