

48:4-2.1b

LEGISLATIVE HISTORY CHECKLIST

**NJSA:** 48:4-2.1b (Vehicle emission and brake tests-- certain-- permit DOT to collect fees)

**LAWS OF:** 1987 **CHAPTER:** 373

**Bill No:** A757

**Sponsor(s):** Miller and others

**Date Introduced:** Pre-filed

**Committee:** **Assembly:** Regulatory Efficiency and Oversight; Transportation, Communications to High Technology.  
**Senate:** Transportation and Communications

**Amended during passage:** Yes Amendments during passage denoted by asterisks.

**Date of Passage:** **Assembly:** May 8, 1987  
**Senate:** December 10, 1987

**Date of Approval:** January 7, 1988

**Following statements are attached if available:**

**Sponsor statement:** Yes

**Committee statement:** **Assembly** Yes 3-6-86 to 1-23-86  
**Senate** Yes

**Fiscal Note:** No

**Veto Message:** No

**Message on Signing:** No

**Following were printed:**

**Reports:** No

**Hearings:** No

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## ASSEMBLY, No. 757

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1986 SESSION

By Assemblyman MILLER

AN ACT concerning the inspection of motor vehicles subject to the jurisdiction of the Department of Transportation, authorizing the Department of Transportation to charge and collect fees for certain inspection services and supplementing Title 48 of the Revised Statutes.

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

1 1. The Commissioner of Transportation may, in conjunction with  
2 any program of self-inspection established to ensure compliance  
3 with regulations adopted under section 90 of P. L. 1962, c. 198  
4 (C. 48:4-2.1a), and at the request of any owner or operator of a  
5 motor vehicle required to be self-inspected, authorize Department  
6 of Transportation personnel to conduct vehicle emission tests and  
7 brake tests. The commissioner may adopt regulations setting the  
8 amount of and providing for the charging and collecting of a fee  
9 for each vehicle emission test and each brake test conducted pur-  
10 suant to this section\*, *which fee shall be in an amount necessary*  
11 *to cover only the actual costs of the program\*.*

1 2. This act shall take effect immediately.

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TRANSPORTATION—AIR, RAIL, BUS, TRUCK

Permits the Department of Transportation to charge and collect a fee for certain vehicle emission and brake tests performed on buses.

**Matter printed in italics *thus* is new matter.**

**Matter enclosed in asterisks or stars has been adopted as follows:**

**\*—Assembly committee amendment adopted March 6, 1986.**

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## ASSEMBLY, No. 757

Introduced Pending Technical Review by Legislative Counsel  
PRE-FILED FOR INTRODUCTION IN THE 1986 SESSION

By Assemblyman MILLER

## ASSEMBLY, No. 3286

# STATE OF NEW JERSEY

INTRODUCED FEBRUARY 25, 1985

By Assesmblymen MILLER, ZECKER, ROONEY, PENN, SCHUBER  
and Assemblywoman COOPER

AN ACT concerning the inspection of motor vehicles subject to the jurisdiction of the Department of Transportation, authorizing the Department of Transportation to charge and collect fees for certain inspection services and supplementing Title 48 of the Revised Statutes.

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2 *of New Jersey:*

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2 any program of self-inspection established to ensure compliance  
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6 of Transportation personnel to conduct vehicle emission tests and  
7 brake tests. The commissioner may adopt regulations setting the  
8 amount of and providing for the charging and collecting of a fee  
9 for each vehicle emission test and each brake test conducted pur-  
10 suant to this section.

1 2. This act shall take effect immediately.

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### STATEMENT

Beginning on January 1, 1984, the Department of Transportation has implemented a program of limited self-inspection for buses required to meet department standards and specifications. Under this program, buses are inspected once a year by department inspectors and once a year by "self-inspection" by the owner or

operator. Self-inspections subject to random checks to ensure compliance.

Although the self-inspection program has been generally successful, a problem has developed concerning vehicle emission tests and brake tests. Adequate testing for vehicle emissions requires the use of Wager testing equipment, which costs about \$2,500.00. Adequate brake testing requires the use of Tapley testing equipment, which costs about \$750.00. Purchase of this equipment is claimed to impose a substantial burden on some small companies. The department had originally anticipated that these companies would be able to use the services of third-party testing companies or would be able to pool equipment. These alternatives have not proven to be feasible.

The department has expressed a willingness to conduct vehicle emission and brake tests for those companies who desire this service, provided there is no cost to the State and provided that private inspection services are not available. This bill will enable the department to charge and collect a fee for each vehicle emission test and each brake test performed. The department intends to conduct these tests on Saturday mornings at selected State facilities. The fees would cover the cost of the program.

Use of these services would be entirely voluntary. This legislation would not prevent any company from purchasing or otherwise gaining access to the necessary testing equipment for self-inspection.

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ASSEMBLY REGULATORY EFFICIENCY AND  
OVERSIGHT COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 757**

with Assembly committee amendments

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**STATE OF NEW JERSEY**

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DATED: MARCH 6, 1986

The Assembly Regulatory Efficiency and Oversight Committee reports favorably and with committee amendments Assembly Bill No. 757.

As amended by the committee, this bill permits the Commissioner of Transportation to authorize departmental personnel to conduct vehicle emission tests and brake tests on self-inspected buses, in conjunction with any program of self-inspection established to ensure compliance with regulations adopted under section 90 of P. L. 1962, c. 198 (C. 48:4-2.1a). The commissioner may set a fee for each emission and brake test.

The Department of Transportation has implemented a program of limited self-inspection for buses required to meet department standards and specifications. Under this program, buses are inspected once a year by department inspectors and once a year by "self-inspection" by the owner or operator. Although the self-inspection program has been generally successful, a problem has developed concerning vehicle emission tests and brake tests. Adequate testing for vehicle emissions requires the use of Wager testing equipment, which costs about \$2,500.00 per unit. Adequate brake testing requires the use of Tapley testing equipment, which costs about \$750.00 per unit. Purchase of this equipment is apparently imposing a substantial burden on some small companies. The department had originally anticipated that these companies would be able to use the services of third-party testing companies or would be able to pool equipment. These alternatives have not proven to be feasible.

Use of these services to be offered by the Department of Transportation would be entirely voluntary. This legislation would not prevent any bus company from purchasing the necessary testing equipment for self-inspection or from using the services of private companies.

The Department of Transportation indicates that it will offer the testing services on Saturday mornings at various DOT properties, and will charge fees in an amount designed to recover the costs of the program. An amendment was approved which makes clear that the fees charged for each test will be in an amount necessary to cover only the actual costs of the program.

ASSEMBLY TRANSPORTATION, COMMUNICATIONS  
AND HIGH TECHNOLOGY COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 757**

**STATE OF NEW JERSEY**

DATED: JANUARY 23, 1986

The Assembly Transportation, Communications and High Technology Committee reports favorably Assembly Bill No. 757.

This bill permits the Commissioner of Transportation to authorize repartmental personnel to conduct vehicle emission tests and brake tests on self-inspected buses, in conjunction with any program of self-inspection established to ensure compliance with regulations adopted under section 90 of P. L. 1962, c. 198 (C. 48:4-2.1a). The commissioner may set a fee for each such emission and brake test.

The Department of Transportation has implemented a program of limited self-inspection for buses required to meet department standards and specifications. Under this program, buses are inspected once a year by department inspectors and once a year by "self-inspection" by the owner or operator. Although the self-inspection program has been generally successful, a problem has developed concerning vehicle emission tests and brake tests. Adequate testing for vehicle emissions requires the use of Wager testing equipment, which costs about \$2,500.00 per unit. Adequate brake testing requires the use of Tapley testing equipment, which costs about \$750.00 per unit. Purchase of this equipment is apparently imposing a substantial burden on some small companies. The department had originally anticipated that these companies would be able to use the services of third-party testing companies or would be able to pool equipment. These alternatives have not proven to be feasible.

Use of these services to be offered by the Department of Transportation would be entirely voluntary. This legislation would not prevent any bus company from purchasing or otherwise gaining access to the necessary testing equipment for self-inspection.

This bill was pre-filed for introduction in the 1986 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

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SENATE TRANSPORTATION AND COMMUNICATIONS  
COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 757**

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**STATE OF NEW JERSEY**

DATED: SEPTEMBER 8, 1986

The Senate Transportation and Communications Committee reports favorably Assembly Bill No. 757 (OCR).

This bill permits the Commissioner of Transportation to authorize departmental personnel to conduct vehicle emission tests and brake tests on self-inspected buses, in conjunction with any program of self-inspection established to ensure compliance with regulations adopted under section 90 of P. L. 1962, c. 198 (C. 48:4-2.1a). The commissioner may set a fee for each emission and brake test.

The Department of Transportation has implemented a program of limited self-inspection for buses required to meet department standards and specifications. Under this program, buses are inspected once a year by department inspectors and once a year by "self-inspection" by the owner or operator. Although the self-inspection program has been generally successful, a problem has developed concerning vehicle emission tests and brake tests. Adequate testing for vehicle emissions requires the use of Wager testing equipment, which costs about \$2,500.00 per unit. Adequate brake testing requires the use of Tapley testing equipment, which costs about \$750.00 per unit. Purchase of this equipment is apparently imposing a substantial burden on some small companies. The department had originally anticipated that these companies would be able to use the services of third-party testing companies or would be able to pool equipment. These alternatives have not proven to be feasible.

Use of these services to be offered by the Department of Transportation would be entirely voluntary. This legislation would not prevent any bus company from purchasing the necessary testing equipment for self-inspection-or from using the services of private companies.

The Department of Transportation indicates that it will offer the testing services on Saturday mornings at various DOT properties, and will charge fees in an amount designed to recover the costs of the program. The fees charged for each test will be in an amount necessary to cover only the actual costs of the program.