

198-326AXA-02 Bill No. CS for CS for SB 1270, 2nd Eng.
Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

11 Representative(s) Fuller offered the following:

Substitute Amendment for Amendment (094741)

14 On page 61, line 22, through page 63, line 24,
15 remove from the bill: all of said lines

17 and insert in lieu thereof:

18 Section 48. Section 325.2135, Florida Statutes, 1998
19 Supplement, is amended to read:

20 325.2135 Motor vehicle emissions inspection program;
21 development of specifications; fees; reporting.--

22 ~~(1) The Department of Highway Safety and Motor~~
23 ~~Vehicles shall hire an independent expert consultant to~~
24 ~~develop appropriate request for proposal specifications and a~~
25 ~~range of inspection fees for the motor vehicle emissions~~
26 ~~inspection program based on an annual and a biennial~~
27 ~~inspection program for vehicles 4 model years old and older,~~
28 ~~using the basic test for hydrocarbon emissions and carbon~~
29 ~~monoxide emissions and other mobile source testing for nitrous~~
30 ~~oxides or other pollutants, and no later than January 1, 1999,~~
31 ~~to report to the President of the Senate and the Speaker of~~

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1 ~~the House of Representatives setting forth the relevant facts~~
 2 ~~and the department's recommendations. Notwithstanding the~~
 3 ~~provisions of chapter 325, the department and the Governor and~~
 4 ~~Cabinet, acting as head of that agency, are prohibited from~~
 5 ~~entering into any contract or extension of a contract for any~~
 6 ~~form of motor vehicles emissions testing without legislative~~
 7 ~~approval through the enactment of specific legislation~~
 8 ~~directing the department to implement an inspection program~~
 9 ~~and establishing a fee for the program.~~

10 (2) ~~If no specific legislation is passed during the~~
 11 ~~1999 legislative session to direct the department to implement~~
 12 ~~a motor vehicle inspection program, the department may issue a~~
 13 ~~request for proposal and~~ The department may extend the current
 14 emissions inspection program contracts for a period of time
 15 sufficient to implement new contracts resulting from
 16 competitive proposals, and shall enter into and implement one
 17 or more contracts by June 30, 2000, for a biennial inspection
 18 program for vehicles, except the current model year and the
 19 three prior model years, 5 model years and older using the
 20 basic test for hydrocarbon emissions and carbon monoxide
 21 emissions. The requirements for the program included in the
 22 proposals must be based on the requirements under chapter 325
 23 unless those requirements conflict with this section. No
 24 contract entered into under this subsection may be for longer
 25 than 7 2 years. Any contract authorized under this section
 26 must contain a provision that, after 4 years, the department
 27 reserves the right to cancel the contract upon 6 months'
 28 notice to the contractor. ~~Notwithstanding the provisions of s.~~
 29 ~~325.214, if the fee for motor vehicle inspection proposed by~~
 30 ~~the Department of Highway Safety and Motor Vehicles may not~~
 31 ~~will exceed \$19\$10 per inspection., the department may impose~~

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1 ~~the higher fee if such fee is approved through the budget~~
2 ~~amendment process set forth in chapter 216 and notice is~~
3 ~~provided to the chairmen of the Senate and House~~
4 ~~Transportation and Natural Resources Committees at the time it~~
5 ~~is provided to the Senate Ways and Means and House~~
6 ~~Appropriations Committees.~~

7 Section 49. Subsection (2) of section 325.214, Florida
8 Statutes, 1998 Supplement, is amended to read:

9 325.214 Motor vehicle inspection; fees; disposition of
10 fees.--

11 (2) The inspection fee may not exceed \$19 ~~shall be~~
12 ~~\$10~~. Notwithstanding any other provision of law to the
13 contrary, an additional fee of \$1 shall be assessed upon the
14 issuance of each dealer certificate, which fee shall be
15 forwarded to the department for deposit into the Highway
16 Safety Operating Trust Fund.

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