

# MAINE STATE LEGISLATURE

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# 117th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1995

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Legislative Document

No. 36

H.P. 42

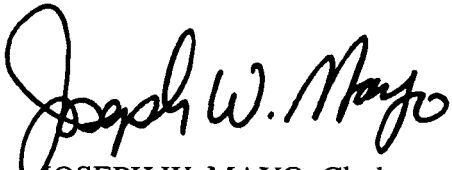
House of Representatives, January 12, 1995

**An Act to Amend the Motor Vehicle Emission Inspection Program to  
Extend the Period of Time Available for Repairs.**

(EMERGENCY)

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Reference to the Committee on Natural Resources suggested and ordered printed.

  
JOSEPH W. MAYO, Clerk

Presented by Representative GREENLAW of Standish.

2           **Emergency preamble. Whereas,** Acts of the Legislature do not  
become effective until 90 days after adjournment unless enacted  
as emergencies; and

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6           **Whereas,** current law requires that, after July 1, 1994 cars  
registered in certain counties must be inspected biennially for  
air pollution emissions; and

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10           **Whereas,** many of the details, standards and criteria  
necessary to conduct the Motor Vehicle Emission Inspection  
Program have not yet been established; and

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14           **Whereas,** these details, standards and criteria will have a  
significant impact on residents of the State, including, but not  
limited to, owners of older automobiles and sellers of used  
16 automobiles; and

18           **Whereas,** it is essential that the Legislature be involved in  
working out these details of the program; and

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22           **Whereas,** in the judgment of the Legislature, these facts  
create an emergency within the meaning of the Constitution of  
Maine and require the following legislation as immediately  
24 necessary for the preservation of the public peace, health and  
safety; now, therefore,

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

30           **Sec. 1. 38 MRSA §2403, sub-§§5 and 6 are enacted to read:**

32           5. Retesting. Owners of motor vehicles that do not pass an  
initial inspection have 180 days from the date of the initial  
inspection to have their motor vehicle retested.

34           6. Time extensions. Motor vehicle owners receiving  
Medicaid, food stamps, social security or retirement benefits,  
assistance from the Maine Health Program, from a family crisis  
organization or from a low-income heat and energy assistance  
program are, on submission of adequate documentation, eligible  
for a time extension not to exceed one year from the date of  
inspection, in which to complete the needed repairs on a motor  
vehicle or qualify for a waiver.

44           Evidence of the performance of a low emission adjustment must be  
provided in the space provided on the vehicle inspection report.  
No more than one time extension may be issued to a vehicle and  
all time extensions are nontransferable.

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50           **Emergency clause.** In view of the emergency cited in the  
preamble, this Act takes effect when approved.

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**STATEMENT OF FACT**

This bill adds people who are receiving social security benefits and retirement benefits to the list of people who have one year to make repairs to their motor vehicle before the motor vehicle must be retested. The bill also allows 180 days for a motor vehicle owner to make repairs on the motor vehicle before the motor vehicle owner must have the motor vehicle retested.