



LAWS OF ALASKA

1995

Source

CSSB 28(FIN)(title am)

Chapter No.

56

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:

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: May 27, 1995

Actual Effective Date: AS 46.14.400(j), enacted in sec. 4, and AS 46.14.510(f), enacted in sec. 5, take effect July 1, 1995; remainder of Act takes effect July 1, 1996

AN ACT

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

6

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

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

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

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

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

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

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

4 (a) Unless otherwise provided by law,

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

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

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

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

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

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

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

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

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

30 (f) A person who operates a motor vehicle in violation of emissions
31 requirements imposed under this section is guilty of a violation and upon conviction

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- 1 shall be fined \$200. It is the intent of the legislature that money collected under this
2 subsection be appropriated to control pollution from motor vehicle emissions.
- 3 * Sec. 6. AS 46.14.400(j), enacted in sec. 4 of this Act, and AS 46.14.510(f), enacted in
4 sec. 5 of this Act, take effect July 1, 1995.
- 5 * Sec. 7. Except as provided in sec. 6 of this Act, this Act takes effect July 1, 1996.