

SENATE BILL 434

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R6
HB 300/96 - ENV

1999 Regular Session
9r1919
CF 9r1717

By: **Senators Mooney and Munson**

Introduced and read first time: February 5, 1999

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Emissions Inspection Program - Washington County**

3 FOR the purpose of prohibiting certain components of the Vehicle Emissions
4 Inspection Program in Washington County under certain circumstances;
5 authorizing the Motor Vehicle Administration, in consultation with the
6 Secretary of the Environment, to offer a certain incentive program to vehicle
7 owners in Washington County to encourage voluntary submission to certain
8 vehicle testing under certain circumstances; requiring the Administration to
9 provide to vehicle owners in Washington County notice of the opportunity to
10 submit voluntarily to certain emissions testing under certain circumstances;
11 defining a certain term; repealing certain obsolete language; clarifying
12 language; providing for the effective date of this Act; and generally relating to
13 Washington County and the Vehicle Emissions Inspection Program.

14 BY repealing and reenacting, without amendments,
15 Article - Transportation
16 Section 23-202(a)
17 Annotated Code of Maryland
18 (1998 Replacement Volume and 1998 Supplement)

19 BY repealing and reenacting, with amendments,
20 Article - Transportation
21 Section 23-202(d)
22 Annotated Code of Maryland
23 (1998 Replacement Volume and 1998 Supplement)

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

1 **Article - Transportation**

2 23-202.

3 (a) (1) Subject to subsection (d) of this section, the Administration and the
4 Secretary shall establish an emissions control program in the State in accordance
5 with the federal Clean Air Act.

6 (2) The program shall remain in effect only as long as required by federal
7 law.

8 (d) (1) IN THIS SUBSECTION, "DYNAMOMETER TESTING" MEANS TRANSIENT
9 MASS-EMISSION TESTING USING THE 1M 240 DRIVING CYCLE REFERENCED UNDER
10 40 C.F.R. PART 51.

11 (2) Notwithstanding subsection (c)(6) of this section or any other
12 provision of law, [during the period from January 1, 1995 through May 31, 1997,] IN
13 WASHINGTON COUNTY, the emissions control program established under this subtitle
14 may not require for any vehicle other than a State-owned vehicle or, to the extent
15 authorized by federal law, a [federally-owned] FEDERALLY OWNED vehicle:

16 (i) [Transient mass-emission testing using the IM 240 driving
17 cycle referenced under 40 C.F.R. Part 51] DYNAMOMETER TESTING;

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

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

24 (iv) On-road testing.

25 [(2)] (3) (i) The Administration, in consultation with the Secretary,
26 [shall] MAY IN WASHINGTON COUNTY develop and offer to owners of vehicles subject
27 to the emissions control program an incentive program designed to encourage
28 voluntary submission to [the test described in item (1)(i) of this subsection]
29 DYNAMOMETER TESTING.

30 (ii) Notwithstanding the provisions of § 23-205(a)(2) and
31 subsection (c)(1) of this section, the incentives offered under this paragraph may
32 include reduced test fees, flexible test schedules, the waiver of late fees, the reduction
33 of expenditures incurred for emissions related repairs necessary to obtain a waiver,
34 and any other cost-effective incentive that is consistent with State and federal law
35 and is reasonably expected by the Administration to increase the number of vehicles
36 that undergo [the test described in item (1)(i) of this subsection] DYNAMOMETER
37 TESTING.

1 (iii) 1. The Administration shall notify vehicle owners IN
2 WASHINGTON COUNTY of the opportunity to voluntarily submit a vehicle to [the
3 testing described in subparagraph (i) of this paragraph] DYNAMOMETER TESTING.

4 2. The notice required under this subparagraph shall be:

5 A. Prominently displayed at all emissions inspection
6 facilities; and

7 B. Included by the Administration in test notices and other
8 mailings related to the emissions control program that are directed to vehicle owners.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 June 1, 1999.