

1 AMENDMENT TO SENATE BILL 30

2 AMENDMENT NO. _____. Amend Senate Bill 30 as follows:

3 by replacing the title with the following:

4 "AN ACT in relation to vehicles."; and

5 by replacing everything after the enacting clause with the
6 following:

7 "Section 5. The Illinois Vehicle Code is amended by
8 changing Sections 13B-25 and 13B-45 as follows:

9 (625 ILCS 5/13B-25)

10 Sec. 13B-25. Performance of inspections.

11 (a) The inspection of vehicles required under this
12 Chapter shall be performed only: (i) by inspectors who have
13 been certified by the Agency after successfully completing a
14 course of training and successfully passing a written test;
15 (ii) at official inspection stations or official on-road
16 inspection sites established under this Chapter; and (iii)
17 with equipment that has been approved by the Agency for these
18 inspections.

19 (b) Except as provided in subsections (c) and (d), the
20 inspection shall consist of (i) a loaded mode exhaust gas
21 analysis; (ii) an evaporative system integrity test; (iii) an

1 on-board computer diagnostic system check; and (iv) a
2 verification that all required emission-related recall
3 repairs have been made under Title 40, Section 51.370 of the
4 Code of Federal Regulations, and may also include an
5 evaporative system purge test. The owner of the vehicle or
6 the owner's agent shall be entitled to an emission inspection
7 certificate issued by an inspector only if all required tests
8 are passed at the time of the inspection.

9 (c) A steady-state idle exhaust gas analysis may be
10 substituted for the loaded mode exhaust gas analysis and the
11 evaporative purge system test in the following cases:

12 (1) On any vehicle of model year 1980 or older.

13 (2) On any heavy duty vehicle with a manufacturer
14 gross vehicle weight rating in excess of 8,500 pounds.

15 (3) On any vehicle for which loaded mode testing is
16 not possible due to vehicle design or configuration.

17 (d) If authorized by the United States Environmental
18 Protection Agency with no or a minimal loss of emission
19 reduction benefits and if authorized by rules that the Board
20 or the Agency may adopt, the following procedures shall be
21 followed on model year 1996 and newer vehicles equipped with
22 OBDII on-board computer diagnostic equipment:

23 (1) The loaded mode exhaust gas analysis specified
24 in subsection (b) of this Section shall not be performed
25 on such vehicles for which the on-board computer
26 diagnostic test specified in subsection (h) of this
27 Section can be performed. All other elements of the
28 inspection required for such vehicles shall be performed
29 in accordance with the provisions of this Section.

30 (2) The on-board computer diagnostic test shall not
31 be a required element of the inspection mandated by this
32 Section for such vehicles for which on-board computer
33 diagnostic testing is not possible due to the vehicle's
34 originally certified design or its design as modified in

1 accordance with federal law and regulations. In such
2 cases, all other elements of the inspection required
3 under this Section shall be performed on such vehicles,
4 including the exhaust gas analysis as specified in
5 subsection (b) of this Section. A-steady-state-idle-gas
6 analysis-may-also-be-substituted-for-the--new--procedures
7 specified--in--subsection-(b)-in-inspections-conducted-in
8 calendar-year-1995-on-any-vehicle-of-model-year--1990--or
9 older.

10 (e) The exhaust gas analysis shall consist of a test of
11 an exhaust gas sample to determine whether the quantities of
12 exhaust gas pollutants emitted by the vehicle meet the
13 standards set for vehicles of that type under Section 13B-20.
14 A vehicle shall be deemed to have passed this portion of the
15 inspection if the evaluation of the exhaust gas sample
16 indicates that the quantities of exhaust gas pollutants
17 emitted by the vehicle do not exceed the standards set for
18 vehicles of that type under Section 13B-20 or an inspector
19 certifies that the vehicle qualifies for a waiver of the
20 exhaust gas pollutant standards under Section 13B-30.

21 (f) The evaporative system integrity test shall consist
22 of a procedure to determine if leaks exist in all or a
23 portion of the vehicle fuel evaporation emission control
24 system. A vehicle shall be deemed to have passed this test
25 if it meets the criteria that the Board may adopt for an
26 evaporative system integrity test.

27 (g) The evaporative system purge test shall consist of a
28 procedure to verify the purging of vapors stored in the
29 evaporative canister. A vehicle shall be deemed to have
30 passed this test if it meets the criteria that the Board may
31 adopt for an evaporative system purge test.

32 (h) The on-board computer diagnostic test shall consist
33 of accessing the vehicle's on-board computer system, if so
34 equipped, and reading any stored diagnostic codes that may be

1 present. The vehicle shall be deemed to have passed this
2 test if the codes observed did not exceed standards set for
3 vehicles of that type under Section 13B-20.

4 (Source: P.A. 90-475, eff. 8-17-97.)

5 (625 ILCS 5/13B-45)

6 Sec. 13B-45. Contracts.

7 (a) The Agency may enter into contracts with one or more
8 responsible parties to construct and operate official
9 inspection stations, provide and maintain approved test
10 equipment, administer tests, certify results, issue emission
11 inspection stickers or certificates, maintain records, train
12 personnel, or provide information to the public concerning
13 the program.

14 These contracts (i) shall be subject to the Illinois
15 Purchasing Act, (ii) may be for a term of up to 9 years,
16 (iii) shall be in writing, and (iv) shall not take effect
17 until a copy of the contract is filed with the State
18 Comptroller.

19 (b) In preparing its proposals for bidding by potential
20 contractors, the Agency shall endeavor to include provisions
21 relating to the following factors:

22 (1) The demonstrated financial responsibility of
23 the potential contractor.

24 (2) The specialized experience and technical
25 competence of the potential contractor in connection with
26 the type of services required and the complexity of the
27 project.

28 (3) The potential contractor's past record of
29 performance on contracts with the Agency, with other
30 government agencies or public bodies, and with private
31 industry, including such items as cost, quality of work,
32 and ability to meet schedules.

33 (4) The capacity of the potential contractor to

1 perform the work within the time limitations.

2 (5) The familiarity of the potential contractor
3 with the types of problems applicable to the project.

4 (6) The potential contractor's proposed method to
5 accomplish the work required including, where
6 appropriate, any demonstrated capability of exploring and
7 developing innovative or advanced techniques and methods.

8 (7) Avoidance of personal and organizational
9 conflicts of interest prohibited under federal, State, or
10 local law.

11 (8) The potential contractor's present and prior
12 involvement in the community and in the State of
13 Illinois.

14 (c) Any contract for the operation of one or more
15 official inspection stations shall include a provision that
16 the contractor shall not perform emission-related repairs or
17 adjustments to vehicles, other than to the contractor's own
18 vehicles, necessary to enable vehicles to pass Illinois
19 emission inspections.

20 (d) If a vehicle is damaged by the contractor in
21 performing the emission inspection, the owner of the vehicle
22 may bring a civil action against the contractor in the
23 circuit court of the county in which the inspection occurred
24 in accordance with the provisions of the Illinois Code of
25 Civil Procedure.

26 (Source: P.A. 88-533.)

27 Section 99. Effective date. This Act takes effect upon
28 becoming law."