

# HOUSE BILL 1087

R6

4lr2479

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By: **Delegates McMillan and Holmes**

Introduced and read first time: February 6, 2014

Assigned to: Environmental Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicles – Maximum Period of Idling – Repeal**

3 FOR the purpose of repealing the prohibition against a motor vehicle engine idling for  
4 more than a certain amount of time; repealing certain exceptions to the  
5 prohibition; and generally relating to the repeal of the prohibition against a  
6 motor vehicle engine idling for more than a certain amount of time.

7 BY repealing and reenacting, with amendments,  
8 Article – Transportation  
9 Section 22–402(c)  
10 Annotated Code of Maryland  
11 (2012 Replacement Volume and 2013 Supplement)

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

14 **Article – Transportation**

15 22–402.

16 (c) (1) No motor vehicle may be operated, nor may the owner or lessee of a  
17 motor vehicle permit it to be operated, on any highway in this State unless the engine  
18 power and exhaust mechanism is equipped, adjusted, and operated to prevent:

19 (i) The discharge of clearly visible smoke (comparable to smoke  
20 equal to or darker in shade than that designated as No. 1 of the Ringelmann Chart as  
21 published by the U.S. Bureau of Mines) in the exhaust emissions within the proximity  
22 of the exhaust outlet for more than 10 consecutive seconds; and

23 (ii) The discharge of smoke from any other part of the engine in  
24 such amounts and of such opacity as to partially obscure persons or objects from view.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (2) In this subsection, “smoke” means small gasborne and airborne  
2 particles, exclusive of water vapor, from a process of combustion in sufficient numbers  
3 to be observable.

4           (3) [A motor vehicle engine may not be allowed to operate for more  
5 than 5 consecutive minutes when the vehicle is not in motion, except as follows:

6                   (i) When a vehicle is forced to remain motionless because of  
7 traffic conditions or mechanical difficulties over which the operator has no control;

8                   (ii) When it is necessary to operate heating and cooling or  
9 auxiliary equipment installed on the vehicle;

10                   (iii) To bring the vehicle to the manufacturer’s recommended  
11 operating temperature; or

12                   (iv) When it is necessary to accomplish the intended use of the  
13 vehicle.

14           (4)] For a period of 1 year from July 1, 1971, this subsection shall be  
15 enforced by issuance of a warning. One year from July 1, 1971, it shall be enforced in  
16 the same manner as other violations of this section.

17           **[(5)] (4)** This subsection does not apply to Class L (historic) vehicles.

18           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
19 October 1, 2014.