



Rep. Karen May

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09500HB3424ham002

LRB095 11364 CMK 35958 a

1 AMENDMENT TO HOUSE BILL 3424

2 AMENDMENT NO. _____. Amend House Bill 3424, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

5 "Section 1. Short title. This Act may be cited as the
6 Illinois Clean Car Act.

7 Section 5. Definitions. For purposes of this Act:

8 (a) "Agency" means the Environmental Protection Agency.

9 (b) "Board" means the Pollution Control Board.

10 (c) "Transfer" includes the terms acquire, purchase, sell,
11 or lease.

12 Section 10. Adoption of a Program.

13 (a) By July 1, 2008, the Agency shall propose and the Board
14 shall establish by rule a Clean Car Program that is (i)
15 authorized by Section 177 of the federal Clean Air Act, and

1 (ii) applicable to vehicles of the 2011 model year and every
2 subsequent model year.

3 (b) As part of the Program, the Agency shall establish new
4 motor vehicle emission standards and compliance requirements
5 for vehicles of the 2011 model year and every subsequent model
6 year as authorized by Section 177 of the federal Clean Air Act.

7 (c) As part of the compliance requirements established
8 under this Act, the Agency may adopt by rule motor vehicle
9 emission inspection, recall, and warranty requirements.

10 Section 15. Minimization of administrative impact.

11 (a) To minimize the administrative impact of the Program
12 and to minimize the impact of motor vehicle emissions generated
13 in other states on the air quality of this State, the Agency
14 may:

15 (1) adopt by reference the rules, regulations,
16 procedures, and certification data of any of the states
17 that have adopted clean car standards authorized by Section
18 177 of the federal Clean Air Act; and

19 (2) work in cooperation with any of the states that
20 have clean car standards, authorized by Section 177 of the
21 federal Clean Air Act, to administer certification, in-use
22 compliance, inspection, recall, and warranty requirements
23 for the Program.

24 Section 20. Title; registration.

1 (a) Except as otherwise provided in this Section, the
2 Secretary of State shall not register or issue a title for a
3 new motor vehicle that is subject to the provisions of this Act
4 if the motor vehicle is not in compliance with the provisions
5 of this Act or any rule adopted under this Act.

6 (b) Notwithstanding subsection (a) of this Section, the
7 Secretary of State may, in consultation with the Agency, adopt
8 rules to exempt motor vehicles from the Program. These
9 exemptions shall be limited to:

10 (1) motor vehicles sold for registration out of the
11 State;

12 (2) motor vehicles sold from a licensed dealer to
13 another licensed dealer; or

14 (3) any motor vehicles that would be exempted from the
15 Low Emission Vehicle Program established under California
16 law.

17 Any motor vehicle exempted under this subsection (b) is
18 exempt from the requirements of the Program, and the Secretary
19 of State shall note that exemption on the title of the motor
20 vehicle.

21 (c) The Secretary of State, in consultation with the
22 Agency, shall adopt rules to prohibit the transfer of new motor
23 vehicles or new motor vehicle engines that are not in
24 compliance with the provisions of this Act, if those rules are
25 necessary to comply with Section 177 of the federal Clean Air
26 Act.

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.".