

- 1731 (v) certificates of emissions inspections.
- 1732 (b) In accordance with Subsection (3)(a), a county legislative body:
- 1733 (i) shall make regulations or ordinances to attain or maintain ambient air quality
- 1734 standards in the county, consistent with the state implementation plan and federal
- 1735 requirements;
- 1736 (ii) may allow for a phase-in of the program by geographical area; and
- 1737 (iii) shall comply with the analyzer design and certification requirements contained in
- 1738 the state implementation plan prepared under Title 19, Chapter 2, Air Conservation Act.
- 1739 (c) The county legislative body and the Air Quality Board shall give preference to an
- 1740 inspection and maintenance program that:
- 1741 (i) is decentralized, to the extent the decentralized program will attain and maintain
- 1742 ambient air quality standards and meet federal requirements;
- 1743 (ii) is the most cost effective means to achieve and maintain the maximum benefit with
- 1744 regard to ambient air quality standards and to meet federal air quality requirements as related to
- 1745 vehicle emissions; and
- 1746 (iii) provides a reasonable phase-out period for replacement of air pollution emission
- 1747 testing equipment made obsolete by the program.
- 1748 (d) The provisions of Subsection (3)(c)(iii) apply only to the extent the phase-out:
- 1749 (i) may be accomplished in accordance with applicable federal requirements; and
- 1750 (ii) does not otherwise interfere with the attainment and maintenance of ambient air
- 1751 quality standards.
- 1752 (4) The following vehicles are exempt from an emissions inspection program and the
- 1753 provisions of this section:
- 1754 (a) an implement of husbandry as defined in Section 41-1a-102;
- 1755 (b) a motor vehicle that:
- 1756 (i) meets the definition of a farm truck under Section 41-1a-102; and
- 1757 (ii) has a gross vehicle weight rating of 12,001 pounds or more;
- 1758 (c) ~~is~~ **H→** ~~subject to Subsection (14);~~ **←H** a vintage vehicle as defined in Section 41-21-1;
- 1759 (d) a custom vehicle as defined in Section 41-6a-1507;
- 1760 (e) to the extent allowed under the current federally approved state implementation
- 1761 plan, in accordance with the federal Clean Air Act, 42 U.S.C. Sec. 7401, et seq., a motor

1855 satisfy the requirement under this section.

1856 (e) If the application for renewal of registration is for a six-month registration period
1857 under Section 41-1a-215.5, the owner may use an emissions inspection certificate issued during
1858 the previous eight months to satisfy the requirement under this section.

1859 (11) (a) A county identified in Subsection (1) shall collect information about and
1860 monitor the program.

1861 (b) A county identified in Subsection (1) shall supply this information to an appropriate
1862 legislative committee, as designated by the Legislative Management Committee, at times
1863 determined by the designated committee to identify program needs, including funding needs.

1864 (12) If approved by the county legislative body, a county that had an established
1865 emissions inspection fee as of January 1, 2002, may increase the established fee that an
1866 emissions inspection station may charge by \$2.50 for each year that is exempted from
1867 emissions inspections under Subsection (9)(c) up to a \$7.50 increase.

1868 (13) (a) Except as provided in Subsection 41-1a-1223(1)(c), a county identified in
1869 Subsection (1) may impose a local emissions compliance fee on each motor vehicle registration
1870 within the county in accordance with the procedures and requirements of Section 41-1a-1223.

1871 (b) A county that imposes a local emissions compliance fee may use revenues
1872 generated from the fee for the establishment and enforcement of an emissions inspection and
1873 maintenance program in accordance with the requirements of this section.

1874 (c) A county that imposes a local emissions compliance fee may use revenues
1875 generated from the fee to promote programs to maintain a local, state, or national ambient air
1876 quality standard.

1877 ~~H→ [(14) A county legislative body described in Subsection (1) may require an emissions
1878 inspection of a vintage vehicle, as defined in Section 41-21-1, manufactured after 1968, if the
1879 county exempts from an emissions inspection a motor vehicle that is:~~

1880 ~~—— (a) 20 years old or older; and~~

1881 ~~—— (b) as determined by the county, driven less than 1,500 miles during the prior calendar~~

1882 ~~year.] (14) A county legislative body described in Subsection (1) may exempt a motor vehicle
1882a from an emissions inspection if:~~

1882b ~~(a) the motor vehicle is 30 years old or older;~~

1882c ~~(b) the county determines that the motor vehicle was driven less than 1,500 miles during
1882d the preceding twelve-month period; and~~

1882e ~~(c) the owner provides to the county legislative body a statement signed by the owner
1882f that states the motor vehicle:~~

1882g ~~(i) is primarily a collector's item used for:☺~~

1882h **⊕(A) participation in club activities;**

1882i **(B) exhibitions;**

1882j **(C) tours; or**

1882k **(D) parades; or**

1882l **(ii) is only used for occasional transportation. ←H**

1883 Section 39. Section **53-1-118** is amended to read:

1884 **53-1-118. Public Safety Honoring Heroes Restricted Account -- Creation --**

1885 **Funding -- Distribution of funds by the commissioner.**