

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL**No. 1**Session of
1983

INTRODUCED BY STAUFFER, JUBELIRER, HAGER, SNYDER, FUMO, ROCKS,
CORMAN, HELFRICK, LOEPER, RHOADES, HOPPER, MOORE, KUSSE,
O'CONNELL, STREET, HESS AND HOWARD, JANUARY 11, 1983

SENATOR TILGHMAN, APPROPRIATIONS, RE-REPORTED AS AMENDED,
FEBRUARY 2, 1983

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
2 "An act providing for and reorganizing the conduct of the
3 executive and administrative work of the Commonwealth by the
4 Executive Department thereof and the administrative
5 departments, boards, commissions, and officers thereof,
6 including the boards of trustees of State Normal Schools, or
7 Teachers Colleges; abolishing, creating, reorganizing or
8 authorizing the reorganization of certain administrative
9 departments, boards, and commissions; defining the powers and
10 duties of the Governor and other executive and administrative
11 officers, and of the several administrative departments,
12 boards, commissions, and officers; fixing the salaries of the
13 Governor, Lieutenant Governor, and certain other executive
14 and administrative officers; providing for the appointment of
15 certain administrative officers, and of all deputies and
16 other assistants and employes in certain departments, boards,
17 and commissions; and prescribing the manner in which the
18 number and compensation of the deputies and all other
19 assistants and employes of certain departments, boards and
20 commissions shall be determined," further providing for
21 expenditures for the motor vehicle emission inspection
22 program.

23 The General Assembly of the Commonwealth of Pennsylvania
24 hereby enacts as follows:

25 Section 1. Section 2013 of the act of April 9, 1929
26 (P.L.177, No.175), known as The Administrative Code of 1929,
27 added October 5, 1981 (P.L.289, No.99), is amended to read:

1 Section 2013. Prohibition on Expenditures for Emission
2 Inspection Program.--[Neither] (a) Except as provided in
3 subsection (b), neither the department nor any other department
4 or agency of the Executive Branch of State Government shall
5 expend any public funds for the establishment and administration
6 of any system for the periodic inspection of emissions or
7 emission system of motor vehicles.

8 (b) The provisions of subsection (a) shall not apply when
9 the Secretary of Transportation shall certify that such system
10 is required to comply with Federal law and is necessary for the
11 Commonwealth to receive or avoid the loss of Federal funds in
12 which case the department may establish and administer such a
13 system for motor vehicles registered in areas where periodic
14 inspection of emissions or emission systems of motor vehicles is
15 required by the Environmental Protection Agency of the United
16 States or decrees of the Courts of the United States.

17 (c) Whenever a system for the periodic inspection of
18 emissions or emission systems is established as authorized in
19 subsection (b), the department shall issue a certificate of
20 waiver valid until the next scheduled emission inspection
21 through an official emission inspection station for a motor
22 vehicle which meets all of the following requirements:

23 (1) all required emission control devices are installed;
24 and

25 (2) all required emission control devices must be
26 functioning properly or adjustments have been made to such
27 devices in the following manner and up to at least the
28 following total cost limitations:

29 (i) check and repair, if necessary, the following
30 items until the waiver total cost limitation is reached:

1 (A) idle speed, mix, timing and dwell;
2 (B) oxygen sensor - 1980 model year and newer;
3 (C) air, fuel and PCV filter;
4 (D) automatic choke;
5 (E) points and condenser;
6 (F) spark plugs;
7 (G) rotor;
8 (H) vacuum hoses;
9 (I) PCV valve;
10 (J) air pump belt;
11 (K) ignition wires; and
12 (L) distributor cap.

13 (ii) Seventy dollars (\$70) for pre-1981 model year
14 vehicles.

15 (iii) One hundred dollars (\$100) for 1981 and new
16 model year vehicles.

17 (iv) Any expenses incurred in the repair of emission
18 control devices found to be tampered with or rendered
19 inoperative through intervention by the vehicle owner or
20 someone acting on his behalf shall not be included in the
21 total cost limitations of this clause.

22 The costs mandated by this subsection do not include any costs
23 recoverable under an emission warranty.

24 (d) Whenever a system for the periodic inspection of
25 emissions or emission systems is established as authorized in
26 subsection (b), the maximum charge for such inspection shall be
27 six dollars (\$6). No additional charge shall be made by the
28 inspecting station for one necessary reinspection within thirty
29 (30) days of the original inspection.

30 (E) WHENEVER A SYSTEM FOR THE PERIODIC INSPECTION OF

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1 EMISSIONS OR EMISSION SYSTEMS IS ESTABLISHED AS AUTHORIZED IN
2 SUBSECTION (B), SUCH INSPECTION OF EMISSIONS OR EMISSION SYSTEMS
3 SHALL BE COORDINATED WITH THE VEHICLE SAFETY INSPECTIONS
4 REQUIRED BY 75 PA.C.S. § 4702 (RELATING TO REQUIREMENT FOR
5 PERIODIC INSPECTION OF VEHICLES) AND SHALL BE OBTAINED DURING
6 THE PERIOD IN WHICH A VEHICLE IS REQUIRED TO OBTAIN THE SAFETY
7 INSPECTION.

8 Section 2. This act shall take effect immediately except
9 that the provisions of subsection (c) of section 2013 shall take
10 effect upon the certification of the Secretary of Transportation
11 that the provisions of subsection (c) have been approved or have
12 not been disapproved by the Environmental Protection Agency of
13 the United States or the Courts of the United States, and except
14 that the provisions of subsection (d) of section 2013 shall take
15 effect upon the certification of the Secretary of Transportation
16 that the provisions of subsection (d) have been approved or have
17 not been disapproved by the Environmental Protection Agency of
18 the United States or the Courts of the United States.