

(2) "Abandoned motor vehicle" means a motor vehicle that is inoperable and is left unattended on public property for more than forty-eight hours, or a motor vehicle that has remained illegally on public property for a period of more than forty-eight hours, or a motor vehicle that has remained on private property without the consent of the owner or person in control of the property for more than forty-eight hours.

12-402 (c).

1. No motor vehicle shall be operated, nor shall the owner or lessee of a motor vehicle permit it to be operated, upon the public highways of the State unless the engine power and exhaust mechanism shall be equipped, adjusted, and operated to prevent

(i) The discharge of clearly visible smoke (comparable to smoke equal to or darker in shade than that designated as No. 1 of the Ringelmann Chart as published by the U. S. Bureau of Mines) in the exhaust emissions within the proximity of the exhaust outlet for more than ten (10) consecutive seconds;

2. Smoke is defined as small gasborne and airborne particles, exclusive of water vapor, from a process of combustion in sufficient numbers to be observable.

3. No motor vehicle engine shall be allowed to operate for more than five (5) consecutive minutes when it is not in motion except as follows:

(i) When a vehicle is forced to remain motionless because of traffic conditions or mechanical difficulties over which the operator has no control;

(ii) When it is necessary to operate heating and cooling or auxiliary equipment installed on the vehicle;

(iii) To bring the vehicle to the manufacturer's recommended operating temperature;

(iv) When it is necessary to accomplish the intended use of the vehicle;

4. For a period [on] of one (1) year from July 1, 1971, this subsection shall be enforced by issuance of a warning. One (1) year from July 1, 1971, it shall be enforced in the same manner as other violations of this section.

5. The provisions of this subsection do not apply to antique motor vehicles registered under Section 3-825 of this article.

SEC. 2. *And be it further enacted*, That this Act shall take effect July 1, 1972.

Approved May 26, 1972.

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CHAPTER 397

(Senate Bill 241)

AN ACT to repeal and re-enact, with amendments, Sections 140, 257 (a), 277 (j), 281 (a), 281 (h), 282 (c), 287 (d), and 700A (b-1) of Article 27 of the Annotated Code of Maryland (1971 Replace-