

By: Leman

H.B. No. 1750

A BILL TO BE ENTITLED

AN ACT

relating to the inspection period for a motor vehicle; increasing certain fees.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 382.0622(a), Health and Safety Code, is amended to read as follows:

(a) Clean Air Act fees consist of:

(1) fees collected by the commission under Sections 382.062, 382.0621, 382.202, and 382.302 and as otherwise provided by law;

(2) \$4 [~~\$2~~] from the portion of each fee collected for inspections of vehicles other than mopeds and remitted to the state under Section [~~Sections~~] 548.501 [~~and 548.503~~], Transportation Code; and

(3) fees collected that are required under Section 185 of the federal Clean Air Act (42 U.S.C. Section 7511d).

SECTION 2. Section 548.051, Transportation Code, is amended to read as follows:

Sec. 548.051. VEHICLES AND EQUIPMENT SUBJECT TO REGULAR INSPECTION. (a) A motor vehicle, trailer, semitrailer, pole trailer, or mobile home, registered in this state, must have the following items inspected biennially at an inspection station or by an inspector:

(1) tires;

- 1 (2) wheel assembly;
- 2 (3) safety guards or flaps, if required by Section
- 3 [547.606](#);
- 4 (4) brake system, including power brake unit;
- 5 (5) steering system, including power steering;
- 6 (6) lighting equipment;
- 7 (7) horns and warning devices;
- 8 (8) mirrors;
- 9 (9) windshield wipers;
- 10 (10) sunscreening devices, unless the vehicle is
- 11 exempt from sunscreen device restrictions under Section [547.613](#);
- 12 (11) front seat belts in vehicles on which seat belt
- 13 anchorages were part of the manufacturer's original equipment;
- 14 (12) exhaust system;
- 15 (13) exhaust emission system;
- 16 (14) fuel tank cap, using pressurized testing
- 17 equipment approved by department rule; and
- 18 (15) emissions control equipment as designated by
- 19 department rule.

20 (b) A moped is subject to inspection in the same manner as a
21 motorcycle, except that:

22 (1) the only items of equipment required to be
23 inspected are the brakes, headlamps, rear lamps, and reflectors,
24 which must comply with the standards prescribed by Sections [547.408](#)
25 and [547.801](#); and

26 (2) a moped must be inspected annually.

27 SECTION 3. The heading to Subchapter C, Chapter [548](#),

1 Transportation Code, is amended to read as follows:

2 SUBCHAPTER C. [~~PERIODS OF INSPECTION,~~] PREREQUISITES TO ISSUANCE
3 OF PASSING VEHICLE INSPECTION REPORT

4 SECTION 4. Section 548.103, Transportation Code, is
5 transferred to Subchapter E, Chapter 548, Transportation Code,
6 redesignated as Section 548.2571, Transportation Code, and amended
7 to read as follows:

8 Sec. 548.2571 [~~548.103~~]. EXTENDED INSPECTION PERIOD FOR
9 CERTAIN VEHICLES. The department may extend the time within which
10 the resident owner of a vehicle that is not in this state when an
11 inspection is required must have the [~~obtain a~~] vehicle inspected
12 [~~inspection report in this state~~].

13 SECTION 5. Section 548.254, Transportation Code, is amended
14 to read as follows:

15 Sec. 548.254. VALIDITY OF VEHICLE INSPECTION REPORT. The
16 department, and the conservation commission if necessary, by rule
17 shall establish the length of time a [A] vehicle inspection report
18 required by this chapter is valid [~~invalid after the end of the 12th~~
19 ~~month following the month in which the report is issued~~].

20 SECTION 6. Subchapter E, Chapter 548, Transportation Code,
21 is amended by adding Section 548.257 to read as follows:

22 Sec. 548.257. TIMING OF INSPECTION FOR REGISTRATION-BASED
23 ENFORCEMENT. The department shall require a vehicle required to be
24 inspected under this chapter to pass the required inspection:

25 (1) for initial registration, not earlier than 90 days
26 before the date of registration;

27 (2) for a renewal of registration, not earlier than 90

1 days before the date of expiration of the vehicle's registration;

2 (3) if the vehicle is a used motor vehicle sold by a
3 dealer, as defined by Section 503.001, in the 180 days preceding the
4 date the dealer sells the vehicle; or

5 (4) if the vehicle is subject to the federal motor
6 carrier safety regulations, in a period that complies with those
7 regulations.

8 SECTION 7. Sections 548.501(a) and (b), Transportation
9 Code, are amended to read as follows:

10 (a) Except as provided by Section [~~Sections 548.503 and~~
11 548.504, the fee for inspection of a [~~motor~~] vehicle under Section
12 548.051(a) [~~other than a moped~~] is \$18.50 [~~\$12.50~~]. The fee for
13 inspection of a moped under Section 548.051(b) is \$5.75.

14 (b) Out of each fee for an inspection of a vehicle other than
15 a moped, \$11.50 [~~\$5.50~~] shall be remitted to the state under Section
16 548.509. Out of each fee for an inspection of a moped, \$5.50 shall
17 be remitted to the state under Section 548.509.

18 SECTION 8. Section 548.502, Transportation Code, is amended
19 to read as follows:

20 Sec. 548.502. INSPECTION BY POLITICAL SUBDIVISION OR STATE
21 AGENCY. A political subdivision or state agency for which the
22 department certifies an inspection station under Section 548.004:

23 (1) shall pay to the state \$11.50 [~~\$5.50~~] for each
24 inspection under Section 548.051(a) [~~548.509~~]; and

25 (2) may not be required to pay the remainder of the
26 inspection fee.

27 SECTION 9. Section 548.505(a), Transportation Code, is

1 amended to read as follows:

2 (a) The department by rule may impose an inspection fee for
3 a vehicle inspected under Section 548.301(a) in addition to the fee
4 provided by Section 548.501, 548.502, [~~548.503~~] or 548.504. A fee
5 imposed under this subsection must be based on the costs of:

6 (1) providing inspections; and

7 (2) administering the program.

8 SECTION 10. Sections 548.101, 548.102, and 548.503,
9 Transportation Code, are repealed.

10 SECTION 11. This Act takes effect September 1, 2019.