

CHAPTER ONE
STATION CERTIFICATION
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01.05.00 PROCEDURE FOR APPOINTMENT AS AN OFFICIAL VEHICLE INSPECTION STATION

Those desiring to make application for an Official Vehicle Inspection Station should notify Regulatory Services Division (RSD) personnel at a field office, any Department of Public Safety Regional Office, or the DPS Headquarters Office in Austin.

RSD personnel, with all necessary forms, will call at the place of business of the applicant for a personal inspection of the premises, personnel, and equipment to determine the ability of the applicant to conduct inspections in accordance with the provisions of the Transportation Code, Chapter 548. If the application is approved, the applicant will be notified, and upon receipt of the statutory fee which shall constitute the certificate fee until August 31 of the odd-numbered year following the date of appointment as an Official Vehicle Inspection Station, a Certificate of Appointment will be issued to the applicant. Thereafter, appointments will be made for two-year periods, and the statutory renewal fee will apply. An application fee is non-refundable. **The Department has transitioned to accepting applications for appointment as a Vehicle Inspection Station via the Internet. The application fee will be required to be paid at the time of the submission of the on-line application and is non-refundable.**

The applicant shall be informed of the required equipment, including the approved testing devices, tools, measuring devices, customer waiting area, display area, brake machines, marked brake test area, and the approved inspection test area. The applicant shall be advised not to purchase any testing equipment until notified by the Department representative that all minimum requirements are in compliance with Department rules and regulations.

An applicant for an Official Vehicle Inspection Station must meet the space, equipment, and manpower requirements as prescribed for the class of vehicle inspection station applied for, and must have a certified inspector in his employ. All appointments are provisional, and are conditioned on the proper conduct of vehicle inspections and compliance with Department rules and regulations. Inspections by appointment only are not permitted. The Department shall require an applicant for appointment as an Official Vehicle Inspection Station to furnish evidence of sound business practices. Financial instability can be a cause for disapproval.

Application forms necessary for certification as an Official Vehicle Inspection Station must be properly completed, signed, and submitted with all required fees to the Department. Incomplete applications will be withdrawn after 60 days if additional information required by the Department is not furnished. If the application is approved, on initial investigation, the applicant will be advised to proceed with the installation of testing equipment. After such installation, the Department will inspect the equipment for approval. The Department will conduct an investigation of each applicant to determine full compliance with the rules and regulations, which may include a background check of the owner or operators. Every person licensed to operate an Official Vehicle Inspection Station shall be of good reputation, character, and moral conduct.

In accordance with the Texas Transportation Code, the Department of Public Safety may disqualify any application for certification or revoke or suspend an outstanding certificate of any inspection station or the certificate to inspect vehicles of any person who has been convicted of: (1) a felony or Class A or B misdemeanor; (2) a similar crime under the jurisdiction of another state or the federal government that is punishable to the same extent as a felony or Class A or Class B misdemeanor; or (3) a crime under the jurisdiction of another state or the federal government that would be a felony or Class A or Class B misdemeanor if the crime were committed in this state.

1. A conviction for a felony or a Class A or Class B misdemeanor will be cause for disqualification, suspension, or revocation under this subsection. For purposes of this section, a person is convicted of an offense when an adjudication of guilt or an order of deferred adjudication for the offense is entered against the person by a court of competent jurisdiction.
2. The certification of an inspection station will be subject to disqualification, revocation, or suspension in the event the owner or inspector is convicted of such an offense. In the event that an inspector or inspector applicant is convicted of such an offense, that person's certification will be subject to revocation, suspension, or his application will be subject to disqualification.

The Department has determined a certified inspection station and certified inspector is in a position of trust, performing a service to members of the public where the Transportation Code, Chapter 548, requires the public to report for a vehicle inspection. Therefore, the Department has determined the following crimes relate directly to the duties and responsibilities of a certified vehicle inspection station or inspector and/or those for whom this section is applicable.

Those crimes include:

1. Arson, Criminal Mischief, and Other Property Damage or Destruction (Texas Penal Code, Chapter 28).

2. Robbery (Texas Penal Code, Chapter 29).
3. Burglary and Criminal Trespass (Texas Penal Code, Chapter 30).
4. Theft (Texas Penal Code, Chapter 31).
5. Fraud (Texas Penal Code, Chapter 32).
6. Bribery and Corrupt Influence (Texas Penal Code, Chapter 36).
7. Perjury and Other Falsification (Texas Penal Code, Chapter 37).
8. Criminal Homicide (Texas Penal Code, Chapter 19).
9. Driving Related Intoxication Offenses (Texas Penal Code, Chapter 49).
10. Texas Code of Criminal Procedures, Article 42.12 (3g) or 62.001 (Sexually Violent Offense).
11. Texas Occupations Code, Section 53.021 (a) (2)-(4).

A felony conviction for the above offenses is disqualifying for 10 years from the date of conviction, unless the offense was committed in one's capacity as a vehicle inspection station owner or inspector, or was facilitated by licensure as an owner or inspector, in which case it is permanently disqualifying. A conviction under number 10 above is permanently disqualifying.

A felony conviction for an offense not listed above is disqualifying from 5 years from the date of conviction.

A Class A Misdemeanor conviction for the offenses listed above is disqualifying for 5 years from the date of conviction.

A Class B Misdemeanor conviction for the offenses listed above is disqualifying for 2 years from the date of conviction.

A person who is disqualified as above may appeal that disqualification in accordance with 37 TAC 23.5 (h).

As an authorized owner or operator of an Official Vehicle Inspection Station, you are responsible to the Department for the proper operation of the Official Vehicle Inspection Station. An owner or operator will recognize and acknowledge their responsibility to the public to offer a good, complete and thorough inspection, according to the rules and regulations.

Based upon the application and results of investigations made, each applicant will be approved or disqualified for appointment. Each applicant approved, will be issued a Certificate of Appointment. Such Certificate of Appointment shall be for the place of business set forth in the application. The Certificate of Appointment shall not be assignable and shall be valid only for the owner or owners in whose name or names they are issued and for transaction of business only at the place designated thereon.

No business will be approved as an Official Vehicle Inspection Station until all certification requirements have been met. The inspection area must be designated and approved by the supervising Department representative. Businesses meeting all qualifications will be required to complete an application and furnish the appointment fee. The applicant will be notified of appointment as an Official Vehicle Inspection Station and a Certificate of Appointment will be issued to the applicant after the necessary forms have been completed and approved.

A Certificate of Appointment will not be issued for the operation of an Official Vehicle Inspection Station until an investigation has been made by the Department to assure that it has the proper facilities, required equipment, and is properly qualified or has properly qualified personnel to accomplish satisfactory inspections. Companies and governmental agencies who have their own garages and repair facilities may apply for an Official Vehicle Inspection Station Certificate of Appointment provided such facilities, equipment, and personnel meet the requirements set forth in these rules and regulations.

The application shall be submitted by the owner, if a natural person, and in the case where the owner is a corporation, co-partnership or association, by two executive officers thereof or some other person(s) specifically authorized by said corporation to sign the application to which shall be attached written evidence of their authority. Proof of ownership may be required of the applicant.

When all certification requirements have been met the supervising Department representative will explain the use of all supplies and forms necessary for the operation as an Official Vehicle Inspection Station.

In accepting your appointment as an Official Vehicle Inspection Station, you accept the responsibility to properly inspect all vehicles submitted for inspection and to serve the citizens efficiently. This will be the standard used by the Department in supervising your conduct as an Official Vehicle Inspection Station. Any Official Vehicle Inspection Station which fails to maintain this standard in dealing with the public cannot be allowed to continue as an Official Vehicle Inspection Station. The procedures outlined herein should be carefully studied and frequently reviewed by your entire organization. If the inspection program is to be effective, you must be thoroughly familiar with and follow all of the provisions as outlined. If your appointment is subsequently withdrawn, it is because you and your employees have failed to follow the instructions contained in the Vehicle Inspection Operations and Training Manual.

Instructions for the renewal process will be provided well in advance of August 31 of the odd-numbered year when the station's Certificate of Appointment is due to expire.

01.10.00 CLASSES OF OFFICIAL VEHICLE INSPECTION STATIONS

The classes of Official Vehicle Inspection Stations authorized in Texas are as follows:

1. Public Station: Is a station open to the public performing inspections on vehicles presented by the public.
2. Fleet Station: A station not providing vehicle inspection services to the public.
3. Government Station: A station operated by a political subdivision, or agency of this State.

01.15.00 STATION ENDORSEMENTS

The following six (6) endorsements will be used in conjunction with the three (3) classes of Official Inspection Stations to further identify the types of inspections to be performed by each Official Inspection Station.

1. Endorsement: 1Y - may inspect any vehicle requiring a one-year inspection.
2. Endorsement: 2Y - may inspect any vehicle requiring a two-year inspection.
3. Endorsement: CW - may inspect any vehicle requiring a commercial inspection.
4. Endorsement: CT - may inspect any vehicle requiring a commercial trailer inspection.
5. Endorsement: TL - may inspect any vehicle requiring a trailer inspection.
6. Endorsement: MC - may inspect any vehicle requiring a motorcycle inspection.

01.20.00 RESPONSIBILITY OF VEHICLE INSPECTION STATION OWNER, OPERATOR OR VEHICLE INSPECTOR

Upon being appointed as an Official Vehicle Inspection Station, you as the inspection station owner, operator, or vehicle inspector will be deemed to have accepted the following obligations and responsibilities:

1. To act as directed by the Texas Department of Public Safety in inspecting vehicles in accordance with the Vehicle Inspection Operations and Training Manual.
2. To inspect only those vehicles authorized by the class of inspection station and specific endorsements.
3. To make the Vehicle Inspection Operations and Training Manual available to all certified inspectors.
4. To properly instruct all employees in accordance with this manual.
5. Use only employees certified by the Department of Public Safety to do the actual inspecting in accordance with the requirements.

6. That the owner/operator will notify the Department representative supervising the station when a certified inspector leaves employment.
7. Ensure that all inspectors will conduct honest, thorough, and efficient safety inspections as promptly as possible, in accordance with the Transportation Code and the Department's regulations.
8. Maintain in good working order all required tools and equipment prescribed in the minimum requirements and to cease operations immediately when this condition is not met.
9. Maintain a clean and orderly place of business, shop, and inspection area. (Owner is responsible for employees in this respect.)
10. Keep the required inspection records available at the Official Vehicle Inspection Station.
11. Records are to be kept on forms and in the manner prescribed by the Department and shall be available for examination during approved business hours by any authorized agent of the Texas Department of Public Safety.
12. Records shall be kept for at least one year from the date recorded. Vehicle inspection stations are not required to maintain duplicate paper records of electronically recorded inspections or transactions.
13. Records may be removed from premises by any Department representative for investigation or evidence and shall be returned without undue delay.
14. Refrain from the use of alcohol.
15. Refrain from the use of drugs in any degree except when prescribed by a licensed physician, providing that normal faculties shall not be impaired.
16. Have a reputation for sound business practices, high moral character, and obedience to law and order.
17. Each Official Vehicle Inspection Station must have a minimum of one certified inspector on duty to perform inspections promptly during the inspection hours of the inspection station. Adequate supervision of employees certified to make inspections should be provided during this time. It is recommended that every inspection station have more than one certified inspector available to ensure prompt inspection service to the public at all times. Vacations and days off should be anticipated by management.
18. The hours of operation when inspections are performed are required to be posted at all public stations in a manner clearly visible to the public.
19. Have a display area located in the customer waiting area and of sufficient size as approved by the Department. Only official notices, licenses, letters from the Department, procedure charts, or other documents authorized by the Department may be exhibited in the display area. The designated customer waiting area must be protected from the elements.
20. Shall be solely responsible for maintaining all supplies issued by the Department in reasonably good condition
21. Shall notify the Department representative supervising the station of any change of location, name or ownership, or when going out of business. Upon the effective date of any such change in location, name or ownership, all inspection privileges will cease.
22. Shall make inspections only at the business location designated on the Certificate of Appointment.
23. Shall record all vehicle inspections through an approved method or device at the time the inspection is conducted.
24. Shall upon termination of the Certificate of Appointment, for any reason, immediately turn over all inspection materials issued by the Department to the supervising Department representative.
25. It is your responsibility to determine that every vehicle submitted for inspection is properly and thoroughly inspected by a certified inspector and that the operation of your inspection station is in accordance with these rules and regulations. You have the duty to place vehicular safety foremost as this is the primary intent of the Texas Vehicle Inspection Program.

26. Method of Payment

- a. Payment for the purchase of safety automation fees, original application for or renewal of all certifications, replacement of any Department issued property, and/or any other fees required are due and payable at the time of order and or billing. **The Department has transitioned to accepting applications for appointment as a Vehicle Inspection Station via the Internet. The application fee will be required to be paid at the time of the submission of the on-line application and is non-refundable.**
- b. Should the online payment be denied the application will remain valid for 60 days. If online payment is not received within the 60 days the application will be withdrawn and payment and application must be resubmitted.
- c. Failure to comply with any of the above-listed responsibilities may result in revocation of the Certificate of Appointment.

01.25.00 MINIMUM REQUIREMENTS FOR OFFICIAL VEHICLE INSPECTION STATIONS

Approval of inspection station applications cannot be granted, nor appointment allowed to continue, unless full compliance with the following requirements is met and maintained.

25.01 Space

1. General Requirements

- a. The building must be a sound structure, in good repair, to qualify as an official Vehicle Inspection Station. The building must be a permanent type building with at least two permanent walls and a permanent roof. The inspection area must be located entirely within or adjacent to the building and in an area approved by the Department. Temporary expedients such as tents, arbors, or sheds are not acceptable.
- b. Every inspection station shall have an inspection area within the station, set aside and approved for conducting the inspection of vehicles. When an inspection station desires to have more than one inspection area, the space requirements for each lane must be met.
- c. At least one approved inspection area containing all the required equipment is to be available during inspection hours.
- d. The inspection area is defined as the designated space approved for inspection purposes. Approval cannot be granted, nor permitted to continue, unless full compliance of the minimum inspection station requirements is maintained.
- e. The inspection lane area shall be sufficiently lighted to afford good visibility for performing all inspection procedures.
- f. The entire floor of the approved inspection area of the building shall be hard surfaced such as asphalt or concrete.
- g. Lifts, pits, and runners are permissible if all other requirements are met.
- h. The inspection area must be free of any obstructions that will interfere with inspections. Work benches, storage cabinets, or tools may be allowed if sufficient space to conduct inspection is not affected. **The door or building opening must be of sufficient size to accommodate the normal size of vehicle the station is endorsed to inspect.**

- i. An approved inspection area will be maintained at all times during inspection periods so that vehicles may be inspected without unreasonable delay.
- j. Have a display area located in the customer waiting area of sufficient size as approved by the Department.
- k. Have a designated customer waiting area protected from the elements.
- l. Have a secured area for storage of records and necessary supplies.

2. Specific Requirements

a. Public, Fleet, and Government Classes of Inspection Stations

- i) The inspection area shall include: an area of 12 feet wide by 24 feet long of minimum space. The inspection area must be in an area approved by the Department.
- ii) Floors: The entire floor must be hard surfaced, such as asphalt or concrete.
- iii) Government inspection stations shall meet all of the requirements as prescribed for a public inspection station.
- iv) Fleet inspection stations shall meet all the requirements as prescribed for a public inspection station. Fleet inspection stations may only inspect vehicles owned by the company or under bona fide lease to the company or vehicles that are covered under a current service contract with the company.
- v) Fleet and government inspection stations are not permitted to inspect the personal vehicles of officers, employees, or the general public. This applies even though personal vehicles may be used part- or full-time for business.
- vi) Inspection stations will not be approved where free access to the inspection station grounds is not granted to representatives of the Department.
- vii) Firms open to the public will not be issued a fleet inspection station Certificate of Appointment except in instances where such firms are currently certified as a public inspection station and desire a fleet inspection station Certificate of Appointment.

b. Trailer Endorsement Inspection Stations

- i) The building must be of a permanent type suitable for display area, tools, and storage for records and necessary supplies.
- ii) Inspection area may be of any hard surfacing material such as asphalt or concrete.

c. Motorcycle Endorsement Inspection Stations

- i) The inspection area shall include: an area of 8 feet wide by 10 feet long of minimum space.
- ii) Floors: The entire floor of the approved inspection area of the building must be hard surfaced, such as asphalt or concrete.

25.02 Equipment

1. General Requirements for All Classes of Inspection Stations

- a. The minimum amount of tools, equipment, approved testing devices, and a current Operations and Training Manual must be available online at all times at the inspection station.
- b. All required testing equipment used at an inspection station must have been approved for such use by the Department. The inspection station owner or operator shall have the responsibility for the use, accuracy, and general maintenance of all equipment. All testing equipment shall be installed and used in accordance with the Department's recommendation. To ensure proper functioning, equipment shall be checked and calibrated frequently and shall be properly maintained. Inspections may not be conducted when any required testing device is malfunctioning until the device has been repaired and subsequently approved for use by the Department. Equipment shall be arranged and located at or near the approved inspection area to obtain maximum efficiency.
- c. Every certified inspector shall have a working knowledge of all testing devices used in the performance of an inspection in their inspection station. It is also necessary that the certified inspector know the procedure for setting, calibrating, and otherwise causing such equipment to be accurate and effective, according to the Department's recommendations.
- d. Each Official Vehicle Inspection Station is required to own and maintain the minimum amount of equipment, as listed below.
 - i) Tools and facilities for making tests, repairs, and adjustments ordinarily encountered on those types of vehicles to be inspected.
 - ii) A brake test area which has been approved by the supervising Department representative, measured and marked as follows: 0, 25°, 30°, 40°, and 50° OR an approved brake testing device.
 - iii) A measuring device(s) clearly indicating a 12-inch measurement, a 15-inch measurement, a 20-inch measurement, a 24-inch measurement, a 54-inch measurement, a 60-inch measurement, a 72-inch measurement, and an 80-inch measurement to measure height, width of lighting, and other safety equipment except the 80-inch measurement is not required of motorcycle only vehicle inspection stations.
 - iv) A gauge for measuring tire tread depth calibrated in 32nds of an inch and designed with a metal probe.
 - v) A measuring device for checking brake pedal reserve clearance except motorcycle only inspection stations.
 - vi) A Department-approved device for measuring the light transmission of sunscreening devices. This equipment requirement may not apply to government, fleet, or other types of inspection stations as determined by the Department.
 - vii) A Department-approved device for checking gas caps. The Department requires vehicle inspection stations to obtain updated adapters as they become available from the manufacturer. A vehicle inspection station may not inspect a vehicle for which it does not have an approved adapter for that vehicle. This equipment requirement may not apply to government, fleet, or other types of inspection stations as determined by the Department.
 - viii) An approved and operational electronic station interface device and a telephone line, or internet connection for the electronic station interface device.
- e. All Official Vehicle Inspection Stations equipped with approved testing devices, (decelerometers and brake machines) which manufacturers have discontinued may use them as long as they are in proper working order, capable of testing, and as long as they can continue to get service and repairs for them. When they are no longer serviceable, they must be replaced.

25.03 Brake Test Area Specifications

Every vehicle inspection station must have a designated brake test area where road tests are conducted unless a brake testing machine is used for brake tests. Any number of inspection stations may use the same area in a given town if authorized by the Department representative.

All road tests for braking efficiency shall be made only at a measured, marked, and approved brake test area. The area shall be substantially level (not to exceed plus or minus 1% grade), smooth, hard surfaced, and free of loose material, oil, or grease. The area must be designated by painted lines, stakes or other devices noting where the brakes are to be applied; 25 feet forward from this beginning designation, there should be another marker; 5 feet further from the second marker (at 30 feet) there should be a third marker; 10 feet further from the third marker (at 40 feet) there should be a fourth marker. Those inspection stations that inspect large truck-trailer combinations will be required to have an additional line or marker, 50 feet.

It is the responsibility of the inspection station owner or operator to secure an acceptable area and maintain the painted lines, stakes, or other devices indicating the brake test area. In some instances, all of the above-mentioned lines or markers will not be necessary. You should consult the Department representative supervising your inspection station as to the number required.

The brake test area and location must be marked and maintained by the inspection station.

The area and location must be approved by the Department representative supervising the station. Any change in the location or additions to the brake test area must be approved by the supervising Department representative.

25.06 Vehicle Inspection Station Signage

1. In order to meet the minimum requirements for vehicle inspection stations in Texas, every Official Vehicle Inspection Station, except fleet and government inspection stations, is required to display, at all times during the official life of the station, the Official Vehicle Inspection Station sign.
2. The sign and replacements are provided by the state at no cost to the station and shall always remain the property of the Department and serve as a means of identification of the Official Vehicle Inspection Station.
3. Only one official sign will be displayed at any public inspection station, but dissimilar signs may be displayed. The supervising Department representative will issue only one sign per public inspection station license issued.
4. Signs will be displayed from the inspection station building facing the street, preferably in the open to provide maximum visibility along with hours of operation.
5. The sign shall be surrendered upon demand of the Department.

01.30.00 CHANGES AND UPDATES TO VEHICLE INSPECTION STATION INFORMATION

A vehicle inspection station certificate holder must notify the Department of a business name change in a manner prescribed by the Department within 30 days of such change.

Upon the effective date of any such change of location, name, or ownership, all of your inspection privileges will cease under the former name or address, and you will not be allowed to inspect vehicles under the new name or location or as a new owner until you are certified by the Department.

The Certificate of Appointment fee for any such change in location, or ownership will be the same as for a new inspection station application.

Failure to comply with the requirement of this section may result in criminal prosecution, as well as necessary civil recovery action and may impede any reappointment of the vehicle inspection station.

01.35.00 GOING OUT OF BUSINESS

Whenever any Official Vehicle Inspection Station goes out of business, the owner or operator shall notify the Department representative supervising the station of this intent and immediately return all forms, and sign furnished by the Department, and any other official materials relating to inspections to the Department. A final accounting of all forms and other items shall be conducted immediately upon termination of business.

Failure to comply with the requirement of this section may result in criminal prosecution, as well as necessary civil recovery action and may impede any reappointment of the vehicle inspection station.

01.40.00 INSPECTION STATION CANCELLATIONS AND SUSPENSIONS

Discontinuance of business for any reason, changes of location, name, or ownership automatically cancels your inspection station authorization to inspect.

Any inspection station whose Certificate of Appointment is suspended or revoked shall return all supplies to the Department and no such inspection station shall inspect vehicles while its Certificate of Appointment is suspended or revoked. All inspection supplies furnished by the Department are to be surrendered to the Department in the event an inspection station terminates its business or upon the suspension or revocation of the Certificate of Appointment.

Failure to comply with the requirement of this section may result in criminal prosecution, as well as necessary civil recovery action and may impede any reappointment of the vehicle inspection station.

01.45.00 REINSTATEMENT AFTER SUSPENSION

After expiration of suspension in which the Certificate of Appointment has expired, a vehicle inspection station owner desiring reinstatement may request reinstatement by contacting a Department representative. The station must meet minimum requirements for class of station. A properly completed application in a manner prescribed by the department, along with the statutory Certificate of Appointment fee will be submitted.

After expiration of suspension of which the Certificate of Appointment has not expired a vehicle inspection station owner desiring to reinstate may request reinstatement by contacting a Department representative. The station must meet the minimum requirements for their class of station. No Certificate of Appointment fee is required.

No person may apply for certification as a vehicle inspection station after disqualification or revocation by the Director of the Department of Public Safety until such time as the applicant complies with all requirements for certification.

01.50.00 LEASE OR SALE OF INSPECTION STATION DURING SUSPENSION

A change of ownership or lease to another person during a suspension period will require the new owner or lessee to complete an application for certification. All procedures for a new application including all forms and an investigation will be required.

The lease of the building and/or inspection bay will in addition require:

1. A copy of the lease agreement submitted with the application for appointment as an Official Inspection Station.
2. A suspended, revoked, or denied owner/operator may not supervise the inspection of any vehicle nor otherwise participate in the inspection of any vehicle.
3. Certification may not be issued to an immediate family member if the immediate family member's certification is pending or revoked unless the person submits an affidavit stating the certificate holder who is the subject of suspension, revocation or pending action, has no, nor will have any, further involvement in the business of State inspections.
4. A station's Certificate of Appointment will be subject to revocation in the event the Department discovers the previous certificate holder is involved in the inspection business at that location.

01.55.00 CRIMINAL VIOLATIONS

All bona fide complaints received by the Department about any inspection station shall be investigated for the purpose of determining whether there has been a violation of the Transportation Code or the applicable rules and regulations.

Appropriate action will be taken when it appears from any investigation that the Transportation Code or any regulation included herein has been violated by an inspection station or its agents or employees.

Any owner of an Official Vehicle Inspection Station, agent, servant, or employee who violates any provision of the Transportation Code, the rules and regulations, or requires the repair of any equipment other than that equipment required to be inspected, upon conviction, may be subject to a penalty.

The Transportation Code states that it is a violation of the law or administrative rules to commit any of the following acts:

1. Issuing a Vehicle Inspection Report with knowledge that the issuance is in violation of this chapter or rules adopted under this chapter.
2. Falsely or fraudulently representing to the owner or operator of a vehicle that equipment inspected or required to be inspected must be repaired, adjusted, or replaced for the vehicle to pass an inspection.
3. Misrepresenting:
 - a. material information in an application in violation of Transportation Code, Section 548.402 or 548.403; or
 - b. information filed with the department under this chapter or as required by department rule;
4. Issuing a Vehicle Inspection Report:
 - a. without authorization to issue the Vehicle Inspection Report; or
 - b. without inspecting the vehicle;
5. Issuing a Vehicle Inspection Report for a vehicle with knowledge that the vehicle has not been repaired, adjusted, or corrected after an inspection has shown a repair, adjustment, or correction to be necessary;
6. Knowingly issuing a Vehicle Inspection Report:
 - a. for a vehicle without conducting an inspection of each item required to be inspected; or
 - b. for a vehicle that is missing an item required to be inspected or that has an item required to be inspected that is not in compliance with state law or department rules;
7. Refusing to allow a vehicle's owner to have a qualified person of the owner's choice make a required repair, adjustment or correction;
8. No additional fee may be charged above the required inspection fee with the exception of any approved repairs.
9. Performing an act prohibited by or fails to perform an act required by this chapter or a rule adopted under this chapter.

Unless otherwise prescribed by law, the offense is a Class C misdemeanor. A designated representative of the department may issue a notice of an offense or a notice to appear to a person, including an inspector or inspection station, who violates this chapter or a rule adopted under this chapter.