

**§ 20-183.7B. Acts that are Type I, II, or III safety violations.**

(a) Type I. – It is a Type I violation for a safety self-inspector, a safety inspection station, or a safety inspection mechanic to do any of the following:

- (1) Issue a safety electronic inspection authorization to a vehicle without performing a safety inspection of vehicle.
- (2) Issue a safety electronic inspection authorization to a vehicle after performing a safety inspection of the vehicle and determining that the vehicle did not pass the inspection.
- (3) Allow a person who is not licensed as a safety inspection mechanic to perform a safety inspection for a self-inspector or at a safety station.
- (4) Sell, issue, or otherwise give an electronic inspection authorization to another, other than as the result of a vehicle inspection in which the vehicle passed the inspection.
- (5) Repealed by Session Laws 2013-302, s. 3, effective October 1, 2013, and applicable to violations occurring on or after that date.
- (6) Perform a safety-only inspection on a vehicle that is subject to both a safety and an emissions inspection.
- (7) Repealed by Session Laws 2013-302, s. 3, effective October 1, 2013, and applicable to violations occurring on or after that date.
- (8) Conduct a safety inspection of a vehicle without driving the vehicle and without raising the vehicle and without opening the hood of the vehicle to check equipment located therein.
- (9) Solicit or accept anything of value to pass a vehicle other than as provided in this Part.

(b) Type II. – It is a Type II violation for a safety self-inspector, a safety inspection station, or a safety inspection mechanic to do any of the following:

- (1) Issue a safety electronic inspection authorization to a vehicle without driving the vehicle and checking the vehicle's braking reaction, foot brake pedal reserve, and steering free play.
- (2) Issue a safety electronic inspection authorization to a vehicle without raising the vehicle to free each wheel and checking the vehicle's tires, brake lines, parking brake cables, wheel drums, exhaust system, and the emissions equipment.
- (3) Issue a safety electronic inspection authorization to a vehicle without raising the hood and checking the master cylinder, horn mounting, power steering, and emissions equipment.
- (4) Conduct a safety inspection of a vehicle outside the designated inspection area.
- (5) Issue a safety electronic inspection authorization to a vehicle with inoperative equipment, or with equipment that does not conform to the vehicle's original equipment or design specifications, or with equipment that is prohibited by any provision of law.
- (6) Issue a safety electronic inspection authorization to a vehicle without performing a visual inspection of the vehicle's exhaust system.
- (7) Issue a safety electronic inspection authorization to a vehicle without checking the exhaust system for leaks.
- (8) Issue a safety electronic inspection authorization to a vehicle that is required to have any of the following emissions control devices but does not have the device:

- a. Catalytic converter.
  - b. PCV valve.
  - c. Thermostatic air control.
  - d. Oxygen sensor.
  - e. Unleaded gas restrictor.
  - f. Gasoline tank cap or capless fuel system.
  - g. Air injection system.
  - h. Evaporative emissions system.
  - i. Exhaust gas recirculation (EGR) valve.
- (9) Issue a safety electronic inspection authorization to a vehicle after failing to inspect four or more of following:
- a. Emergency brake.
  - b. Horn.
  - c. Headlight high beam indicator.
  - d. Inside rearview mirror.
  - e. Outside rearview mirror.
  - f. Turn signals.
  - g. Parking lights.
  - h. Headlights – operation and lens.
  - i. Headlights – aim.
  - j. Stoplights.
  - k. Taillights.
  - l. License plate lights.
  - m. Windshield wiper.
  - n. Windshield wiper blades.
  - o. Window tint.
- (10) Impose no fee for a safety inspection of a vehicle or the issuance of a safety electronic inspection authorization or impose a fee for one of these actions in an amount that differs from the amount set in G.S. 20-183.7.
- (c) Type III. – It is a Type III violation for a safety self-inspector, a safety inspection station, or a safety inspection mechanic to do any of the following:
- (1) Fail to post a safety inspection station license issued by the Division.
  - (2) Fail to send information on safety inspections to the Division at the time or in the form required by the Division.
  - (3) Fail to post all safety information required by federal law and by the Division.
  - (4) Fail to put the required information on an inspection receipt in a legible manner using ink.
  - (5) Issue a receipt that is signed by a person other than the safety inspection mechanic.
  - (6) Repealed by Session Laws 2013-302, s. 3, effective October 1, 2013, and applicable to violations occurring on or after that date.
  - (7) Issue a safety electronic inspection authorization to a vehicle after having failed to inspect three or fewer of the following:
    - a. Emergency brake.
    - b. Horn.
    - c. Headlight high beam indicator.
    - d. Inside rearview mirror.
    - e. Outside rearview mirror.

- f. Turn signals.
- g. Parking lights.
- h. Headlights – operation and lens.
- i. Headlights – aim.
- j. Stoplights.
- k. Taillights.
- l. License plate lights.
- m. Windshield wiper.
- n. Windshield wiper blades.
- o. Window tint.

(d) Other Acts. – The lists in this section of the acts that are Type I, Type II, or Type III violations are not the only acts that are one of these types of violations. The Division may designate other acts that are a Type I, Type II, or Type III violation. (2001-504, s. 12; 2007-503, s. 13; 2013-302, s. 3.)