

SENATE, No. 2055

STATE OF NEW JERSEY

INTRODUCED MAY 8, 1997

By Senators LITTELL, BENNETT and Scott

1 AN ACT concerning the inspection and registration of motor vehicles
2 and supplementing Title 39 of the Revised Statutes.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6

7 1. As used in this act:

8 "Commissioner" means the Commissioner of Environmental
9 Protection.

10 "NJIT report" means the problem summary and analysis completed
11 by the New Jersey Institute of Technology concerning the testing
12 program at Wayne, New Jersey, that was conducted pursuant to an
13 agreement for special and technical services, entered into between the
14 State of New Jersey, the Department of Law and Public Safety, the
15 Division of Motor Vehicles, and the New Jersey Institute of
16 Technology, on August 17, 1995, signed by C. Richard Kamin,
17 Director, Department of Transportation, Division of Motor Vehicles,
18 and Robert Pfeffer, Vice President for Research and Graduate Studies,
19 New Jersey Institute of Technology, and bearing the title "New
20 Jersey's Enhanced I/M Program."

21

22 2. a. Notwithstanding the provisions of P.L.1995, c.112 (C.39:8-41
23 et seq.), or any other law, or any rule or regulation adopted pursuant
24 thereto, to the contrary, no State agency, department or division
25 thereof shall develop, implement or enforce any aspect of an inspection
26 or registration program for motor vehicles established pursuant to
27 P.L.1995, c.112, or implement or enforce any provision of any
28 regulation adopted pursuant thereto, until the Department of
29 Transportation has certified, pursuant to subsection b. of this section,
30 that the problems with the inspection and emissions testing program
31 enumerated in the NJIT report have been solved or the requirement,
32 procedure or other element causing the problem has been removed
33 from the elements of the inspection or registration program to be
34 implemented in the State pursuant to P.L.1995, c. 112.

35 b. The Department of Transportation, in cooperation and
36 consultation with the Department of Environmental Protection, shall
37 review the problems enumerated in the NJIT report and shall, within

1 one year after the effective date of this act, solve the problem cited in
2 the NJIT report or remove the requirement, procedure or other
3 element causing the problem from the elements of the inspection or
4 registration program to be implemented in the State pursuant to
5 P.L.1995, c.112. Before or on one year after the effective date of this
6 act, the Department of Transportation shall report to the Governor and
7 the Legislature on the steps taken in response to the NJIT report and
8 shall certify to the Governor and the Legislature that the problems
9 cited in the NJIT report have been solved or the requirement,
10 procedure or other element causing the problem has been removed
11 from the elements of the inspection or registration program to be
12 implemented in the State pursuant to P.L.1995, c.112.

13

14 3. This act shall take effect immediately.

15

16

17

STATEMENT

18

19 This bill delays the development, implementation or enforcement of
20 the inspection or registration program for motor vehicles established
21 pursuant to the "Federal Clean Air Mandate Compliance Act,"
22 P.L.1995, c.112 (C.39:8-41 et seq.) until the Department of
23 Transportation has certified that the problems with the emissions
24 testing program enumerated in the NJIT report have been solved, and
25 the Governor and Legislature have notified the Department of
26 Transportation that the problems have been resolved to their
27 satisfaction.

28

29

30

31

32 Delays implementation of inspection and registration program
33 established by P.L.1995, c.112 for one year until certain problems with
34 the proposed program are resolved.