



LAWS OF ALASKA

1985

Source

SCSHB 81(Fin)

Chapter No.

56

AN ACT

Relating to motor vehicle emission inspection; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1, LINE 9

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: May 30, 1985
Actual Effective Date: July 1, 1985

AN ACT

Relating to motor vehicle emission inspection; and providing for an effective date.

* Section 1. AS 28.10.041(a) is amended to read:

(a) The department may refuse to register a vehicle if

(1) the application contains a false or fraudulent statement;

(2) the applicant fails to furnish information required by the department;

(3) the applicant is not entitled to the issuance of a certificate of title or registration under this chapter;

(4) the vehicle is determined to be mechanically unsafe to be driven or moved on a highway, vehicular way or area, or other public property in this state;

(5) the department has reasonable grounds to believe that the vehicle was stolen or fraudulently acquired or that the granting of registration would be a fraud against the rightful owner or other person having a valid lien upon the vehicle;

(6) the registration of the vehicle has been suspended or revoked for any reason under the laws of this state;

(7) the required fees, taxes, motor freight carrier fees or bus transportation fees have not been paid;

(8) the vehicle or applicant fails to comply with this chapter or regulations authorized by this section;

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1 (9) the vehicle is subject to a state-approved local
2 emission inspection program adopted by municipal ordinance under
3 AS 46.03.210, and the vehicle does not meet the standards of that
4 program, unless the vehicle uses a fuel source that does not primarily
5 emit carbon monoxide.

6 * Sec. 2. AS 28.10 is amended by adding a new section to read:

7 Sec. 28.10.423. EMISSION CONTROL INSPECTION PROGRAM FEES. In
8 addition to the annual registration fee specified in AS 28.10.421, a
9 \$1 fee is imposed upon every vehicle required to be inspected under an
10 emission control program established under AS 46.03.210. This fee
11 shall be collected at the same time and in the same manner as the
12 registration fee.

13 * Sec. 3. AS 46.03.210(a) is amended to read:

14 (a) A municipality with a population in excess of 1,000 may,
15 within five years from August 5, 1969, establish and administer within
16 its jurisdiction an air pollution control program. Organized boroughs
17 may establish an air pollution control program on an areawide basis,
18 and the exercise of powers with respect to the program is not subject
19 to the restrictions on acquiring additional areawide powers specified
20 in AS 29.33.250 - 29.33.290. Local programs shall

21 (1) provide by ordinance for requirements compatible with
22 those imposed by the provisions of AS 46.03.140 and 46.03.170 and
23 applicable regulations;

24 (2) provide for the enforcement of the requirements imposed
25 through appropriate administrative and judicial processes;

26 (3) provide for a local administrative organization, staff,
27 and other resources necessary to effectively carry out the purposes of
28 the program; [AND]

29 (4) be approved by the department as being satisfactory to

1 meet the requirements of AS 46.03.140 - 46.03.170 and the applicable
2 regulations; and

3 (5) provide for the exemption of a locally registered motor
4 vehicle from the requirements of a local emission control program
5 established under this section if the vehicle is not used within the
6 jurisdiction.

7 * Sec. 4. This Act takes effect July 1, 1985.
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