

By the Committees on Natural Resources, Transportation and  
Senator Klein

312-1876-98

1                                   A bill to be entitled  
2           An act relating to motor vehicle emissions  
3           inspections; directing the Department of  
4           Highway Safety and Motor Vehicles to hire an  
5           independent expert consultant to do a study;  
6           prohibiting the department from entering into a  
7           contract for a motor vehicle inspection  
8           program; amending s. 325.214, F.S.; setting the  
9           fee for inspections; establishing funds for the  
10          study; providing an 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. The Department of Highway Safety and Motor  
15 Vehicles shall hire an independent expert consultant to  
16 develop appropriate request-for-proposal specifications and a  
17 range of inspection fees for the motor vehicle emissions  
18 inspection program based on an annual and a biennial  
19 inspection program for vehicles 4 model years old and older,  
20 using the basic test for hydrocarbon emissions and carbon  
21 monoxide emissions and other mobile source testing for nitrous  
22 oxides or other pollutants, and no later than January 1, 1999,  
23 to report to the President of the Senate and the Speaker of  
24 the House of Representatives setting forth the relevant facts  
25 and the department's recommendations. Notwithstanding the  
26 provisions of 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. There is appropriated from the Department  
18 of Highway Safety Operating Trust Fund of the Department of  
19 Highway Safety and Motor Vehicles for fiscal year 1998-1999,  
20 the sum of \$125,000 to fund the study established in this act.

21 Section 4. This act shall take effect upon becoming a  
22 law.

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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
COMMITTEE SUBSTITUTE FOR  
CS for SB 374

This committee substitute makes the following provisions:

Directs the Department of Highway Safety and Motor Vehicles to hire an independent consultant to develop appropriate request-for-proposal specifications and a range of inspection fees for an annual and a biennial motor-vehicle-emissions testing program for vehicles 4 model years old and older.

Requires the department to report the relevant facts and its recommendations to the President of the Senate and the Speaker of the House of Representatives by January 1, 1999.

Appropriates \$125,000 for fiscal year 1998-1999 from the Department of Highway Safety Operating Trust Fund of the Department of Highway Safety and Motor Vehicles to fund this study.