

By the Committee on Transportation

306-1630-98

1 A bill to be entitled
 2 An act relating to motor vehicle emissions
 3 inspections; directing the Department of
 4 Highway Safety to issue a request for proposals
 5 for specified motor vehicle inspection
 6 programs; prohibiting the department from
 7 entering into a contract for a motor vehicle
 8 inspection program; amending s. 325.214, F.S.;
 9 setting the fee for inspections; providing an
 10 effective date.

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 12 Be It Enacted by the Legislature of the State of Florida:

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 14 Section 1. (1) Notwithstanding the provisions under
 15 chapter 325, Florida Statutes, relating to the motor vehicle
 16 emissions inspection program, the Department of Highway Safety
 17 and Motor Vehicles must issue a Request for Proposals to
 18 obtain bids on the two following inspection program options to
 19 begin at the end of current contracts:

20 (a) An annual inspection program for vehicles five
 21 model years old and older using the basic test for hydrocarbon
 22 emissions and carbon monoxide emissions.

23 (b) A biennial inspection program for vehicles five
 24 model years old and older using the basic test for hydrocarbon
 25 emissions and carbon monoxide emissions.

26 (2) The department must seek proposals on alternative
 27 delivery programs that would meet the basic system criteria
 28 while providing service in a cost-effective or more convenient
 29 manner.

30 (3) The requirements for the program included in the
 31 proposals must be based on the requirements under chapter 325,

1 Florida Statutes, unless those requirements conflict with this
2 section, except that no fee cap shall be specified in the
3 proposals.

4 (4) The department must seek proposals from all
5 vendors of motor vehicle inspection services and must seek
6 proposals from the county governments, for a county-operated
7 program, in those counties where an inspection program is
8 required. The department must require each proposal submitted
9 to be in a sealed envelope with only the vendors name,
10 address, and phone number on the outside of the envelope. In
11 addition, each proposer must separately submit an information
12 sheet that does not identify the proposer but provides
13 information on items in the proposal identified by the
14 department as necessary to provide the Legislature with
15 proposed statutory changes necessary to implement the proposed
16 programs. However, information that would clearly identify the
17 proposer or proprietary information may not be required. The
18 department may not open the final proposals until any
19 legislation establishing a program has become law. Any
20 proposal without a matching information sheet will be
21 considered nonresponsive. Any proposal submitted will cease to
22 bind the proposer if no action is taken by the Legislature in
23 the session following the submission of the proposal.

24 (5) The department must bring the information sheet to
25 the Legislature by December 1, 1998. Notwithstanding the
26 provisions under chapter 325, Florida Statutes, the department
27 and the Governor and Cabinet acting as head of that agency,
28 are prohibited from entering into any contract or extension of
29 a contract for any form of motor vehicles emissions testing
30 without legislative approval through the enactment of specific
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1 legislation directing the department to implement an
2 inspection program and establishing a fee for the program.

3 Section 2. Subsection (2) of section 325.214, Florida
4 Statutes, is amended to read:

5 325.214 Motor vehicle inspection; fees; disposition of
6 fees.--

7 (2) ~~The department shall set an inspection fee shall~~
8 be not to exceed \$10. By rule, the department shall set a
9 regulatory amount to be included in the fee which is
10 commensurate with the cost of administering and enforcing the
11 inspection program. It is the intent of the Legislature that
12 the program be self-supporting. Notwithstanding any other
13 provision of law to the contrary, an additional fee of \$1
14 shall be assessed upon the issuance of each dealer
15 certificate, which fee shall be forwarded to the department
16 for deposit into the Highway Safety Operating Trust Fund.

17 Section 3. This act shall take effect upon becoming a
18 law.

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1 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
2 COMMITTEE SUBSTITUTE FOR
3 SB 374

4 This committee substitute makes the following provisions:

- 5 1. Directs the Department of Highway Safety and Motor
6 Vehicles to issue a Request for Proposals on two motor
7 vehicle programs; an annual basic idle test for vehicles
8 five model years and older and a biennial basic idle test
9 for vehicles five model years and older.
- 10 2. Allows the department to seek proposals from alternative
11 delivery systems including all vendors of motor vehicle
12 emissions inspection services and county governments in
13 counties where inspections are required.
- 14 3. Provides that all proposals must remain sealed until the
15 legislature selects a program and all proposers must
16 submit a separate information sheet identifying program
17 criteria but not the proposer or any proprietary
18 information.
- 19 4. Revises the factors comprising the \$10 inspection test
20 fee and limits the fee to a flat \$10.