

ENGROSSED HOUSE  
BILL NO. 2581

By: Rice of the House

and

Easley of the Senate

( motor vehicles - amending 47 O.S., Sections 854, 855, 856  
and 859 - inspections of vehicles - repealing 47 O.S.,  
Section 858.1 - 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 2, Chapter 325, O.S.L. 1997 (47 O.S. Supp. 1997, Section 854), is amended to read as follows:

Section 854. A. 1. The Commissioner of Public Safety shall require that every motor vehicle, trailer, semitrailer and pole trailer, as defined ~~herein~~ in Chapter 1 of this title, registered or operated in this state, be inspected once a year at official inspection stations as provided in Section 851 et seq. of this title, and that an official certificate of inspection and approval be obtained for each such vehicle; ~~provided, however, vehicles.~~

2. 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.~~

3. 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 Section 851 et seq. of this title.~~

B. 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. An inspection shall not be done and a certificate shall not be issued pursuant to the provisions of Section 851 et seq. of this title for a vehicle which does not display a current Oklahoma license plate and decal, unless the vehicle is owned by a member of the Armed Forces of the United States assigned to duty in this state in compliance with official military or naval orders or the spouse of such a member of the Armed Forces.

~~B.~~ C. The Commissioner of Public Safety shall require that the owner of every motor vehicle equipped to be fueled by ~~compressed natural gas~~ an alternative fuel 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.~~ D. 1. Except for vehicles sold dealer to dealer, and wrecked, antique or classic vehicles not driven on the public roadway which have been certified as such under oath by the owner, every vehicle when sold by a licensed dealer ~~must~~ shall have been inspected and ~~must~~ shall meet the standards of inspection as

provided in Section 851 et seq. of this title and ~~must~~ shall display a current inspection sticker.

2. Every vehicle which has or has been converted to have, or upon conversion to have, the capability of being fueled by an alternative fuel, as defined by Section 130.2 of Title 74 of the Oklahoma Statutes, shall meet the standards of inspection as provided in Chapter 70 of this title and shall display a current inspection sticker.

~~D.~~ E. The Commissioner of Public Safety is hereby authorized and directed to promulgate necessary rules for the administration and enforcement of Section 851 et seq. of this title 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 the Commissioner. As a part of such rules, 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 Section 851 et seq. of this title 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 or she 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 Section 851 et seq. of this title or for which a required certificate has not been obtained. Any person who shall have a vehicle registration suspended under the provisions of this section shall immediately forward the vehicle registration to the Department of Public Safety.

SECTION 2. AMENDATORY 47 O.S. 1991, Section 855, as last amended by Section 15, Chapter 379, O.S.L. 1994 (47 O.S. Supp. 1997, Section 855), is amended to read as follows:

Section 855. A. The Commissioner of Public Safety shall designate official inspection stations and shall issue permits for and furnish instructions and all necessary forms to said official inspection stations for the inspection of vehicles as required and the issuance of official certificates of inspection and approval. Said permits shall be renewed annually.

B. Application for a permit as an official inspection station shall be made upon an official form and shall be granted only when the Commissioner of Public Safety, after appropriate inquiry and investigation, is satisfied that the station is equipped in accordance with the requirements as prescribed by the Commissioner

and is convinced that the owner-operator is of good character and has competent personnel to make such inspections and adjustments and will be properly conducted. Applications for a permit for an official inspection station, ~~including applications for a permit for an official inspection station from an alternative fuel conversion center or facility,~~ shall be accompanied by a fee of Twenty-five Dollars (\$25.00). Each annual renewal thereafter shall be Five Dollars (\$5.00). Applications for a permit for an official inspection station for operators of commercial, public, or private fleets of vehicles shall be accompanied by a fee of Fifteen Dollars (\$15.00), each annual renewal thereafter shall be Five Dollars (\$5.00). The Commissioner shall refund said fee if applicant fails to qualify for a permit or renewal under this section.

C. 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 Chapter 70 of this title. Subject to the application requirements specified in this section, the Commissioner of Public Safety shall issue ~~a special compressed natural gas~~ an official inspection station permit to any ~~inspection station that:~~

~~1. Employs on a full-time basis at least one alternative fuels equipment technician certified pursuant to Section 130.16 of Title 74 of the Oklahoma Statutes; and~~

~~2. In all other respects~~ such station, facility or center which qualifies for a permit as an official inspection station.

D. The Commissioner of Public Safety shall properly supervise and cause inspections to be made of such stations and shall suspend or revoke and require the surrender of the permit issued to a station which is not properly equipped or conducted. The Commissioner shall maintain and post at the office of the Department

of Public Safety lists of all stations holding permits and those stations whose permits have been revoked.

E. No permit shall be revoked or suspended except upon notice to the holder and after an opportunity to be heard by the Commissioner. A permit may be temporarily suspended without notice pending any investigation or hearing. Whenever any permit has been revoked, no permit shall be reissued to an applicant until after the expiration of a period of one (1) year from the date of such revocation.

F. Funds collected pursuant to the provisions of this section 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 856, as amended by Section 16, Chapter 379, O.S.L. 1994 (47 O.S. Supp. 1997, Section 856), is amended to read as follows:

Section 856. A. No permit for an official station shall be assigned or transferred or used at any location other than therein designated and every said permit shall be posted in a conspicuous place at the location designated.

Upon payment of the first annual fee for an inspection permit by an approved inspection station, the Department of Public Safety shall issue to the station a uniform official inspection station sign to be posted in a conspicuous place at the inspection station. The official inspection station sign issued by the Department of Public Safety shall be the only sign used by inspection stations designating state approval.

Approved application for a renewal permit by the Department of Public Safety shall give an inspection station the authority to continue to use the sign. Upon suspension or revocation of an inspection permit or failure to qualify for a renewal permit or refusal to make application for a renewal permit the sign shall be surrendered to the Department of Public Safety.

B. The person operating an official inspection station shall issue a certificate of inspection and approval upon official forms, which shall be numbered serially and furnished by the Department of Public Safety, to the owner of a vehicle upon inspecting such vehicle and determining that its equipment required under the provisions of this ~~act~~ chapter is in good condition and proper adjustment, otherwise no certificate shall be issued. When required by the Commissioner of Public Safety, records and reports shall be made by official inspection stations on every inspection and every certificate so issued.

C. Each official inspection station shall examine and test the following vehicle mechanical equipment on each inspection: brakes, steering, front and rear wheel suspension, exhaust systems, wheels and tires, windshield wipers, horn or warning device, including proper adjustment of turn signals, windshield and other glass, and lighting equipment.

D. Each official inspection station shall check to determine if the vehicle has a current vehicle license plate or license registration decal. If the vehicle does not display a plate or decal or if the plate or decal is expired, no certificate of inspection and approval shall be issued. If the vehicle is returned to the inspecting station within thirty (30) calendar days and bears a current vehicle license plate or license registration decal, the inspecting station shall issue a certificate of inspection and approval without additional fee.

E. With respect to any vehicle equipped to be fueled by ~~compressed natural gas, any~~ alternative fuels, as defined in Section 130.2 of Title 74 of the Oklahoma Statutes, each official inspection station ~~holding a special compressed natural gas inspection station permit~~ shall visually check, in addition to all other items required by this section, ~~compressed natural gas~~ alternative fuels equipment specified in any rules the Commissioner of Public Safety may

~~promulgate. Such rules shall include specifications for testing or checking of the following:~~

- ~~1. Fuel supply containers;~~
- ~~2. Fuel lines or piping;~~
- ~~3. Fuel connections, check valves and dust cap;~~
- ~~4. Shut-off valves;~~
- ~~5. Pressure regulator;~~
- ~~6. Mixer and adapters;~~
- ~~7. Wiring;~~
- ~~8. Pressure relief valves and venting systems; and~~
- ~~9. Pressure gauges.~~

~~The rules shall further require that all equipment be properly installed, fully operational, and protected and free from damage.~~

~~All equipment shall comply with and be installed fully in accordance with the standards established by the National Fire Protection Association Pamphlet No. 52 for Compressed Natural Gas Vehicle Fuel Systems or successor standards.~~

SECTION 4. AMENDATORY 47 O.S. 1991, Section 859, as amended by Section 17, Chapter 379, O.S.L. 1994 (47 O.S. Supp. 1997, Section 859), is amended to read as follows:

Section 859. A. No person shall in any manner represent any place as an official inspection station unless such station is operating under a valid permit and plainly displaying an official inspection station sign issued by the Department of Public Safety.

B. No person shall display or cause or permit to be displayed upon any vehicle any certificate of inspection and approval knowing the same to be fictitious or issued for another vehicle or issued without an inspection having been made.

C. No person shall display or cause or permit to be displayed upon any vehicle that is equipped to be fueled with ~~compressed natural gas~~ alternative fuels any certificate of inspection and approval that has not been validly issued by an official ~~compressed~~

~~natural gas~~ inspection station as required by Section 854 of this title.

SECTION 5. REPEALER 47 O.S. 1991, Section 858.1, is hereby repealed.

SECTION 6. This act shall become effective November 1, 1998.

Passed the House of Representatives the 11th day of March, 1998.

Speaker of the House of Representatives

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 1998.

President of the Senate