

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2001

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SENATE BILL 1457

Short Title: Abolish Motor Vehicle Safety Inspection Pgm.

(Public)

Sponsors: Senator Albertson.

Referred to: Finance.

June 18, 2002

1 A BILL TO BE ENTITLED  
2 AN ACT TO ABOLISH THE MOTOR VEHICLE SAFETY INSPECTION  
3 PROGRAM WHILE MAINTAINING THE MOTOR VEHICLE EMISSIONS  
4 INSPECTION PROGRAM.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 20-183.7 reads as rewritten:

7 "**§ 20-183.7. Fees for performing an inspection and putting an inspection sticker**  
8 **on a vehicle; use of civil penalties.**

9 (a) Fee Amount. – When a fee applies to an inspection of a vehicle or the  
10 issuance of an inspection sticker, the fee must be collected. The fee for an inspection of  
11 a vehicle is fifteen dollars and twenty-five cents (\$15.25). The fee for the issuance of an  
12 inspection sticker is six dollars and fifty cents (\$6.50). ~~The following fees apply to an~~  
13 inspection of a vehicle and the issuance of an inspection sticker:

<u>Type</u>	<u>Inspection</u>	<u>Sticker</u>
Safety Only	\$ 8.25	\$ 1.05
<del>Emissions and Safety</del>	<del>23.50</del>	<del>6.50.</del>

17 The fee for performing an inspection of a vehicle applies when an inspection is  
18 performed, regardless of whether the vehicle passes the inspection. The fee for an  
19 inspection sticker applies when an inspection sticker is put on a vehicle. ~~The fee for~~  
20 ~~inspecting after factory tinted windows shall be ten dollars (\$10.00), and the fee applies~~  
21 ~~only to an inspection performed with a light meter after a safety inspection mechanic~~  
22 ~~determined that the window had after factory tint. A safety inspection mechanic shall~~  
23 ~~not inspect an after factory tinted window of a vehicle for which the Division has issued~~  
24 ~~a medical exception permit pursuant to G.S. 20-127(f). A vehicle that is inspected at an~~  
25 inspection station and fails the inspection is entitled to be reinspected at the same station  
26 at any time within 30 days of the failed inspection without paying another inspection  
27 fee.

28 The inspection fee ~~for an emissions and safety inspection~~ set out in this subsection is  
29 the maximum amount that an inspection station or an inspection mechanic may charge

1 for an ~~emissions and safety~~ inspection of a vehicle. An inspection station or an  
 2 inspection mechanic may charge the maximum amount or any lesser amount for an  
 3 ~~emissions and safety~~ inspection of a vehicle. ~~The inspection fee for a safety only~~  
 4 ~~inspection set out in this subsection may not be increased or decreased.~~ The sticker fees  
 5 fee set out in this subsection may not be increased or decreased.

6 (b) Self-Inspector. – The fee for an inspection does not apply to an inspection  
 7 performed by a self-inspector. The fee for putting an inspection sticker on a vehicle  
 8 applies to an inspection performed by a self-inspector.

9 (c) Fee Distribution. – Fees collected for inspection stickers are payable to the  
 10 Division of Motor Vehicles. The amount of each fee listed in the table below shall be  
 11 credited to the Highway Fund, the Emissions Program Account established in  
 12 subsection (d) of this section, the Telecommunications Account established in  
 13 subsection (d1) of this section, the Volunteer Rescue/EMS Fund established in G.S.  
 14 58-87-5, the Rescue Squad Workers' Relief Fund established in G.S. 58-88-5, and the  
 15 Division of Air Quality of the Department of Environment and Natural Resources:

<u>Recipient</u>	<u>Safety Only</u>	<u>Emissions and</u>
	<u>Sticker</u>	<u>Safety Sticker</u>
18 Highway Fund	.75	.00
19 Emissions Program Account	.00	3.80
20 Telecommunications Account	.00	1.75
21 Volunteer Rescue/EMS Fund	.18	.18
22 Rescue Squad Workers' Relief Fund	.12	.12
23 Division of Air Quality	.00	.65.

24 (d) Emissions Program Account. – The Emissions Program Account is created as  
 25 a nonreverting account within the Highway Fund. The Division shall administer the  
 26 Account. Revenue in the Account may be used only to fund the vehicle emissions  
 27 inspection and maintenance program.

28 (d1) Telecommunications Account. – The Telecommunications Account is created  
 29 as a nonreverting account within the Highway Fund. The Division shall administer the  
 30 Account. Revenue in the Account may be used only to provide equipment and  
 31 telecommunications services associated with the vehicle emissions inspection and  
 32 maintenance program.

33 (e) Civil Penalties. – Civil penalties collected under this Part shall be credited to  
 34 the Highway Fund as nontax revenue.

35 (f) Inspection Stations Required to Post Fee Information. – The Division shall  
 36 approve the form and style of one or more standard signs to be used to display the  
 37 information required by this subsection. The Division shall require that one or more of  
 38 the standard signs be conspicuously posted at each inspection station in a manner  
 39 reasonably calculated to make the information on the sign readily available to each  
 40 person who presents a motor vehicle to the station for inspection. The sign shall include  
 41 the following information:

- 42 (1) The maximum and minimum amounts of the inspection fee authorized
- 43 by this section.

- 1           (2) The amount of the inspection fee charged by the inspection station and  
2 a statement that clearly indicates that the amount of the inspection fee  
3 is determined by the inspection station, that the inspection fee is  
4 retained by the inspection station to compensate the station for  
5 performing the inspection, and that the inspection fee is not paid to the  
6 State.
- 7           (3) The amount of the sticker fee, if the motor vehicle passes the  
8 inspection, a statement that the sticker fee is paid to the State, and a  
9 brief summary of the purposes for which the sticker fee is collected.
- 10          (4) The total fee to be charged if the motor vehicle passes the inspection.
- 11          (5) A statement that a vehicle that fails an inspection may be reinspected  
12 at the same station within 30 days of the inspection without payment  
13 of another inspection fee.

14          (g) Information on Receipt. – The information set out in subdivisions (1) through  
15 (5) of subsection (f) of this section shall be set out in not smaller than 12 point type and  
16 shall be shown graphically in the form of a pie chart on the receipt.

17          (h) Subsections (f) and (g) of this section apply only to inspection stations that  
18 perform both emissions and inspections."

19           **SECTION 2.** G.S. 20-122.1 reads as rewritten:

20           **"§ 20-122.1. Motor vehicles to be equipped with safe tires.**

21           (a) Every motor vehicle ~~subject to safety equipment inspection in this State and~~  
22 that is (i) subject to registration with the Division under Article 3 of this Chapter, (ii)  
23 not subject to inspection under 49 Code of Federal Regulations Part 396 (October 1,  
24 2001 Edition), (iii) not a trailer whose gross weight is less than 4,000 pounds or is a  
25 house trailer, and (iv) is operated on the streets and highways of this State shall be  
26 equipped with tires which are safe for the operation of the motor vehicle and which do  
27 not expose the public to needless hazard. Tires shall be considered unsafe if cut so as to  
28 expose tire cord, cracked so as to expose tire cord, or worn so as to expose tire cord or  
29 there is a visible tread separation or chunking or the tire has less than two thirty-seconds  
30 inch tread depth at two or more locations around the circumference of the tire in two  
31 adjacent major tread grooves, or if the tread wear indicators are in contact with the  
32 roadway at two or more locations around the circumference of the tire in two adjacent  
33 major tread grooves: Provided, the two thirty- seconds tread depth requirements of this  
34 section shall not apply to dual wheel trailers. Provided further that as to trucks owned by  
35 farmers and operated exclusively in the carrying and transportation of the owner's farm  
36 products which are approved for daylight use only and which are equipped with dual  
37 wheels, the tread depth requirements of this section shall not apply to more than one  
38 wheel in each set of dual wheels. For the purpose of this section, the following  
39 definitions shall apply:

- 40           (1) "Chunking" – separation of the tread from the carcass in particles  
41 which may range from very small size to several square inches in area.
- 42           (2) "Cord" – strands forming a ply in a tire.
- 43           (3) "Tread" – portion of tire which comes in contact with road.

1 (4) "Tread depth" – the distance from the base of the tread design to the  
2 top of the tread.

3 (b) The driver of any vehicle who is charged with a violation of this section shall  
4 be allowed 15 calendar days within which to bring the tires of such vehicle in  
5 conformance with the requirements of this section. It shall be a defense to any such  
6 charge ~~that the person arrested produce in court, or submit to the prosecuting attorney~~  
7 ~~prior to trial, a certificate from an official safety inspection equipment station showing~~  
8 ~~that within 15 calendar days after such arrest, the tires on such vehicle had been made to~~  
9 ~~conform with the requirements of this section or that such vehicle had been sold,~~  
10 destroyed, or permanently removed from the highways. Violation of this section shall  
11 not constitute negligence per se."

12 **SECTION 3.** G.S. 20-127(d) reads as rewritten:

13 "(d) Violations. – A person who does any of the following commits a  
14 misdemeanor of the class set in G.S. 20-176:

15 (1) Applies tinting to the window of a vehicle that is (i) subject to  
16 registration with the Division under Article 3 of this Chapter, (ii) not  
17 subject to inspection under 49 Code of Federal Regulations Part 396  
18 (October 1, 2001 Edition), (iii) not a trailer whose gross weight is less  
19 than 4,000 pounds or is a house trailer, subject to a safety inspection in  
20 ~~this State~~ and the resulting tinted window does not meet the window  
21 tinting restrictions set in this section.

22 (2) Drives on a highway or a public vehicular area a vehicle that has a  
23 window that does not meet the window tinting restrictions set in this  
24 section."

25 **SECTION 4.** The title of Article 3A of Chapter 20 of the General Statutes  
26 reads as rewritten:

27 "~~Safety and Emissions Inspection Program.~~"

28 **SECTION 5.** The title of Part 2 of Article 3A of Chapter 20 of the General  
29 Statutes reads as rewritten:

30 "Part 2. ~~Safety and Emissions Inspections of Certain Vehicles.~~"

31 **SECTION 6.** G.S. 20-183.2(a) is repealed.

32 **SECTION 7.** G.S. 20-183.3 reads as rewritten:

33 **"§ 20-183.3. Scope of safety inspection and emissions inspection.**

34 (a) ~~Safety. – A safety inspection of a motor vehicle consists of an inspection of~~  
35 ~~the following equipment to determine if the vehicle has the equipment required by Part~~  
36 ~~9 of Article 3 of this Chapter and if the equipment is in a safe operating condition:~~

37 (1) ~~Brakes, as required by G.S. 20-124.~~

38 (2) ~~Lights, as required by G.S. 20-129 or G.S. 20-129.1.~~

39 (3) ~~Horn, as required by G.S. 20-125(a).~~

40 (4) ~~Steering mechanism, as required by G.S. 20-123.1.~~

41 (5) ~~Windows and windshield wipers, as required by G.S. 20-127. To~~  
42 ~~determine if a vehicle window meets the window tinting restrictions, a~~  
43 ~~safety inspection mechanic must first determine, based on use of an~~  
44 ~~automotive film check card or knowledge of window tinting~~

1 techniques, if after factory tint has been applied to the window. If  
2 after factory tint has been applied, the mechanic must use a light meter  
3 approved by the Commissioner to determine if the window meets the  
4 window tinting restrictions.

5 (6) Directional signals, as required by G.S. 20-125.1.

6 (7) Tires, as required by G.S. 20-122.1.

7 (8) Mirrors, as required by G.S. 20-126.

8 (9) Exhaust system and emissions control devices, as required by G.S.  
9 20-128. For a vehicle that is subject to an emissions inspection in  
10 addition to a safety inspection, a visual inspection of the vehicle's  
11 emissions control devices is included in the emissions inspection rather  
12 than the safety inspection.

13 (b) Emissions. – An emissions inspection of a motor vehicle consists of a visual  
14 inspection of the vehicle's emissions control devices to determine if the devices are  
15 present, are properly connected, and are the correct type for the vehicle and, if the  
16 vehicle is fewer than 25 model years old and not a 1996 or later model, an analysis of  
17 the exhaust emissions of the vehicle to determine if the exhaust emissions meet the  
18 standards for the model year of the vehicle set by the Environmental Management  
19 Commission or, if the vehicle is a 1996 or later model, an analysis of data provided by  
20 the on-board diagnostic (OBD) equipment installed by the vehicle manufacturer to  
21 identify any deterioration or malfunction in the operation of the vehicle that violates  
22 standards for the model year of the vehicle set by the Environmental Management  
23 Commission. To pass an emissions inspection a vehicle must pass both the visual  
24 inspection and, if the vehicle is fewer than 25 model years old and not a 1996 or later  
25 model, the exhaust emissions analysis or, if the vehicle is a 1996 or later model, the  
26 OBD analysis. ~~When an emissions inspection is performed on a vehicle, a safety  
27 inspection must be performed on the vehicle as well.~~

28 (c) Reinspection After Failure. – The scope of a reinspection of a vehicle that has  
29 been repaired after failing an inspection is the same as the original inspection unless the  
30 vehicle is presented for reinspection within 30 days of failing the original inspection. ~~If  
31 the vehicle is presented for reinspection within this time limit and the inspection the  
32 vehicle failed was a safety inspection, the reinspection is limited to an inspection of the  
33 equipment that failed the original inspection. If the vehicle is presented for reinspection  
34 within this time limit and the inspection the vehicle failed was an emissions inspection,  
35 limit, the reinspection is limited to the portion of the inspection the vehicle failed and  
36 any other portion of the inspection that would be affected by repairs made to correct the  
37 failure."~~

38 **SECTION 8.** G.S. 20-183.4 is repealed.

39 **SECTION 9.** G.S. 20-183.4A reads as rewritten:

40 **"§ 20-183.4A. License required to perform emissions inspection; qualifications for  
41 license.**

42 (a) License Required. – An emissions inspection must be performed by one of  
43 the following methods:

- 1 (1) At a station that has an emissions inspection station license issued by  
2 the Division and by a mechanic who is employed by the station and  
3 has an emissions inspection mechanic license issued by the Division.
- 4 (2) At a place of business of a person who has an emissions self-inspector  
5 license issued by the Division and by an individual who has an  
6 emissions inspection mechanic license.
- 7 (b) Station Qualifications. – An applicant for a license as an emissions inspection  
8 station must meet all of the following requirements:
- 9 ~~(1) Have a license as a safety inspection station.~~
- 10 (2) Have an emissions analyzer approved by the Environmental  
11 Management Commission, equipment to analyze data provided by the  
12 on-board diagnostic (OBD) equipment approved by the Environmental  
13 Management Commission, or both.
- 14 (3) Have equipment to transfer information on emissions inspections to  
15 the Division by electronic means.
- 16 (4) Regularly employ at least one mechanic who has an emissions  
17 inspection mechanic license.
- 18 (c) Mechanic Qualifications. – An applicant for a license as an emissions  
19 inspection mechanic must meet all of the following requirements:
- 20 ~~(1) Have a license as a safety inspection mechanic.~~
- 21 (2) Have successfully completed an eight-hour course approved by the  
22 Division that teaches students about the causes and effects of the air  
23 pollution problem; the purpose of the emissions inspection program;  
24 the vehicle emission standards established by the United States  
25 Environmental Protection Agency; the emission control devices on  
26 vehicles; how to conduct an emissions inspection using an emissions  
27 analyzer approved by the Environmental Management Commission,  
28 equipment to analyze data provided by the on-board diagnostic (OBD)  
29 equipment approved by the Environmental Management Commission,  
30 or both; and any other topic required by 40 C.F.R. Code of Federal  
31 Regulations § 51.367 (July 1, 2001 Edition) to be included in the  
32 course. Successful completion requires a passing score on a written  
33 test and on a hands-on test in which the student is required to conduct  
34 an emissions inspection of a motor vehicle.
- 35 (d) Self-Inspector Qualifications. – An applicant for a license as an emissions  
36 self-inspector must meet all of the following requirements:
- 37 ~~(1) Have a license as a safety self-inspector.~~
- 38 (2) Operate a fleet of at least 10 vehicles that are subject to an emissions  
39 inspection.
- 40 (3) Have, or have a contract with a person who has, an emissions analyzer  
41 approved by the Environmental Management Commission, equipment  
42 to analyze data provided by the on-board diagnostic (OBD) equipment  
43 approved by the Environmental Management Commission, or both.

- 1 (4) Regularly employ or contract with an individual who has an emissions  
2 inspection mechanic license and who will perform an emissions  
3 inspection on the vehicles that are part of the self-inspector's fleet."

4 **SECTION 10.** G.S. 20-183.4B reads as rewritten:

5 "**§ 20-183.4B. Application for license; duration of license; renewal of mechanic**  
6 **license.**

7 (a) Application. – An applicant for a license issued under this Part must complete  
8 an application form provided by the Division. The application must contain the  
9 applicant's name and address and any other information needed by the Division to  
10 determine whether the applicant is qualified for the license. The Division must review  
11 an application for a license to determine if the applicant qualifies for the license. If the  
12 applicant meets the qualifications, the Division must issue the license. If the applicant  
13 does not meet the qualifications, the Division must deny the application and notify the  
14 applicant in writing of the reason for the denial.

15 (b) Duration of License. —~~A safety inspection mechanic license expires four~~  
16 ~~years after the date it is issued.~~ An emissions mechanic inspection license expires two  
17 years after the date it is issued. ~~A safety inspection station license, an~~ An emissions  
18 inspection station ~~license, license~~ and a self-inspector license are effective until  
19 surrendered by the license holder or suspended or revoked by the Division.

20 (c) Renewal of Mechanic License. —~~A safety or an~~ An emissions inspection  
21 mechanic may apply to renew a license by filing an application with the Division on a  
22 form provided by the Division. To renew an emissions inspection mechanic license, an  
23 applicant must have successfully completed a four-hour emissions refresher course  
24 approved by the Division within nine months of applying for renewal. Successful  
25 completion requires a passing score on a written test and on a hands-on test in which the  
26 student is required to conduct an emissions inspection of a motor vehicle."

27 **SECTION 11.** G.S. 20-183.4C reads as rewritten:

28 "**§ 20-183.4C. When a vehicle must be inspected; one-way trip permit.**

29 (a) Inspection. – A vehicle that is subject to ~~a safety inspection, an emissions~~  
30 ~~inspection, or both~~ an emissions inspection must be inspected as follows:

- 31 (1) A new vehicle must be inspected before it is sold at retail in this State.  
32 (2) A used vehicle must be inspected before it is offered for sale at retail  
33 in this State by a dealer at a location other than a public auction.  
34 (3) A used vehicle that is offered for sale at retail in this State by a dealer  
35 at a public auction must be inspected before it is offered for sale unless  
36 it has an inspection sticker that was put on the vehicle under this Part  
37 and does not expire until at least nine months after the date the vehicle  
38 is offered for sale at auction.  
39 (4) A used vehicle acquired by a resident of this State from a person  
40 outside the State must be inspected within 10 days after the vehicle is  
41 registered with the Division.  
42 (5) A vehicle owned by a new resident of this State who transfers the  
43 registration of the vehicle from the resident's former home state to this

1 State must be inspected within 10 days after the vehicle is registered  
2 with the Division.

3 (5a) If the registration of a vehicle is transferred from a county that is not  
4 an emissions county to an emissions county, the vehicle must be  
5 inspected in accordance with this Part within 60 days of the transfer of  
6 registration.

7 (6) A vehicle that has been inspected in accordance with this Part must be  
8 inspected by the last day of the month in which the inspection sticker  
9 on the vehicle expires, unless another subdivision of this section  
10 requires it to be inspected sooner.

11 (b) Permit. – The Division may issue a one-way trip permit to a person that  
12 authorizes the person to drive to an inspection station a vehicle whose inspection sticker  
13 has expired. The permit must describe the vehicle whose inspection sticker has expired.  
14 The permit authorizes the person to drive the described vehicle only from the place the  
15 vehicle is parked to an inspection station.

16 The Division may issue a 10-day temporary permit to a person that authorizes the  
17 person to drive a vehicle that failed to pass ~~either the safety inspection or an~~ emissions  
18 inspection. The permit must describe the vehicle that failed to pass inspection and the  
19 date that it failed to pass inspection."

20 **SECTION 12.** GS. 20-183.4D reads as rewritten:

21 **"§ 20-183.4D. Procedure when a vehicle is inspected.**

22 (a) Receipt. – When a safety inspection mechanic or an emissions inspection  
23 mechanic inspects a vehicle, the mechanic must give the person who brought the vehicle  
24 in for inspection an inspection receipt. The inspection receipt must state the date of the  
25 inspection, identify the mechanic performing the inspection, identify the station or  
26 self-inspector where the inspection was performed, and list the components of the  
27 inspection performed and indicate for each component whether the vehicle passed or  
28 failed. A vehicle that fails a component of an inspection may be repaired at any repair  
29 facility chosen by the owner or operator of the vehicle.

30 (b) Sticker. – ~~When a vehicle that is subject to a safety inspection only passes~~  
31 ~~the safety inspection, the safety inspection mechanic who performed the inspection must~~  
32 ~~put an inspection sticker on the windshield of the vehicle at the place designated by the~~  
33 ~~Division. When a vehicle that is subject to both a safety inspection and an emissions~~  
34 ~~inspection passes both inspections or passes the safety inspection and has a waiver for~~  
35 ~~the emissions inspection, the emissions mechanic performing the inspection must put an~~  
36 ~~inspection sticker on the windshield of the vehicle at the place designated by the~~  
37 ~~Division.~~

38 (c) Content of Sticker. – ~~An inspection sticker issued for a vehicle that is subject~~  
39 ~~to a safety inspection only must be a different color from an inspection sticker issued for~~  
40 ~~a vehicle that is subject to both a safety and an emissions inspection. An inspection~~  
41 ~~sticker must indicate when it expires, must be printed with a unique serial number and~~  
42 ~~an official program seal, and must be counterfeit resistant. The side of an inspection~~  
43 ~~sticker that is readable from the interior of a vehicle must contain the following~~  
44 ~~information:~~



- 1 (1) The date the inspection was performed.
- 2 (2) The odometer reading when the inspection was performed.
- 3 (3) The signature, initials, or other identification of the mechanic who
- 4 performed the inspection and put the sticker on the windshield.

5 (d) When Sticker Expires. – An inspection sticker put on a vehicle that did not  
6 have an inspection sticker issued under this Part when it was brought in for inspection  
7 expires at midnight on the last day of the twelfth month after the month the inspection  
8 sticker is put on the vehicle. An inspection sticker put on a vehicle that had an  
9 inspection sticker that was put on under this Part when it was brought in for inspection  
10 expires as follows:

- 11 (1) If the expiration date of the inspection sticker the vehicle had when it  
12 was brought in for inspection is less than 12 full months from the date  
13 of the inspection, the inspection sticker expires at midnight on the last  
14 day of the twelfth month after the month the inspection sticker is put  
15 on the vehicle.
- 16 (2) If the expiration date of the inspection sticker the vehicle had when it  
17 was brought in for inspection is 12 or more months from the date of  
18 the inspection, the inspection sticker expires one year after the  
19 expiration date of the inspection sticker the vehicle had when it was  
20 brought in for inspection, regardless of whether there are 12 months in  
21 this period."

22 **SECTION 13.** G.S. 20-183.6 reads as rewritten:

23 **"§ 20-183.6. Businesses that replace windshields must register with Division to get**  
24 **inspection stickers.**

25 A person who is engaged in the business of replacing windshields on vehicles that  
26 are subject to inspection under this Part may register with the Division to obtain  
27 replacement inspection stickers for use on replaced windshields. A replacement  
28 inspection sticker put on a windshield that has been replaced must contain the same  
29 information and expire at the same time as the inspection sticker it replaces. A person  
30 who puts a replacement inspection sticker on a replaced windshield must remove the  
31 inspection sticker from the windshield that was replaced, attach the removed inspection  
32 sticker to a copy of the statement given the vehicle owner for replacing the windshield,  
33 and keep that copy of the statement until 18 months after the sticker was removed.

34 A person registered under this section must keep records of replacement stickers put  
35 on replaced windshields and must be able to account for all inspection stickers received  
36 from the Division. The Division may suspend or revoke the registration of a person  
37 under this section if the person fails to keep records required by the Division or is  
38 unable to account for inspection stickers received from the Division. An auditor of the  
39 Division may review the records of a person registered under this section during normal  
40 business hours.

41 A person who is registered under this section and has ~~a safety inspection station~~  
42 ~~license or~~ an emissions inspection station license must keep the records of the  
43 inspection stickers used on replaced windshields separate from the records of the  
44 inspection stickers used on vehicles inspected. A person who is registered under this

1 section and has an inspection station license may not inspect a vehicle whose  
2 windshield is being replaced unless the inspection sticker on the windshield has expired  
3 or expires at the end of the month in which the windshield is being replaced and the  
4 person has the vehicle owner's permission to inspect the vehicle."

5 **SECTION 14.** G.S. 20-183.6A(a) reads as rewritten:

6 "(a) Division. – The Division is responsible for administering ~~the safety~~  
7 ~~inspection and the emissions inspection programs.~~ program. In exercising this  
8 responsibility, the Division must:

- 9 (1) Conduct performance audits, record audits, and equipment audits of  
10 those licensed to perform inspections to ensure that inspections are  
11 performed properly.
- 12 (2) Ensure that Division personnel who audit license holders are  
13 knowledgeable about audit procedures and about the requirements of  
14 ~~both the safety inspection and the emissions inspection~~  
15 ~~programs.~~ program.
- 16 (3) Perform an emissions inspection on a vehicle when requested to do so  
17 by a vehicle owner so the owner can compare the result of the  
18 inspection performed by the Division with the result of an inspection  
19 performed at an emissions inspection station.
- 20 (4) Investigate complaints about a person licensed to perform inspections  
21 and reports of irregularities in performing inspections.
- 22 (5) Establish written procedures for the issuance of inspection stickers to  
23 persons licensed to perform inspections.
- 24 (6) Submit information and reports to the federal Environmental  
25 Protection Agency as required by 40 ~~C.F.R.~~ Code of Federal  
26 Regulations Part 51.51 (July 1, 2001 Edition)."

27 **SECTION 15.** G.S. 20-183.8(b)(4) reads as rewritten:

28 "(4) The charged infraction is described in subdivision (a)(1) of this  
29 section, the vehicle is subject to ~~a safety inspection or an emissions~~  
30 inspection and the vehicle owner establishes in court that the vehicle  
31 was inspected after the citation was issued and within 30 days of the  
32 expiration date of the inspection sticker that was on the vehicle when  
33 the citation was issued."

34 **SECTION 16.** G.S. 20-183.8C(a)(6) is repealed.

35 **SECTION 17.** G.S. 20-183.8D(a) is repealed.

36 **SECTION 18.** G.S. 20-358(3) is repealed.

37 **SECTION 19.** This act becomes effective October 1, 2002.