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# STATE OF NEW HAMPSHIRE

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Legislative

## SENATE CALENDAR ADDENDUM

REPORT & AMENDMENT

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**THE SENATE WILL MEET IN SESSION ON  
THURSDAY, MARCH 17, 2005 AT 10:00 A.M.**

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## REPORT

### **TRANSPORTATION AND INTERSTATE COOPERATION**

**SB 148**, relative to motorcycle inspections.  
Ought to pass with amendment, Vote 4-2  
Senator Letourneau for the committee.

## AMENDMENT

**Transportation and Interstate Cooperation**  
**March 15, 2005**  
**2005-0638s**  
**03/01**

### **Amendment to SB 148**

Amend the title of the bill by replacing it with the following:

AN ACT relative to motorcycle inspections and relative to electronic inspection information.

Amend the bill by replacing all after section 1 with the following:

#### **2 Electronic Transmission of Vehicle Inspection Information.**

I. Notwithstanding any other provision of law to the contrary, the department of safety shall not require, as a condition of being a vehicle inspection station, that any inspection station contract with Gordon-Darby NHOST Services, Inc., or otherwise participate in any department-run program requiring state vehicle inspection information to be transmitted to the department of safety electronically.

II. To the extent that anything contained in paragraph I conflicts with the terms of the department of safety's contract with Gordon-Darby NHOST Services, Inc., the department shall terminate the contract pursuant to paragraph 5 of the contract.

III. The department of safety shall adopt emergency rules, pursuant to RSA 541-A, that have the effect of establishing the broadest possible waivers for consumers consistent with 40 C.F.R. sections 51.350 through 51.373.

IV. The department of safety shall not require, as a condition of being a vehicle inspection station, that any inspection station perform OBD II testing on vehicles that are not equipped with on-board diagnostic systems meeting the federal Environmental Protection Agency OBD II standard.

#### **3 Effective Date.**

I. Section 1 of this act shall take effect 60 days after its passage.

II. The remainder of this act shall take effect upon its passage.

**2005-0638s**

### AMENDED ANALYSIS

This bill permits an inspection station to be designated as a "motorcycle only" inspection station, which shall be exempt from the OBD II emission testing requirements. This bill also prohibits the department of safety from requiring inspection stations to enter into certain contracts or participate in certain programs as a condition of being a vehicle inspection station. This bill also requires the department of safety to adopt emergency rules.