



## **H.B. 63**

124th General Assembly  
(As Introduced)

**Reps. Grendell, Brinkman, Williams, Jolivette, Coughlin, Kearns, Britton, DePiero, Allen, Sullivan**

---

### **BILL SUMMARY**

- Prohibits the renewal of all existing contracts for the motor vehicle inspection and maintenance program, and prohibits the entrance of the state into any new contracts for automobile emissions inspection programs upon the expiration of the existing contracts for that program.

---

### **CONTENT AND OPERATION**

#### **Background**

In order to comply with requirements governing ambient air quality for ozone and carbon monoxide under the federal Clean Air Act Amendments of 1990, the General Assembly enacted Am. Sub. S.B. 18 in 1993. The act requires the Director of Environmental Protection to implement and supervise a motor vehicle inspection and maintenance program in any area of the state classified as moderate, serious, severe, or extreme nonattainment for carbon monoxide or ozone. The Director also must implement and supervise such a program in a county located in an area so classified when the program is included in the air quality maintenance plan or contingency plan that is submitted to the United States Environmental Protection Agency as part of a request for redesignation as attainment. In addition, the act established a one-time "opt-in" provision through which local governments located in areas for which only a basic program was required could choose to have the Director implement and supervise an enhanced program in those areas.

As a result of the federal requirements, the enactment of Am. Sub. S.B. 18, and the "opt-in" provision, motorists in three areas of the state currently are required to have their motor vehicles tested under a biennial enhanced motor vehicle inspection and maintenance program in order to register their motor vehicles. That program is operated by contractors and is commonly referred to as

"E-Check" in the 14 counties in which it operates. Those counties are located in the Cleveland-Akron area, the Dayton-Springfield area, and the Cincinnati area.

**The bill**

The bill prohibits the Director of Administrative Services or the Director of Environmental Protection, as applicable, from renewing any contract for the motor vehicle inspection and maintenance program that is in existence on the effective date of the bill. Further, it prohibits the Director of Administrative Services or the Director of Environmental Protection from entering into a new contract upon the expiration or termination of any contract for the program that is in existence on that date.

The bill also provides that notwithstanding provisions of law that require motor vehicle emissions inspections to be conducted and proof of the inspections to be provided prior to registration, upon the expiration or termination of all contracts for the program that are in existence on the effective date of the bill, the Director of Environmental Protection must terminate all emissions inspections programs in this state and cannot implement a new program unless the bill's provisions are repealed and such a program is authorized by the General Assembly. (Sec. 3704.143.)

---

**HISTORY**

ACTION	DATE	JOURNAL ENTRY
Introduced	02-06-01	p. 137

H0063-I.124/jc