Legal Title
High Polluter Repair or Removal Account

Legal Citation/Authority
Chapter 230, Statutes of 2004 (SB 1107)
Health & Safety Code sections 44090-44099

Purpose
A depository for money received from a portion of the Smog Abatement Fee, citations, donations, and grants. Funds are used to administer a program for the repair or replacement of high-polluting vehicles that have failed a Smog Check inspection.

Administering Agency/Organization Code
Department of Consumer Affairs/Org 1111

Major Revenue Source
A portion of the Smog Abatement Fee pursuant to Health and Safety Code section 44060.

Disposition of Fund (upon abolition)
Pursuant to Government Code section 16346, in the absence of language that identifies a successor fund, any balance remaining in this fund upon abolishment, shall be transferred to the General Fund.

Appropriation Authority
Section 44091 of the Health and Safety Code provides that the money in the fund is available upon appropriation by the Legislature.

State Appropriations Limit
Excluded

Comments/Historical Information
Chapter 28, Statutes of 1994 created this fund.

Chapter 802, Statutes of 1997, changed the revenue sources of this account on and after July 1, 1998 to include smog impact fees for vehicles previously registered outside of the State.

Chapter 200, Statutes of 2009 (SB 734) corrects the name of the account to refer to the High Polluter Repair or Removal Account.