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2   An act relating to motor vehicle emissions

3   inspections; directing the Department of

4   Highway Safety and Motor Vehicles to hire an

5   independent expert consultant to do a study;

6   prohibiting the department from entering into a

7   contract for a motor vehicle inspection

8   program; providing circumstances for issuance

9   of request for proposals and one or more

10   contracts; amending s. 325.214, F.S.; setting

11   the fee for inspections; establishing funds for

12   the study; providing an effective date.

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14 Be It Enacted by the Legislature of the State of Florida:

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16   Section 1. (1) The Department of Highway Safety and

17 Motor Vehicles shall hire an independent expert consultant to

18 develop appropriate request-for-proposal specifications and a

19 range of inspection fees for the motor vehicle emissions

20 inspection program based on an annual and a biennial

21 inspection program for vehicles 4 model years old and older,

22 using the basic test for hydrocarbon emissions and carbon

23 monoxide emissions and other mobile source testing for nitrous

24 oxides or other pollutants, and no later than January 1, 1999,

25 to report to the President of the Senate and the Speaker of

26 the House of Representatives setting forth the relevant facts

27 and the department's recommendations. Notwithstanding the

28 provisions of chapter 325, Florida Statutes, the department

29 and the Governor and Cabinet, acting as head of that agency,

30 are prohibited from entering into any contract or extension of

31 a contract for any form of motor-vehicles-emissions testing

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1 without legislative approval through the enactment of specific

2 legislation directing the department to implement an

3 inspection program and establishing a fee for the program.

4   (2) If no specific legislation is passed during the

5 1999 legislative session to direct the department to implement

6 a motor vehicle inspection program, the department may issue a

7 Request for Proposal and enter one or more contracts for a

8 biennial inspection program for vehicles five model years and

9 older using the basic test for hydrocarbon emissions and

10 carbon monoxide emissions. The requirements for the program

11 included in the proposals must be based on the requirements

12 under chapter 325, Florida Statutes, unless those requirements

13 conflict with this section. No contract entered into under

14 this subsection may be for longer than 2 years.

15 Notwithstanding the provisions of s. 325.214, if the fee for

16 motor vehicle inspection proposed by the Department of Highway

17 Safety and Motor Vehicles will exceed $10 per inspection, the

18 department may impose the higher fee if such fee is approved

19 through the budget amendment process set forth in chapter 216

20 and notice is provided to the Chairmen of the Senate and House

21 Transportation and Natural Resources Committees at the time it

22 is provided to the Senate Ways and Means and House

23 Appropriations Committees.

24   Section 2. Subsection (2) of section 325.214, Florida

25 Statutes, is amended to read:

26   325.214 Motor vehicle inspection; fees; disposition of

27 fees.--

28   (2) The ~~department shall set an~~ inspection fee shall

29 be ~~not to exceed~~ $10. ~~By rule, the department shall set a~~

30 ~~regulatory amount to be included in the fee which is~~

31 ~~commensurate with the cost of administering and enforcing the~~

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CODING: Words ~~stricken~~ are deletions; words <u>underlined</u> are additions.

 1   inspection program. ~~It is the intent of the Legislature that~~
 2   ~~the program be self-supporting.~~ Notwithstanding any other
 3   provision of law to the contrary, an additional fee of $1
 4   shall be assessed upon the issuance of each dealer
 5   certificate, which fee shall be forwarded to the department
 6   for deposit into the Highway Safety Operating Trust Fund.
 7   Section 3. There is appropriated from the Department
 8   of Highway Safety Operating Trust Fund of the Department of
 9   Highway Safety and Motor Vehicles for fiscal year 1998-1999,
10   the sum of $125,000 to fund the study established in this act.
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