

3. Certified by the Department of State Police to perform an inspection authorized under this section; or

(iv) Any civilian employee of a local government who is:

1. Acting under the immediate direction and control of a uniformed police officer;

2. Acting under the written authorization of the Secretary of the State Police; and

3. Certified by the Department of State Police to perform an inspection authorized under this section.

(4) "Public Service Commission inspector" means a person who is assigned by the Public Service Commission and certified by the Department of State Police to perform an inspection authorized under this section.

(5) "Transportation emergency" means any natural or man-made emergency that disrupts or hinders the free flow of traffic on the State's highways and local streets and roads for more than 8 hours so that public safety is or may be threatened as a result.

(6) "Utility emergency" means any natural or man-made emergency that disrupts or severs or has the potential to disrupt or sever gas, electric, telephone, water, sewer, or other utility service to:

(i) Any large number of residential or commercial customers in an area or areas of the State; or

(ii) Any public or private institutions in an area or areas of the State so that the public health, welfare, or safety is or may be threatened as a result.

(f) (1) Except as provided in subsection (i) of this section the Administration may adopt rules and regulations as are necessary for the safe operation of vehicles that exceed 10,000 pounds [registered] RATED gross weight and are engaged in the transportation of property or passengers over the highways of this State.

(2) Any rule or regulation adopted pursuant to this subsection shall:

(i) Be formulated jointly by the Motor Vehicle Administration and the Department of State Police;

(ii) Duplicate or be consistent with the Federal Motor Carrier Safety Regulations contained in 49 CFR, Parts 390 through 399;

(iii) Apply to all vehicles over 10,000 pounds [registered] RATED gross vehicle weight that are subject to the Federal Motor Carrier Safety Regulations;

(iv) Apply to vehicles over 10,000 pounds registered gross vehicle weight that are not subject to the Federal Motor Carrier Safety Regulations, if the rule or regulations adopted by the Motor Vehicle Administration specifically states that it applies to the vehicle; and