

By Senator Klein

28-1274-00

See HB 473

1 A bill to be entitled
2 An act relating to motor vehicle inspections;
3 amending s. 325.206, F.S.; providing for the
4 elimination of all motor vehicle emission
5 testing in counties which have reached their
6 required air attainment standards as required
7 by the Department of Environmental Protection;
8 providing an effective date.

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

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12 Section 1. Section 325.206, Florida Statutes, is
13 amended to read:

14 325.206 Exhaust emissions inspection criteria;
15 rules.--

16 (1) The Department of Environmental Protection shall
17 adopt rules to establish, periodically evaluate, and revise
18 the uniform standards and criteria for the inspection of
19 exhaust emissions, including maximum allowable emissions
20 levels and emission capacity standards to be used in motor
21 vehicle inspection stations. Such standards and criteria shall
22 include, but are not limited to, exhaust emissions testing and
23 inspection procedures and the development of inspection pass
24 or fail criteria. Standards may vary by size, class, type, and
25 year of each motor vehicle engine and may not be more
26 stringent than those required by federal law at the time of
27 the manufacture of the motor vehicle. In establishing
28 standards and criteria, the Department of Environmental
29 Protection shall give consideration to levels of emissions
30 reduction that are necessary to achieve applicable federal and
31 state air quality standards.

1 (2) The Department of Environmental Protection shall
2 adopt rules establishing the test procedures and test
3 equipment to be used for the emissions inspection. Test
4 procedures shall be capable of being conducted by the motor
5 vehicle repair industry for purposes of pass or fail criteria
6 of the emissions inspection. Test equipment used in the
7 emissions inspection or comparable equipment shall be
8 available to the motor vehicle repair industry in the open
9 market.

10 (3) Any other provision of law to the contrary
11 notwithstanding, when any county achieves the required air
12 attainment standards as required by the Department of
13 Environmental Protection, all vehicle emission testing as
14 required by this chapter or rules of the Department of
15 Environmental Protection shall be discontinued.

16 ~~(4)~~(3) The Department of Highway Safety and Motor
17 Vehicles shall enforce and administer the rules, standards,
18 and criteria provided for in this section.

19 Section 2. This act shall take effect upon becoming a
20 law.

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23 HOUSE SUMMARY

24 Provides for the elimination of all motor vehicle
25 emission testing in counties which have reached their
26 required air attainment standards as required by the
Department of Environmental Protection.