

# MAINE STATE LEGISLATURE

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# 116th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1993

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Legislative Document

No. 864

H.P. 633

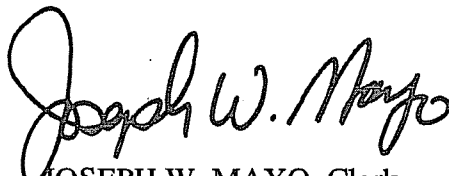
House of Representatives, March 12, 1993

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**An Act to Allow Amateur Mechanics to Make Certain Repairs to Motor Vehicles.**

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Reference to the Committee on Business Legislation suggested and ordered printed.

  
JOSEPH W. MAYO, Clerk

Presented by Representative TRACY of Rome.  
Cosponsored by Senator CAREY of Kennebec and  
Representatives: CLARK of Millinocket, DEXTER of Kingfield, GOULD of Greenville, GRAY of Sedgwick, MITCHELL of Freeport, PINEAU of Jay, RAND of Portland, RICKER of Lewiston, SWAZEY of Bucksport.

Be it enacted by the People of the State of Maine as follows:

2  
4       **Sec. 1. 38 MRSA §2401, sub-§8** is enacted to read:

6       **8. Recognized repair technician.** "Recognized repair  
8       technician" means a person who is professionally engaged in motor  
10       vehicle repair, is employed by a business whose purpose is motor  
12       vehicle repair or possesses nationally recognized certification  
14       for motor vehicle emission-related diagnosis and repair.

16       **Sec. 2. 38 MRSA §2403, sub-§2**, as enacted by PL 1991, c. 818,  
18       §2, is amended to read:

20       **2. Repairs.** Repairs or adjustments necessary to bring a  
22       vehicle into compliance with applicable emission limitations are  
24       the responsibility of the vehicle owner. Any person may conduct  
26       diagnostic inspections, maintenance and repairs required to  
28       attain the emission standards established under subsection 1.

30       **Sec. 3. 38 MRSA §2403, sub-§4, ¶¶A and B**, as enacted by PL  
32       1991, c. 818, §2, are amended to read:

34       A. Costs covered under warranty; and

36       B. Costs necessary to repair or replace any emissions  
38       control system or mechanism that has been removed,  
40       dismantled or rendered in violation of Title 29, section  
42       2189-; and

44       **Sec. 4. 38 MRSA §2403, sub-§4, ¶C** is enacted to read:

46       C. Labor costs associated with repairs undertaken by  
       persons other than recognized repair technicians.

#### STATEMENT OF FACT

       This bill allows vehicle owners and amateur auto mechanics  
to conduct the maintenance and repair work necessary to attain  
vehicle emission standards as long as the vehicles pass all  
necessary inspection tests. Existing laws regarding tampering  
with emission control equipment are not affected. The bill  
excludes labor costs of amateur repairs from the calculations of  
repair costs in the waiver process.