CERTIFICATION OF POLLUTION CONTROL DEVICES

As a licensed motor vehicle dealer, before you may sell, lease or transfer title to a used automobile or light-duty truck (1975 or newer and 10,000 pounds gross vehicle weight or less) you must certify to the buyer that the vehicle’s pollution control devices have not been tampered with.

Tampering is defined as the dismantling, removal, or rendering ineffective of any air pollution control device or system which has been installed on the vehicle by the vehicle manufacturer except to replace such device or system with a device or system equivalent in design and function to the part that was originally installed on the motor vehicle (Section 316.2935, Florida Statutes).

Dealers must complete and sign a “Vehicle Air Pollution Control Statement” which certifies to the buyer that neither you nor your agents or employees have tampered with any air pollution emission control devices and system of the vehicle, if installed by the vehicle manufacturer or importer. Your buyer must also sign the certification and you must provide your buyer with a copy.

You must also certify that you or persons under your supervision have inspected the motor vehicle and, based on said inspection, have determined that the air pollution control devices and systems listed below, if installed by the vehicle manufacturer or importer, are in place and appear properly connected and undamaged as determined by visual observation.

You must visually inspect the following devices:

**Model Years 1975 – 1980**

- Catalytic Converter
- Fuel Inlet Restrictor
- Unvented Fuel Cap

**Model Years 1981 and newer**

- Catalytic Converter
- Fuel Inlet Restrictor
- Unvented Fuel Cap
- Exhaust Gas Recirculation System (EGR)
- Air Pump and/or Air Injection System (AIS)
- Fuel Evaporative Emissions System (EVP)

This document must be kept by dealers for a period of five years and is inspected during DMV records inspections. A sample form you may use appears on the following page.
Vehicle Air Pollution Control Statement

Florida Law prohibits the operation, sale, lease, or transfer of title of any automobile or light-duty truck (1975 or newer, 10,000 pounds gross vehicle weight or less) that has been tampered with. "Tampering" means the dismantling, removal, or rendering ineffective of any air pollution control device or system which has been installed on the vehicle by the vehicle manufacturer except to replace such device or system with a device or system equivalent in design and function to the part that was originally installed on the motor vehicle (316.2955, Florida Statutes).

As a motor vehicle dealer licensed to conduct business in the State of Florida, I hereby certify that the following air pollution emission control devices and system of this vehicle, if installed by the vehicle manufacturer or importer, have not been tampered with by me or by my agents, employees, or other representatives. I also hereby certify that I or persons under my supervision have inspected this motor vehicle and, based on said inspection, have determined that the air pollution control devices and systems listed below, if installed by the vehicle manufacturer or importer, are in place and appear properly connected and undamaged as determined by visual observation.

This certification shall not be deemed or construed as a warranty that any air pollution control device or system of the vehicle is in functional condition, nor does the execution or delivery of this certification create by itself grounds for a cause of action between the parties to this transaction.

<table>
<thead>
<tr>
<th>MAKE:</th>
<th>MODEL:</th>
<th>BODY TYPE:</th>
</tr>
</thead>
<tbody>
<tr>
<td>VIN:</td>
<td>YEAR:</td>
<td></td>
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Transferor's (Seller's) Signature: ____________________________
Transferor's (Seller's) Printed Name: _________________________
Transferor's (Seller's) Street Address: _________________________
City: __________ State: __________ Zip Code: __________
Date of Statement: ______________

Transferee's (Buyer's) Signature: ____________________________
Transferee's (Buyer's) Printed Name: _________________________
Transferee's (Buyer's) Street Address: _________________________
City: __________ State: __________ Zip Code: __________

1975 – 1980 Model Year:                      1981 or Newer Model Year

<table>
<thead>
<tr>
<th>Catalytic Converter</th>
<th>Fuel Inlet Restrictor</th>
<th>Unvented Fuel Cap</th>
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</tr>
</thead>
</table>

Stock No. ____________________________

Form approved by the Department of Environmental Protection

HSMV 84938 (06/10)
NOTICE: If you are a dealer in Hillsborough County you are required to add the following notice on the above form:

IN ACCORDANCE WITH CHAPTER 1-8, RULES OF THE ENVIRONMENTAL PROTECTION COMMISSION OF HILLSBOROUGH COUNTY, ALL VEHICLES 1975 OR NEWER, IF SO ORIGINALLY EQUIPPED BY THE MANUFACTURER MUST HAVE:

You must inspect all of the devices above plus:

Positive Crankcase Ventilation (PCV)
Thermostatic Air Cleaner (TAC)
Oxygen Sensor (O2)
All Relevant Vacuum Lines, Electrical Lines, Sensors, etc. (M)

Penalties

Penalties for violating this law are included in Sections 316.2935(5) and (6), Florida Statutes:

(5) Any person who knowingly and willfully violates subsection (1) shall be punished as follows:

(a) For a first violation, violators shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083, except that a motor vehicle dealer shall be guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(b) For a second or subsequent offense, violators, including motor vehicle dealers, shall be guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. In addition, the Department of Highway Safety and Motor Vehicles may temporarily or permanently revoke or suspend the motor vehicle dealer license authorized pursuant to the provisions of s. 320.27.

(6) Except as provided in subsection (5), any person who violates subsection (1), subsection (2), or subsection (3) shall be charged with a noncriminal traffic infraction, punishable as a nonmoving violation as provided in chapter 318. However, the penalty may be reduced if the person committing the violation corrects the violation pursuant to the provisions of s. 316.6105.