

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in inspection of vehicles, further providing for
3 requirement for periodic inspection of vehicles, for
4 operation of vehicle without official certificate of
5 inspection, for prohibition on expenditures for emission
6 inspection program, for issuance of certificate of inspection
7 and for display of certificate of inspection.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. Sections 4702(g) and 4703(b) of Title 75 of the
11 Pennsylvania Consolidated Statutes are amended by adding
12 paragraphs to read:

13 § 4702. Requirement for periodic inspection of vehicles.

14 * * *

15 (g) Exceptions.--The following are exceptions to subsection
16 (f):

17 * * *

18 (5) Emission inspection criteria for a subject vehicle
19 with a supply chain inspection waiver issued and signed by an
20 official inspection station.--A subject vehicle which

1 displays a supply chain inspection waiver shall be exempt
2 from the requirements for emission inspection for one month
3 or until a certificate of inspection can be issued, whichever
4 occurs first.

5 § 4703. Operation of vehicle without official certificate of
6 inspection.

7 * * *

8 (b) Exceptions.--Subsection (a) does not apply to:

9 * * *

10 (15) A vehicle with a supply chain inspection waiver
11 issued and signed by an official inspection station.

12 * * *

13 Section 2. Section 4706 of Title 75 is amended by adding a
14 subsection to read:

15 § 4706. Prohibition on expenditures for emission inspection
16 program.

17 * * *

18 (b.9) Waiver.--If a vehicle is found to be out of compliance
19 with the provisions of this section and cannot be brought into
20 compliance due to the unavailability of parts created by supply
21 chain issues, a temporary supply chain emission inspection
22 waiver may be issued in lieu of a certificate of inspection, to
23 which the following shall apply:

24 (1) The department shall create a standard temporary
25 supply chain emission inspection waiver form.

26 (2) A temporary supply chain emission inspection waiver
27 shall be good for one month from the date of issuance or
28 until a certificate of inspection can be issued, whichever
29 occurs first.

30 (3) A temporary supply chain emission inspection waiver

1 shall not be issued in lieu of a certificate of inspection if
2 the inspection station determines the vehicle cannot be
3 operated safely.

4 (4) The department shall promulgate regulations for:

5 (i) issuing a temporary supply chain inspection
6 waiver under this subsection; and

7 (ii) determining the criteria for what constitutes a
8 supply chain issue for the purposes of issuing a
9 temporary supply chain emission inspection waiver under
10 this subsection.

11 (5) In order to facilitate the prompt implementation of
12 this subsection, regulations promulgated by the department
13 under this subsection during the two years following the
14 effective date of this subsection shall be deemed temporary
15 regulations, which shall expire no later than five years
16 following the effective date of this subsection or upon
17 promulgation of final regulations. The temporary regulations
18 shall not be subject to the following:

19 (i) Sections 201, 202, 203, 204 and 205 of the act
20 of July 31, 1968 (P.L.769, No.240), referred to as the
21 Commonwealth Documents Law.

22 (ii) Section 204(b) of the act of October 15, 1980
23 (P.L.950, No.164), known as the Commonwealth Attorneys
24 Act.

25 (iii) The act of June 25, 1982 (P.L.633, No.181),
26 known as the Regulatory Review Act.

27 * * *

28 Section 3. Section 4727(d)(1) and (2) of Title 75 are
29 amended and the section is amended by adding a subsection to
30 read:

1 § 4727. Issuance of certificate of inspection.

2 * * *

3 (b.1) Waiver.--If a vehicle is found to be out of compliance
4 with the provisions of this section and cannot be brought into
5 compliance due to the unavailability of parts created by supply
6 chain issues, a temporary supply chain inspection waiver may be
7 issued in lieu of a certificate of inspection, to which the
8 following shall apply:

9 (1) The department shall create a standard temporary
10 supply chain inspection waiver form.

11 (2) A temporary supply chain inspection waiver shall be
12 good for one month from the date of issuance or until a
13 certificate of inspection can be issued, whichever occurs
14 first.

15 (3) A temporary supply chain inspection waiver shall not
16 be issued in lieu of a certificate of inspection if the
17 inspection station determines the vehicle cannot be operated
18 safely.

19 (4) The department shall promulgate regulations for:

20 (i) issuing a temporary supply chain inspection
21 waiver under this subsection; and

22 (ii) determining the criteria for what constitutes a
23 supply chain issue for the purposes of issuing a
24 temporary supply chain emission inspection waiver under
25 this subsection.

26 (5) In order to facilitate the prompt implementation of
27 this subsection, regulations promulgated by the department
28 under this subsection during the two years following the
29 effective date of this subsection shall be deemed temporary
30 regulations, which shall expire no later than five years

1 following the effective date of this subsection or upon
2 promulgation of final regulations. The temporary regulations
3 shall not be subject to the following:

4 (i) Sections 201, 202, 203, 204 and 205 of the act
5 of July 31, 1968 (P.L.769, No.240), referred to as the
6 Commonwealth Documents Law.

7 (ii) Section 204(b) of the act of October 15, 1980
8 (P.L.950, No.164), known as the Commonwealth Attorneys
9 Act.

10 (iii) The act of June 25, 1982 (P.L.633, No.181),
11 known as the Regulatory Review Act.

12 * * *

13 (d) Proof of insurance.--

14 (1) No certificate of inspection or temporary supply
15 chain inspection waiver shall be issued unless proof of
16 financial responsibility is submitted to the inspection
17 official, who shall, on the official State Inspection record
18 provided by the department, record the name of the insured,
19 the vehicle tag number, the issuing company, the policy
20 number and the expiration date. The requirement that the
21 inspection official record financial responsibility
22 information shall not be construed to require the inspection
23 official to verify the information submitted.

24 (2) In those cases where the insured fails to present
25 proof of financial responsibility to the inspection official,
26 the inspection official, in addition to denying a certificate
27 of inspection or temporary supply chain inspection waiver,
28 may provide notification to the department, on the form
29 provided by the department, within 30 days of the insured's
30 failure to present proof of financial responsibility. Failure

1 of the inspection official to make notification under this
2 subsection shall not impose any duty or liability on the
3 mechanic or station owner.

4 * * *

5 Section 4. Section 4728 of Title 75 is amended to read:

6 § 4728. Display of certificate of inspection.

7 The appropriate certificate of inspection or temporary supply
8 chain inspection waiver shall be affixed to the vehicle or mass
9 transit vehicle as specified in regulations adopted by the
10 department.

11 Section 5. This act shall take effect in 60 days.