

HOUSE BILL 11

R5
HB 848/16 – ENV

(PRE-FILED)

7lr0523

By: **Delegates Lam, Barve, Hill, Ebersole, Lafferty, Pendergrass, Fraser-Hidalgo, Tarlau, Robinson, and Ciliberti**

Requested: August 23, 2016

Introduced and read first time: January 11, 2017

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Causing Diesel Emissions to Discharge Onto Another –**
3 **Prohibition**

4 FOR the purpose of prohibiting a person from causing a diesel-powered motor vehicle to
5 emit certain clearly visible emissions onto another person or motor vehicle; providing
6 for the application of this Act; and generally relating to a prohibition on the discharge
7 of excess diesel-powered motor vehicle emissions.

8 BY adding to

9 Article – Transportation

10 Section 21-1130

11 Annotated Code of Maryland

12 (2012 Replacement Volume and 2016 Supplement)

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

15 **Article – Transportation**

16 **21-1130.**

17 **(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A PERSON**
18 **MAY NOT KNOWINGLY OR INTENTIONALLY CAUSE A DIESEL-POWERED MOTOR**
19 **VEHICLE TO DISCHARGE CLEARLY VISIBLE SMOKE, SOOT, OR OTHER EXHAUST**
20 **EMISSIONS ONTO ANOTHER PERSON OR MOTOR VEHICLE.**

21 **(B) THIS SECTION DOES NOT APPLY TO A PERSON OPERATING:**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(1) A DIESEL-POWERED VEHICLE THAT DISCHARGES VISIBLE**
2 **EXHAUST AS THE RESULT OF NORMAL ACCELERATION OR TOWING;**

3 **(2) A COMMERCIAL VEHICLE WITH A GROSS WEIGHT OF 10,000**
4 **POUNDS OR MORE; OR**

5 **(3) A CONSTRUCTION VEHICLE OPERATING AT A CONSTRUCTION**
6 **SITE.**

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2017.