

(b) (1) The emissions program shall provide for:

~~(1)~~ (1) During the period on or before December 31, 1988, an annual exhaust emissions test; ~~and~~

~~(2)~~ (II) During the period after December 31, 1988, a biennial exhaust emissions test and emissions equipment and misfueling inspection; AND

(III) DURING THE PERIOD AFTER DECEMBER 31, 1992, A BIENNIAL EXHAUST EMISSIONS TEST AND EMISSIONS EQUIPMENT AND MISFUELING INSPECTION FOR ALL VEHICLES OF THE 1977 MODEL YEAR AND EACH MODEL YEAR THEREAFTER.

(2) DURING THE PERIOD AFTER DECEMBER 31, 1992, THE EMISSIONS PROGRAM MAY NOT AUTHORIZE AN EXHAUST EMISSIONS TEST OR EMISSIONS EQUIPMENT OR MISFUELING INSPECTION FOR ANY VEHICLE OF A MODEL YEAR EARLIER THAN THE 1977 MODEL YEAR.

(c) By rules and regulations, the Administration and the Secretary:

(1) Shall grant a waiver to a vehicle owner if:

(i) The vehicle fails to pass the exhaust emissions test;

(ii) The vehicle owner exhibits evidence acceptable to the Administration that ~~the vehicle has either had an engine tune up or that the owner has actually [expended \$75] INCURRED THE MINIMUM EXPENDITURE AS REQUIRED BY FEDERAL LAW towards an engine tune up to the vehicle within 30 days after the emissions test,~~ FOR AN INITIAL EXHAUST EMISSIONS TEST OCCURRING:

1. IN 1991 1993, HAS ACTUALLY INCURRED AN EXPENDITURE OF \$75 TOWARDS EMISSIONS RELATED REPAIRS TO THE VEHICLE WITHIN 30 DAYS AFTER THE EXHAUST EMISSIONS TEST;

2. IN 1992 1994, HAS ACTUALLY INCURRED AN EXPENDITURE OF \$150 TOWARDS EMISSIONS RELATED REPAIRS TO THE VEHICLE WITHIN 60 DAYS AFTER THE EXHAUST EMISSIONS TEST;

3. IN 1993 1995, HAS ACTUALLY INCURRED AN EXPENDITURE OF \$250 TOWARDS EMISSIONS RELATED REPAIRS TO THE VEHICLE WITHIN 90 DAYS AFTER THE EXHAUST EMISSIONS TEST;

4. IN 1994 1996, HAS ACTUALLY INCURRED AN EXPENDITURE OF \$350 TOWARDS EMISSIONS RELATED REPAIRS TO THE VEHICLE WITHIN 120 DAYS AFTER THE EXHAUST EMISSIONS TEST; AND

5. ON OR AFTER JANUARY 1, 1995 1997, HAS ACTUALLY INCURRED THE MINIMUM EXPENDITURE REQUIRED BY FEDERAL LAW TOWARDS EMISSIONS RELATED REPAIRS TO THE VEHICLE WITHIN 120 DAYS AFTER THE EXHAUST EMISSIONS TEST; and