

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 103

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “date;” insert “authorizing a modification concerning the applicability of the program to vehicles of certain model years;”; in line 7, strike “the Administration and”; in line 14, after “circumstances;”, insert “exempting a certain zero-emission vehicle from certain emissions testing and inspection requirements; extending the termination of a certain exemption for qualified hybrid vehicles from certain emissions testing and inspection requirements; requiring the Administration and the Secretary to adopt certain regulations; providing that a qualified hybrid vehicle is not required to submit to a certain exhaust emissions test and emissions equipment and misfueling inspection until a certain time after the vehicle was first registered in the State;”; in line 15, strike “prohibiting” and substitute “authorizing the Department, in consultation with the Administration, to prohibit”; and strike beginning with “authorizing” in line 16 down through “motor” in line 18.

On page 2, in line 1, strike “vehicles on the title of the motor vehicle;”; in line 8, after “terms;” insert “requiring the Department, in consultation with the Administration, to consult with certain stakeholders, consider the implementation of efforts of certain states, and consider the needs of certain individuals in adopting regulations under this Act;”; in line 9, after “extent;” insert “providing for the effective date of certain provisions of this Act;”; in line 20, strike “and 13–406” and substitute “, 13–406, and 23–202(b)”; and after line 22, insert:

“BY repealing and reenacting, without amendments,

Article – Transportation

Section 23–206.3

Annotated Code of Maryland

(2006 Replacement Volume and 2006 Supplement)

(Over)

BY adding to

Article – Transportation  
Section 23–206.4  
Annotated Code of Maryland  
(2006 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,

Chapter 273 of the Acts of the General Assembly of 2003, as amended by  
Chapter 370 of the Acts of the General Assembly of 2005  
Section 2”.

AMENDMENT NO. 2

On page 9, after line 7, insert:

“23–206.3.

(a) In this section, “qualified hybrid vehicle” has the meaning stated in § 13–815(a)(6) of this article.

(b) A qualified hybrid vehicle is exempt from the mandatory tests and inspections required by this subtitle if the vehicle obtains a rating from the U.S. Environmental Protection Agency of at least 50 miles per gallon during city fuel economy tests.

(c) The Administration shall adopt regulations necessary to implement the provisions of this section.

**23–206.4.**

**(A) IN THIS SECTION, “ZERO-EMISSION VEHICLE” MEANS ANY VEHICLE THAT:**

(1) IS DETERMINED BY THE SECRETARY TO BE A TYPE OF VEHICLE THAT DOES NOT PRODUCE ANY TAILPIPE OR EVAPORATIVE EMISSIONS; AND

(2) HAS NOT BEEN ALTERED FROM THE MANUFACTURER'S ORIGINAL SPECIFICATIONS.

(B) A ZERO-EMISSION VEHICLE IS EXEMPT FROM THE MANDATORY TESTS AND INSPECTIONS REQUIRED BY THIS SUBTITLE.

(C) THE ADMINISTRATION AND THE SECRETARY SHALL ADOPT REGULATIONS NECESSARY TO:

(1) PROVIDE FOR THE DETERMINATION OF WHICH VEHICLES ARE ZERO-EMISSION VEHICLES; AND

(2) IMPLEMENT THE PROVISIONS OF THIS SECTION.

Chapter 273 of the Acts of 2003, as amended by Chapter 370 of the Acts of 2005

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2003. It shall remain effective for a period of [6] 9 years and, at the end of September 30, [2009] 2012, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.

SECTION 4. AND BE IT FURTHER ENACTED, That the laws of Maryland read as follows:

Article – Transportation

(Over)

23-202.

(b) (1) [The] SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, THE emissions program shall provide for a biennial exhaust emissions test and emissions equipment and misfueling inspection for all vehicles of the 1977 model year and each model year thereafter.

(2) The emissions control program may not authorize an exhaust emissions test or emissions equipment and misfueling inspection for any vehicle of a model year earlier than the 1977 model year.

(3) (I) IN THIS PARAGRAPH, “QUALIFIED HYBRID VEHICLE” HAS THE MEANING STATED IN § 13-815(A)(6) OF THIS ARTICLE.

(II) A QUALIFIED HYBRID VEHICLE IS NOT REQUIRED TO SUBMIT TO A FIRST EXHAUST EMISSIONS TEST AND EMISSIONS EQUIPMENT AND MISFUELING INSPECTION UNTIL 3 YEARS AFTER THE DATE ON WHICH THE VEHICLE WAS FIRST REGISTERED IN THE STATE.”;

in line 8, strike “4.” and substitute “5.”; in line 12, strike “5.” and substitute “6.”; in line 21, strike “6.” and substitute “7.”; after line 23, insert:

“SECTION 8. AND BE IT FURTHER ENACTED, That Section 4 of this Act shall take effect on the taking effect of the termination provision specified in Section 2 of Chapter 273 of the Acts of the General Assembly of 2003, as amended by Chapter 370 of the Acts of the General Assembly of 2005 and Section 3 of this Act. Except as provided in Section 3 of this Act, this Act may not be interpreted to have any effect on that termination provision.”;

in line 24, strike “7.” and substitute “9.”; and in the same line, after “That” insert “, subject to the provisions of Section 8 of this Act.”.