

STATE OF OKLAHOMA

2nd Session of the 45th Legislature (1996)

HOUSE BILL NO. 2321

By: Satterfield

AS INTRODUCED

An Act relating to motor vehicles; amending 47 O.S. 1991, Sections 856.5, 857 and 858, which relate to official vehicle inspections; increasing certain fees relating to emission control inspections; providing for collection and transmission of fees; changing certain deposit requirements; removing certain exceptions for collection and payment of certain fees; authorizing credits and refunds; providing for deposit of increased fee; creating within the Department of Public Safety Fund the Replacement of Highway Patrol Vehicles Account; providing for certain use of monies; specifying purposes; setting restrictions; providing for deposits and expenditures; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 47 O.S. 1991, Section 856.5, is amended to read as follows:

Section 856.5 The Department of Public Safety shall furnish to every official vehicle inspection station required to perform the

emission control inspection pursuant to the provisions of Section 856.1 of ~~Title 47 of the Oklahoma Statutes~~ this title, all equipment, and supplies and, except as otherwise provided by this section, inspection stickers required for the emission control inspection without cost to such station. Official vehicle inspection stations performing the mechanical inspection and the emission control inspection pursuant to the provisions of Sections 851 through 860 of ~~Title 47 of the Oklahoma Statutes~~ this title shall retain as compensation all but One Dollar (\$1.00) of the ~~five-dollar~~ six-dollar fee provided for in subsection B of Section 858 of Title 47 of the Oklahoma Statutes.

SECTION 2. AMENDATORY 47 O.S. 1991, Section 857, is amended to read as follows:

Section 857. ~~All~~ Except as otherwise provided by Sections 856.5 and 858 of this title, all monies, fees, and revenues accruing to the state pursuant to the provisions of Section 858 of this title shall be remitted to the State Treasurer to be credited to the General Revenue Fund in the State Treasury.

SECTION 3. AMENDATORY 47 O.S. 1991, Section 858, is amended to read as follows:

Section 858. ~~Official A. 1.~~ 1. Except for official inspection stations performing emission control and vehicle mechanical equipment inspections, official inspection stations performing vehicle mechanical equipment inspections shall charge and collect Five Dollars (\$5.00) for each vehicle inspected pursuant to the provisions of Sections 851 through 860 of this title.

~~1.~~ 2. Stations just inspecting ~~the~~ vehicle mechanical equipment shall obtain from the Commissioner of Public Safety an ample quantity of serially numbered decalcomania-type stickers at a cost to the inspection station of One Dollar (\$1.00) each. Any quantity of unused approved stickers may be returned to the Commissioner of Public Safety for a credit or refund. The Commissioner of Public

Safety shall remit to the State Treasurer to be credited to the General Revenue Fund in the State Treasury the sum of fifty cents (\$0.50) for each inspection sticker delivered to said inspection station at the time of issuance. The Commissioner of Public Safety shall deposit to the Oklahoma Law Enforcement Retirement Fund the sum of fifty cents (\$0.50) for each inspection sticker delivered to said inspection stations.

B. 1. Official inspection stations performing emission control and vehicle mechanical equipment inspections pursuant to Section 856.1 of this title shall charge and collect Six Dollars (\$6.00) for each vehicle inspected.

2. Stations performing emission control and vehicle mechanical equipment inspections, in counties where there exists U.S. Environmental Protection Agency designated air quality nonattainment area for auto-related pollutants, shall obtain from the Commissioner of Public Safety an ample quantity of ~~the inspection stickers from the Department without cost to the inspection station~~ serially numbered decalcomania-type stickers at a cost to the inspection station of One Dollar (\$1.00) each. Any quantity of unused approved stickers may be returned to the Commissioner of Public Safety for a credit or refund. The Commissioner of Public Safety shall remit to the State Treasurer to be credited to the Replacement of Highway Patrol Vehicles Account within the Department of Public Safety Revolving Fund the sum of One Dollar (\$1.00) for each inspection sticker delivered to said inspection station at the time of issuance.

3. Each inspection station shall keep an accurate record of the serially numbered decalcomania-type inspection stickers. Such record shall designate to whom issued or rejected, and list thereon the name of the ~~workman~~ worker performing the final inspection on each inspected vehicle or trailer.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-125.1 of Title 47, unless there is created a duplication in numbering, reads as follows:

Within the Department of Public Safety Revolving Fund there is hereby created the Replacement of Highway Patrol Vehicles Account. The account shall consist of any monies obtained pursuant to subsection B of Section 858 of Title 47 of the Oklahoma Statutes and any other such monies deposited into the account for purposes of replacement of highway patrol vehicles. The monies in the account shall be maintained separately within the revolving fund. Expenditures from the account shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of State Finance for approval and payment. Said monies in the account shall only be expended for replacement of highway patrol vehicles.

SECTION 5. This act shall become effective November 1, 1996.

45-2-8236 KSM