

SENATE BILL 1492

By Haile

AN ACT to amend Tennessee Code Annotated, Title 55, Chapter 4, Part 1; Title 55, Chapter 6 and Title 68, Chapter 201, relative to motor vehicle inspection requirements.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-4-130, is amended by adding the following as a new subsection:

(i) Any owner or operator of a motor vehicle required to undergo testing pursuant to § 55-4-101(d)(2), § 55-4-104(e)(2), or § 55-6-105(a)(9) that has a malfunction indicator lamp that is illuminated at the time of testing, shall have the option of electing a tailpipe emissions test in lieu of an onboard diagnostic test.

SECTION 2. The commissioner of environment and conservation is authorized to promulgate rules to effectuate the purposes of this act. All such rules shall be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in Tennessee Code Annotated, Title 4, Chapter 5.

SECTION 3. This act shall take effect on the January 1 following the date on which the United States Environmental Protection Agency (EPA) approves a revised state implementation plan consistent with this act, the public welfare requiring it. The commissioner of environment and conservation shall certify in writing to the executive secretary of the Tennessee Code Commission the date of the approval by the EPA and provide the executive secretary with a copy of the approval.