

# MAINE STATE LEGISLATURE

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MS  
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L.D. 639

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DATE: February 23, 1995

(Filing No. S- 12 )

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**STATE OF MAINE  
SENATE  
117TH LEGISLATURE  
FIRST REGULAR SESSION**

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SENATE AMENDMENT "A " to S.P. 242, L.D. 639, Bill, "An Act to Modify the Motor Vehicle Emission Inspection Requirement for Vehicle Registration"

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Amend the bill in the emergency preamble by striking out all of the 4th indented paragraph (page 1, lines 16 to 21 in L.D.) and inserting in its place the following:

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'Whereas, these changes will likely have a significant impact on residents of the State and it is essential that the Legislature be involved in working out the details of the program necessitated by changed interpretations of the federal requirements; and'

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Further amend the bill by striking out all of section 1 and inserting in its place the following:

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'Sec. 1. 29-A MRSA §403, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is repealed.

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Sec. 2. 38 MRSA c. 28, as amended, is repealed.'

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**FISCAL NOTE**

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**1995-96**

**1996-97**

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**REVENUES**

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Highway Fund

(\$98,049)

(\$96,706)

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SENATE AMENDMENT "A" to S.P. 242, L.D. 639

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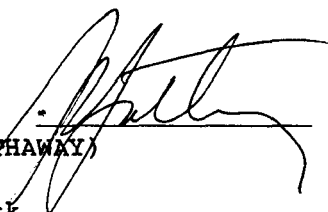
The repeal of the Motor Vehicle Emission Inspection Program will eliminate a source of dedicated revenue collected by the Department of Environmental Protection. The Bureau of Air Quality Control within the Department of Environmental Protection received an allocation of \$179,116 in fiscal year 1994-95 to administer this program. The current services budget for the bureau will need to be adjusted to reflect the elimination of the program.

The Department of Environmental Protection must also use these dedicated revenues to reimburse the Highway Fund for expenses incurred by the Bureau of Motor Vehicles within the Department of the Secretary of State. Highway Fund revenue will be reduced by \$98,049 and \$96,706 in fiscal years 1995-96 and 1996-97, respectively. The Bureau of Motor Vehicles will realize savings of approximately these same amounts. Current services allocations may be adjusted to reflect these savings.

The repeal will likely result in the contractor bringing suit against the State for monetary losses incurred as a result of the repeal. If the plaintiff is successful, additional funding for the recovery will be necessary. The amount and timing of the funding will depend on when the suit is filed and its outcome.

**STATEMENT OF FACT**

This amendment replaces the bill and instead of deferring registration requirements, it repeals the Motor Vehicle Emission Inspection Program adopted in 1991 and amended in 1993.

SPONSORED BY:   
(Senator HATHAWAY)

COUNTY: York