

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

A BILL
22-70

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend An Act To provide for annual inspection of all motor vehicles in the District of Columbia to provide that, if a motor vehicle does not pass an exhaust emissions inspection performed by the Department of Motor Vehicles (“DMV”) and the motor vehicle is subsequently repaired by a full-service retail service station for the purpose of passing an exhaust emissions inspection, the owner of the motor vehicle or the owner’s designee may have the motor vehicle re-inspected by the full-service retail service station that made the repairs, if the full-service retail service station is capable of performing and exhaust emissions inspection, and to require the DMV to issue an inspection sticker for the motor vehicle, if the motor vehicle passes a subsequent exhaust emissions inspection performed by the full-service retain service station that made the necessary repairs.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Exhaust Emissions Inspection Amendment Act of 2017”.

Sec. 2. Section 1 of An Act To provide for annual inspection of all motor vehicles in the District of Columbia, approved February 18, 1938 (52 Stat. 78; D.C. Official Code § 50-1101), is amended by adding a new subsection (d) to read as follows:

“(d)(1) For the purposes of this subsection, the term “full-service retail service station” means any retail service station located in the District that provides a garage, service bay, work area, or similar enclosed area for repairing, maintaining, servicing, or otherwise working on motor vehicles, or any service islands.

31 “(2) If a motor vehicle does not pass an exhaust emissions inspection performed
32 by the Department of Motor Vehicles and the motor vehicle is subsequently repaired by a full-
33 service retail service station for the purpose of passing an exhaust emissions inspection, the
34 owner of the motor vehicle, or the owner’s designee, may have the motor vehicle re-inspected by
35 the full-service retail service station that made the repairs, if the full-service retail service station
36 is capable of performing an exhaust emissions inspection.

37 “(3) If the motor vehicle passes a subsequent exhaust emissions inspection
38 performed by the full-service retail service station that made the necessary repairs, the
39 Department of Motor Vehicles shall issue an inspection sticker for the motor vehicle.

40 “(4) Within 180 days after the effective date of the Exhaust Emissions Inspection
41 Amendment Act of 2017, as approved by the Committee on Transportation on the Environment
42 on September XX, 2017 (Committee Print of Bill 22-070), the Mayor, pursuant to Title I of the
43 District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204;
44 D.C. Official Code § 2-501 *et seq.*), shall issue rules to implement the provisions of this
45 subsection.”.

46 Sec. 3. Applicability.

47 (a) Section 2 shall apply upon the date of inclusion of its fiscal effect in an approved
48 budget and financial plan.

49 (b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal effect in
50 an approved budget and financial plan, and provide notice to the Budget Director of the Council
51 of the certification.

52 (c)(1) The Budget Director shall cause the notice of the certification to be published in
53 the District of Columbia Register.

54 (2) The date of publication of the notice of the certification shall not affect the
55 applicability of this act.

56 Sec. 4. Fiscal impact statement.

57 The Council adopts the fiscal impact statement in the committee report as the fiscal
58 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
59 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

60 Sec. 5. Effective date.

61 This act shall take effect following approval by the Mayor (or in the event of veto by the
62 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
63 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
64 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
65 Columbia Register.