

Amendment No. 3 to HB3498

Briley
Signature of Sponsor

AMEND Senate Bill No. 3410*

House Bill No. 3498

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

by deleting section 2 of amendment number 1 and substituting instead the following:

Section 2. Tennessee Code Annotated, Section 55-4-130 is amended by deleting subsection (a) and substituting instead the following:

(a) Sections 55-4-101(d)(2), 55-4-104(d)(2), and 55-6-105(a)(9) shall only apply in those counties:

(1) that have been designated by the Air Pollution Control Board to have an inspection and maintenance program because it is necessary to attain or maintain compliance with national ambient air standards, provided that the board may only designate counties that:

(A) have been designated by the US EPA as not attaining the national ambient air standards and have over 50,000 registered vehicles in the most recent year;

(B) are former non-attainment counties with over 50,000 registered vehicles in the most recent year that are under a maintenance plan designed to continue to meet the national ambient air standards; or

(C) that contribute significantly to non-attainment in another county and have more than 60,000 motor vehicles registered in the county in the most recent year; or

(2) for which a resolution has been passed by the governing body of the county which specifically establishes an inspection and maintenance program for the county and the board approves such resolution as providing for a program that is consistent with the programs

operated under subsection (1). The board may also oversee the implementation of such program to assure statewide consistency and shall review such programs at least once every three (3) years. The implementation of §§ 55-4-101(d)(2), 55- 4-104(d)(2), and 55-6-105(a)(9) shall be in a manner as to assure compliance with the Clean Air Act, 42 U.S.C. § 7401 et seq., and the Air Pollution Control Act, Title 68, Ch. 201, Pt. 1. All such counties implementing a vehicle inspection and maintenance program may only charge fees that are directly related to the county's cost of establishing and implementing the vehicle inspection and maintenance program.