

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 103
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “and” and substitute “, in consultation with”; in line 4, after “Administration” insert a comma; strike beginning with “authorizing” in line 6 down through “years;” in line 7; in line 9, after “requirements;” insert “prohibiting the Department or any other State agency from adopting a regulation that requires the sale or use of certain gasoline;”; in the same line, after “authorizing” insert “and requiring”; in line 14, after “circumstances;” insert “authorizing the Department, in consultation with the Administration, to adopt regulations to exempt certain motor vehicles from the program; requiring the Administration to note exemptions for certain motor vehicles on the title of the motor vehicle;”; in line 15, after “provisions;” insert “requiring the Department to submit a certain report to the Administrative, Executive, and Legislative Review Committee on or before a certain date each year; establishing a Maryland Clean Car and Energy Policy Task Force; specifying the chair, membership, staffing, and duties of the Task Force; requiring the Task Force to make legislative recommendations; requiring the Task Force to provide a certain annual report to the Governor and the General Assembly;”; in line 16, after “extent;” insert “providing for the termination of certain provisions of this Act;”; and in line 20, strike “2-1106” and substitute “2-1108”.

AMENDMENT NO. 2

On page 2, in line 18, strike “**CONJUNCTION**” and substitute “**CONSULTATION**”.

On page 3, in line 23, strike “**A**” and substitute “**EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE, A**”.

(Over)

On page 4, in line 2, strike “**SHALL**” and substitute “**MAY**”; in the same line, after “**NEW**” insert “**MOTOR VEHICLES OR**”; strike beginning with “**, IF**” in line 4 down through “**ACT**” in line 5; in line 7, strike “**MAY**” and substitute “**SHALL**”; in line 18, strike “**VEHICLES**” and substitute “**VEHICLE**”; and in line 19, strike “**OF**” and substitute “**ON**”.

On page 6, in line 19, strike “and” and substitute “**, in consultation with**”; in line 19, after “Administration” insert a comma; and in line 20, strike “jointly”.

AMENDMENT NO. 3

On page 3, after line 5, insert:

“(D) THE DEPARTMENT OR ANY OTHER STATE AGENCY MAY NOT ADOPT A REGULATION UNDER THIS SUBTITLE OR ANY OTHER PROVISION OF LAW THAT REQUIRES THE SALE OR USE OF CALIFORNIA REFORMULATED GASOLINE IN THE STATE.”.

AMENDMENT NO. 4

On page 4, after line 27, insert:

“2-1107.

ON OR BEFORE OCTOBER 1 OF EACH YEAR, THE DEPARTMENT SHALL SUBMIT, TO THE ADMINISTRATIVE, EXECUTIVE, AND LEGISLATIVE REVIEW COMMITTEE FOR THE COMMITTEE’S REVIEW, A LIST AND SUMMARY OF ALL CHANGES TO THE CALIFORNIA MOTOR VEHICLE EMISSIONS STANDARDS AND COMPLIANCE REQUIREMENTS PROPOSED OR ADOPTED BY THE CALIFORNIA AIR RESOURCES BOARD IN THE PRIOR 12 MONTHS.”.

AMENDMENT NO. 5

On page 5, before line 1, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Environment

2-1108.

(A) THERE IS A MARYLAND CLEAN CAR AND ENERGY POLICY TASK FORCE.

(B) THE TASK FORCE SHALL BE COMPOSED OF:

(1) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED BY THE PRESIDENT OF THE SENATE TO SERVE AS A COCHAIR;

(2) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY THE SPEAKER OF THE HOUSE TO SERVE AS A COCHAIR;

(3) THE SECRETARY OF THE DEPARTMENT OF NATURAL RESOURCES, OR A DESIGNEE OF THE SECRETARY;

(4) THE SECRETARY OF THE DEPARTMENT OF THE ENVIRONMENT, OR A DESIGNEE OF THE SECRETARY;

(5) THE SECRETARY OF THE DEPARTMENT OF TRANSPORTATION, OR A DESIGNEE OF THE SECRETARY;

(6) THE SECRETARY OF THE DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT, OR A DESIGNEE OF THE SECRETARY;

(Over)

(7) A REPRESENTATIVE OF THE MARYLAND ENERGY RESOURCE CENTER; AND

(8) A REPRESENTATIVE OF THE UNIVERSITY OF MARYLAND BIOTECHNOLOGY INSTITUTE.

(C) A MEMBER OF THE TASK FORCE MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE TASK FORCE BUT IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE STANDARD STATE TRAVEL REGULATIONS AS PROVIDED IN THE STATE BUDGET.

(D) THE TASK FORCE SHALL MEET AT THE TIMES AND PLACES THAT THE COCHAIRS DETERMINE.

(E) THE TASK FORCE SHALL:

(1) STUDY:

(I) THE ACTIVITIES OF NEIGHBORING STATES, RELATING TO VEHICLE EMISSION STANDARDS;

(II) REGULATORY ACTIONS BY THE STATE OF CALIFORNIA AND THE U.S. ENVIRONMENTAL PROTECTION AGENCY RELATED TO VEHICLE EMISSION STANDARDS; AND

(III) EMERGING ENERGY TECHNOLOGIES;

(2) REVIEW STATE ENERGY POLICIES AND CONSIDER PROPOSALS AND STRATEGIES TO DEVELOP ALTERNATIVE VEHICLE FUELS AND EFFICIENCY MEASURES THAT WOULD IMPROVE THE STATE’S AIR QUALITY;

(3) MAKE LEGISLATIVE RECOMMENDATIONS; AND

(4) PREPARE A REPORT SUMMARIZING THE FINDINGS AND RECOMMENDATIONS OF THE TASK FORCE.

(F) THE TASK FORCE SHALL SUBMIT THE FINDINGS AND RECOMMENDATIONS OF THE TASK FORCE TO THE GOVERNOR AND, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON OR BEFORE DECEMBER 31 OF EACH YEAR.

(G) THE DEPARTMENT OF THE ENVIRONMENT SHALL PROVIDE STAFF TO THE TASK FORCE.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”.

AMENDMENT NO. 6

On page 6, in line 18, strike “2.” and substitute “4.”; after line 21, insert:

“SECTION 5. AND BE IT FURTHER ENACTED, That in adopting regulations under Title 2, Subtitle 11 of the Environment Article, as enacted by Section 1 of this Act, the Department of the Environment, in consultation with the Motor Vehicle Administration, shall:

(a) Consult with all stakeholders, including representatives of the State’s automotive industry;

(Over)

(b) Consider the implementation efforts of each state bordering the State that have adopted the California Low Emissions Vehicle Program; and

(c) Consider the needs of individuals with visual impairments.”;

in lines 22 and 25, strike “3.” and “4.”, respectively, and substitute “6.” and “7.”, respectively; and in line 26, after “2007.” insert “Section 2 of this Act shall remain effective for a period of 3 years and 7 months and, at the end of December 31, 2010, with no further action required by the General Assembly, Section 2 of this Act shall be abrogated and of no further force and effect.”.