

EMERGENCY BILL

R6

6lr1093

CF 6lr1184

By: Senators Jimeno, Colburn, Collins, Haines, Middlebrooks, Stone, and Bromwell

Introduced and read first time: January 17, 1996

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Enhanced Vehicle Emissions Inspection Program - Moratorium Extension**

3 FOR the purpose of extending, until a certain date, the period during which the Motor
4 Vehicle Administration and the Secretary of the Environment are prohibited from
5 requiring certain test procedures under the State's emissions control program;
6 altering the periods during which certain limitations on fees for tests and
7 inspections under the emissions control program apply; making this Act an
8 emergency measure; and generally relating to the Vehicle Emissions Inspection
9 Program.

10 BY repealing and reenacting, with amendments,
11 Article - Transportation
12 Section 23-202(d) and 23-205
13 Annotated Code of Maryland
14 (1992 Replacement Volume and 1995 Supplement)

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

17 **Article - Transportation**

18 23-202.

19 (d) (1) Notwithstanding subsection (c)(6) of this section or any other provision
20 of law, during the period from January 1, 1995 through May 31, [1996] 1997, the
21 emissions control program established under this subtitle may not require for any vehicle
22 other than a State-owned vehicle or, to the extent authorized by federal law, a
23 federally-owned vehicle:

24 (i) Transient mass-emission testing using the IM 240 driving cycle
25 referenced under 40 C.F.R. Part 51;

26 (ii) An evaporative system integrity (pressure) test or an evaporative
27 system transient purge test that requires the disconnection or manipulation of any engine
28 component, including any hose or emissions equipment, that is located in the vehicle's
29 engine compartment;

30 (iii) Removal of the driver from a vehicle being tested or inspected; or

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1 (iv) On-road testing.

2 (2) Nothing in this subsection prohibits the emissions control program from
3 offering to vehicle owners, on a voluntary basis, any of the tests and inspections described
4 in paragraph (1) of this subsection.

5 23-205.

6 (a) (1) Subject to paragraph (2) of this subsection, the Administration and the
7 Secretary shall set the fee to be charged for each vehicle to be inspected and tested by a
8 facility.

9 (2) The fee established under this subsection:

10 (i) During the period from January 1, 1995 through May 31, [1996]
11 1997, may not exceed \$12; and

12 (ii) During the period after May 31, [1996] 1997, may not exceed \$14.

13 (b) The fee shall be collected in a manner established by the Administration and
14 the Secretary.

15 (c) A specific portion of the fee shall be paid to or retained by the Administration
16 to cover the cost of administration and enforcement of the emissions control program, as
17 provided in the contract between the contractor and the State.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
19 measure, is necessary for the immediate preservation of the public health and safety, has
20 been passed by a ye and nay vote supported by three-fifths of all the members elected to
21 each of the two Houses of the General Assembly, and shall take effect from the date it is
22 enacted.