

**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**

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

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

8 \* **Section 1.** AS 28.10.271 is amended by adding a new subsection to read:

9 (d) An emissions inspection and maintenance certificate shall be obtained when  
10 ownership of a motor vehicle is transferred, if the

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

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

1 (3) motor vehicle would be subject to an emissions inspection and  
2 maintenance program; and

3 (4) motor vehicle has not been inspected for emissions or the existing  
4 emissions inspection certificate is more than 12 months old.

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

6 (a) Unless otherwise provided by law,

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

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

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

15 Sec. 28.10.423. EMISSION CONTROL INSPECTION PROGRAM FEES. In  
16 addition to the annual registration fee specified in AS 28.10.421, a **\$2** [\$1] fee is  
17 imposed upon every vehicle required to be inspected under an emission control  
18 program established under AS 46.14.400 or 46.14.510. This fee shall be collected at  
19 the same time and in the same manner as the registration fee.

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

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

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

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

29 (e) If the department adopts regulations requiring emissions inspection for a  
30 motor vehicle, the department may not require the vehicle be inspected more than once  
31 every two years.

1           (f) A person who operates a motor vehicle in violation of emissions  
2 requirements imposed under this section is guilty of a violation and upon conviction  
3 shall be fined \$200. It is the intent of the legislature that money collected under this  
4 subsection be appropriated to control pollution from motor vehicle emissions.

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

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