

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 62

By: Robinson

COMMITTEE SUBSTITUTE

(Motor vehicles - vehicle inspections -
effective date)

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 854, as last amended by Section 14, Chapter 379, O.S.L. 1994 (47 O.S. Supp. 1996, Section 854), is amended to read as follows:

Section 854. A. The Commissioner of Public Safety shall require that every motor vehicle, trailer, semitrailer and pole trailer, as defined herein, registered or operated in this state be inspected once a year at official inspection stations as provided in this act, and that an official certificate of inspection and approval be obtained for each such vehicle; provided, however, vehicles owned or operated by a fire department may have the inspection performed at the fire station location or the principal location of the fire vehicle, and that motor carriers and express companies operating under the jurisdiction of the Interstate Commerce Commission, and/or the Department of Transportation and interstate and/or intrastate owners and/or operators of commercial, private or public fleets of vehicles maintaining inspection and repair facilities which meet standards established by the Commissioner of Public Safety, may be authorized by the Commissioner

to perform such inspections in such carriers' own maintenance shops, without bond, on vehicles owned or operated by them. The conversion equipment on any such vehicles fueled by alternative fuels as defined in Section 130.2 of Title 74 of the Oklahoma Statutes, shall be inspected once a year. Any station, facility or conversion center which converts motor vehicles to have the capability of being fueled by alternative fuels as defined by Section 130.2 of Title 74 of the Oklahoma Statutes may be authorized by the Commissioner to perform inspections as provided in this act.

Such inspections shall be made and such certificates obtained with respect to the mechanism and equipment of every such vehicle as shall be designated by the Commissioner of Public Safety.

B. The Commissioner of Public Safety shall require that every motor vehicle equipped to be fueled by compressed natural gas shall obtain the annual inspection required by subsection A of this section from an official compressed natural gas inspection station that holds a special permit issued pursuant to subsection C of Section 855 of this title.

C. Except for vehicles sold dealer to dealer, every vehicle when sold by a dealer must have been inspected and must meet the standards of inspection as provided in this act and must display a current inspection sticker.

D. The Commissioner of Public Safety is hereby authorized and directed to make necessary rules and regulations for the administration and enforcement of this act and to designate any period or periods of time during which owners of any vehicles, subject to this section, shall display upon such vehicle, except those vehicles exempted pursuant to Section 851 of this title, certificates of inspection and approval or shall produce the same upon demand of any officer or employee of the Department of Public Safety designated by the Commissioner of Public Safety or any police or peace officer when authorized by said Commissioner. As a part of

such rules and regulations, the Commissioner of Public Safety shall include the requirement that every person subject to the in-lieu-of-tax fee under Section 723 of Title 68 of the Oklahoma Statutes display a current Oklahoma Tax Commission decal on the vehicle as described in Section 723 of Title 68 of the Oklahoma Statutes and that proper display of the decal shall be a requirement for the issuance of an official certificate of inspection and approval for any vehicle using an alternative fuel as defined in Section 130.2 of Title 74 of the Oklahoma Statutes.

E. The Commissioner of Public Safety shall also designate a special certificate of inspection and approval for all vehicles equipped to be fueled by compressed natural gas and shall require all special compressed natural gas inspection stations to issue the special certificate of inspection for any vehicle so equipped that has passed inspection. The certificate shall indicate on its face that the vehicle for which it is issued is equipped for compressed natural gas.

F. The Commissioner of Public Safety may authorize the acceptance in this state of a certificate of inspection and approval issued in another state having an inspection law similar to this act and may extend the time within which a certificate shall be obtained by the resident owner of a vehicle which was not in this state during the time an inspection was required.

G. The Commissioner of Public Safety may suspend the registration of any vehicle which he determines is in such unsafe condition as to constitute a menace to safety or which after notice and demand is not equipped as required in this act or for which a required certificate has not been obtained. Any person who shall have his vehicle registration suspended under the provisions of this section shall immediately forward his registration to the Department.

SECTION 2. AMENDATORY 47 O.S. 1991, Section 858, as amended by Section 2, Chapter 287, O.S.L. 1996 (47 O.S. Supp. 1996, Section 858), is amended to read as follows:

Section 858. A. Official inspection stations shall charge and collect Five Dollars (\$5.00) for each vehicle inspected pursuant to the provisions of Sections 851 through 860 of this title.

B. Stations 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, for each inspection sticker delivered to an inspection station, shall remit:

1. 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; and~~

2. Deposit to the Oklahoma Law Enforcement Retirement Fund the sum of fifty cents (\$0.50) ~~for each inspection sticker delivered to said inspection stations, provided, .~~ Provided, however, for the ~~period of time~~ fiscal year beginning July 1, 1996, ~~and ending June 30,~~ 1997, and for each fiscal year thereafter, the Commissioner ~~of Public Safety~~ shall deposit to the Department of Public Safety Revolving Fund, as created pursuant to Section 6-117 of this title, the first Five Hundred Thousand Dollars (\$500,000.00) of such monies collected for each inspection sticker as hereinbefore mentioned, for the purpose of purchasing patrol vehicles.

C. 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 inspector performing the final inspection on each inspected vehicle or trailer.

SECTION 3. This act shall become effective November 1, 1997.

46-1-1042

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