

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 1374

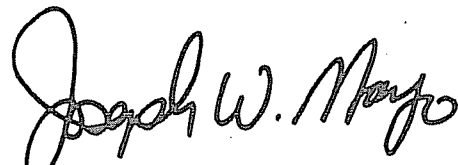
H.P. 1022

House of Representatives, April 30, 1993

An Act Requiring the Department of Environmental Protection to Adopt Rules for a Waiver of Fee and a 2-Year Extension to Low-income People in Meeting Motor Vehicle Emission Standards.

(AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27. Reference to the Committee on Energy and Natural Resources suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative MITCHELL of Freeport.
Cosponsored by Representatives: GOULD of Greenville, JACQUES of Waterville.

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

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4 Sec. 1. 38 MRSA §2403, sub-§3, ¶¶A and B, as enacted by PL 1991, c. 818, §2, are amended to read:

6 A. A low emission adjustment is performed on the vehicle;
and

8 B. Either the estimated cost of repairs and adjustment
10 necessary to bring the vehicle into compliance with emission
12 standards or the actual cost of repairs already performed on
the vehicle in accordance with the inspection report under
14 section 2404, subsection 3 exceeds the repair cost limit as
specified in subsection 4.; and

16 Sec. 2. 38 MRSA §2403, sub-§3, ¶C is enacted to read:

18 C. The vehicle's owner is a recipient of at least one of
the following programs of public assistance: Medicaid, Maine
20 Health Program, family crisis assistance, Low-income Home
Energy Assistance Program or food stamps and the motor
22 vehicle has not been granted a waiver upon previous
inspection.

24 Sec. 3. 38 MRSA §2407, sub-§4, as enacted by PL 1991, c. 818,
26 §2, is repealed and the following enacted in its place:

28 4. Inspection fee waived. The inspection fee must be
waived for motor vehicles owned by a recipient of at least one of
30 the following programs of public assistance: Medicaid, Maine
Health Program, family crisis assistance, Low-income Home Energy
32 Assistance Program or food stamps.

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38 STATEMENT OF FACT

This bill amends the provision adopted in 1991 for the Board
of Environmental Protection to establish by rule a waiver of the
fee for a waiver of automobile emission standards for those
persons for whom, in its judgment, the fee poses an economic
burden and a waiver of repairs over a repair cost limit
42 established by rule consistent with the requirements of the
Federal Clear Air Act Amendments of 1990, PL 101-549 and federal
44 regulation. This bill removes the waiver determinations from
rule-making and provides in law for waivers of the fee for
46 recipients of certain state assistance programs and for a
one-time 2-year waiver of repairs for recipients of the same
48 programs.