

House Bill 1108

By: Representatives McCall of the 90th, Hanner of the 159th, Murphy of the 18th and Wix of the 33rd

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 12-9-46 of the Official Code of Georgia Annotated, relating to
2 powers and duties of the Board of Natural Resources relative to the Georgia Motor Vehicle
3 Emission Inspection and Maintenance Act, designation of the commissioner of natural
4 resources or director of the Environmental Protection Division as the board's agent, and the
5 duties of the director, so as to further describe a certain power; to provide an effective date;
6 to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Code Section 12-9-46 of the Official Code of Georgia Annotated, relating to powers and
10 duties of the Board of Natural Resources relative to the Georgia Motor Vehicle Emission
11 Inspection and Maintenance Act, designation of the commissioner of natural resources or
12 director of the Environmental Protection Division as the board's agent, and the duties of the
13 director, is amended by striking in its entirety paragraph (11) of subsection (a) and inserting
14 in lieu thereof the following:

15 "(11) To prescribe by rule or regulation an administrative fee to be collected by the
16 director from each emission inspection station in a manner determined by the board by
17 rule or regulation to cover the cost of required and adequate oversight to confirm that
18 inspections are being done in a proper and adequate manner, including, without
19 limitation, the operation and maintenance of a data system and network for emission
20 inspection data and related information; the performance of audits and quality control and
21 quality assurance for certified emission inspection stations and licensed inspectors; the
22 dissemination of information to individuals, corporations, governmental agencies, and
23 any other entity regarding emission inspection requirements and related information; the
24 issuance of waivers, exemptions, and extensions of the emission inspection requirement;
25 and any other requirements that the board determines are appropriate to implement,
26 enforce, and ensure compliance with the requirements of this article and the rules and

1 regulations promulgated pursuant to this article; provided, however, that \$1.00 of each
2 such administrative fee shall be remitted to the county for each responsible motor vehicle
3 that is registered in that county; and"

4 **SECTION 2.**

5 This Act shall become effective upon its approval by the Governor or upon its becoming law
6 without such approval.

7 **SECTION 3.**

8 All laws and parts of laws in conflict with this Act are repealed.