
By: Chairman, Ways and Means Committee (Departmental - Comptroller)

Introduced and read first time: January 15, 1997

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Fuel and Lubricants - Administration and Enforcement**

3 FOR the purpose of expanding the hours for which the Comptroller shall have access to
4 motor fuel for inspection purposes or drawing motor fuel samples; authorizing the
5 Comptroller to inspect or draw samples from the propulsion tanks of certain motor
6 vehicles; providing that the denial of access to motor vehicles by certain individuals
7 constitutes prima facie evidence of a violation of the State motor fuel and lubricants
8 law; and generally relating to the administration and enforcement of the motor fuel
9 and lubricants law.

10 BY repealing and reenacting, with amendments,
11 Article - Business Regulation
12 Section 10-201
13 Annotated Code of Maryland
14 (1992 Volume and 1996 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article - Business Regulation**

18 10-201.

19 (a) (1) The Comptroller shall administer and enforce this title.

20 (2) The Comptroller may delegate any power or duty of the Comptroller
21 under this title.

22 (b) To enforce this title, the Comptroller may make investigations, hold hearings,
23 examine persons under oath, and receive evidence.

24 (c) To enforce this title, the Comptroller may issue subpoenas for the attendance
25 of witnesses to testify or to produce evidence.

26 (d) (1) For inspection or drawing samples, the Comptroller shall have access,
27 during normal business OR OPERATIONAL hours, to:

28 (i) each place where motor fuel is stored for sale; [or]

29 (ii) each conveyance used to transport motor fuel; OR

2

1 (III) THE PROPULSION TANK OF ANY SPECIAL FUEL POWERED
2 MOTOR VEHICLE USED FOR BUSINESS PURPOSES.

3 (2) A denial of access by an agent, owner, or other person who operates
4 such a place [or], conveyance, OR MOTOR VEHICLE is prima facie evidence of a
5 violation of this title.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 1997.