

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 1859

H.P. 1298

House of Representatives, March 16, 1999

An Act to Require Enhanced Emissions Testing for the Entire State.

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

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative FOSTER of Gray.
Cosponsored by Representatives: BUCK of Yarmouth, DAVIS of Falmouth, McKENNEY of Cumberland.

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

Sec. 1. 29-A MRSA §1751, sub-§2, ¶¶N and O, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, are amended to read.

N. Catalytic converter on 1983 and subsequent models; and

O. Filler neck restriction on 1983 and subsequent models;

Sec. 2. 29-A MRSA §1751, sub-§2, ¶¶P and Q are enacted to read:

P. Fuel tank cap on 1974 and subsequent models of gasoline-powered vehicles; and

Q. On-board diagnostic system on 1996 and subsequent models.

Sec. 3. 29-A MRSA §1751, sub-§2-A, as enacted by PL 1997, c. 786, §1, is repealed.

Sec. 4. 29-A MRSA §1751, sub-§3, as amended by PL 1997, c. 786, §2, is repealed and the following enacted in its place:

3. Inspection fee. The inspection fee is \$9.50 for each inspection performed on pre-1996 models and \$12.50 for each inspection performed on 1996 and subsequent models. The inspection fee is payable whether the vehicle passes inspection or not.

Sec. 5. 29-A MRSA §1751, sub-§4, as enacted by PL 1997, c. 786, §3, is repealed.

Sec. 6. 29-A MRSA §1756, sub-§§6 and 7, as enacted by PL 1997, c. 786, §4, are amended to read:

6. Inspection standard for fuel tank cap. Notwithstanding the inspection standards of subsection 1, a fuel tank cap subject to the inspection required by section 1751, subsection 2-A 2, paragraph B P must meet the standards in rules adopted by the Chief of the State Police. The Chief of the State Police shall adopt rules to establish procedures and standards for a fuel tank cap pressure test.

7. Inspection standard for on-board diagnostic system. Notwithstanding the inspection standards of subsection 1, an on-board diagnostic system subject to the inspection required by section 1751, subsection 2-A 2, paragraph G Q must meet the standards in rules adopted by the Chief of the State Police. The Chief of the State Police shall adopt rules that meet the

2 requirements of 40 Code of Federal Regulations, Part 85 for
on-board diagnostic test procedures, standards and equipment.

4 **Sec. 7. 29-A MRSA §1762, sub-§8,** as enacted by PL 1997, c.
786, §5, is repealed.

6
8 **Sec. 8. Certification of inspection mechanics.** By January 1, 2000,
the Chief of the State Police shall amend the rules regarding the
10 certification of inspection mechanics to ensure that all
inspection mechanics certified to perform inspections are
12 knowledgeable about the requirements for motor vehicle
inspections under the Maine Revised Statutes, Title 29-A, section
1751, subsection 2 and section 1756, subsections 6 and 7 as
14 amended by this Act. Notwithstanding Title 29-A, section 1769,
these rules and rules adopted pursuant to Title 29-A, section
16 1756, subsections 6 and 7 are routine technical rules and are not
subject to review by the Legislature.

18
20 **Sec. 9. Report.** The Department of Environmental Protection
and the Department of Public Safety shall jointly evaluate the
22 enhanced inspection program required by this Act, including the
following: the status of the program, compliance with the
24 program, enforcement of the program and air quality benefits from
the program. The Department of Environmental Protection and the
Department of Public Safety shall submit a joint report to the
26 joint standing committee of the Legislature having jurisdiction
over natural resources matters by January 1, 2002 that includes
28 the findings of the evaluation.

30 **Sec. 10. Effective date.** Those sections of this Act that affect
the Maine Revised Statutes, Title 29-A, sections 1751, 1756 and
32 1762 take effect January 1, 2001.

34 SUMMARY

36
38 This bill applies the provisions of the enhanced inspection,
currently only required for motor vehicles registered in
Cumberland County, to all motor vehicles registered in the State
40 beginning January 1, 2001.