

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

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**SENATE BILL 510**

Short Title: Emission Inspection/Military Exception. (Public)

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Sponsors: Senators Brown; Allran, Apodaca, Atwater, Berger of Rockingham, Brock, Brunstetter, Goodall, Hartsell, Jacumin, Jenkins, Pittenger, Preston, Smith, Snow, and Weinstein.

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Referred to: Finance.

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March 6, 2007

A BILL TO BE ENTITLED

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2 AN ACT TO PROVIDE AN EXEMPTION TO THE CURRENT EMISSIONS AND  
3 SAFETY INSPECTION REQUIREMENTS FOR VEHICLES REGISTERED TO  
4 MEMBERS OF THE ARMED FORCES ON ACTIVE DUTY AND DEPLOYED  
5 OR ON ACTIVE DUTY, REMAIN CITIZENS OF THE STATE, AND ARE  
6 STATIONED AT A DUTY STATION OUTSIDE THE STATE.

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** G.S. 20-183.8A reads as rewritten:

9 "**§ 20-183.8A. Civil penalties against motorists for emissions violations.**

10 (a) The Division shall assess a civil penalty against a person who owns or leases  
11 a vehicle that is subject to an emissions inspection and who does any of the following:

- 12 (1) Fails to have the vehicle inspected within four months after it is  
13 required to be inspected under this Part.  
14 (2) Instructs or allows a person to tamper with an emission control device  
15 of the vehicle so as to make the device inoperative or fail to work  
16 properly.  
17 (3) Incorrectly states the county of registration of the vehicle to avoid  
18 having an emissions inspection of the vehicle.

19 The amount of penalty is one hundred dollars (\$100.00) if the vehicle is a pre-1981  
20 vehicle and two hundred fifty dollars (\$250.00) if the vehicle is a 1981 or newer model  
21 vehicle. As provided in G.S. 20-54, the registration of a vehicle may not be renewed  
22 until a penalty imposed under this section has been paid.

23 (b) This section shall not apply to active duty military personnel who are  
24 deployed for any reason outside of the United States or stationed at a duty station  
25 outside of this State at the time the inspection sticker expired and the civil penalty is  
26 assessed. If the Division receives proof the exemption is met, the civil fine shall be  
27 rescinded.

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**SECTION 2.** This act is effective when it becomes law.