

(a) The Administration, by October 1, 1979, shall publish, in the Maryland Register, proposed rules and regulations providing, to the extent required by federal law, for the establishment of an emissions inspection program to commence no earlier than July 1, 1980 and no later than December 31, 1982. Prior to the drafting of the rules and regulations, the Administration shall hold a minimum of two public hearings, one in the Baltimore metropolitan area and one in the Washington, D.C. metropolitan area in Maryland for the purpose of receiving public comments. The Administration shall submit the proposed rules and regulations to each house of the General Assembly not later than the 15th day of the regular session of the General Assembly in 1980. The rules and regulations shall provide that as of December 31, 1981 the emissions program is a voluntary one conducted by the Administration in various areas of the State. Public education and awareness programs shall be conducted on a regular basis to inform the citizens concerning the benefits of the emissions program. After [December 31, 1982] JUNE 30, 1983, the program shall be mandatory for all motor vehicles in the State not otherwise exempted. Unless legislation establishing a different program is enacted in the 1980 Session, the proposed rules and regulations, with any amendments that shall have been concurred in by joint resolution of the General Assembly, shall take effect as provided in the rules and regulations.

23-203.

~~(C) -- UNTIL APRIL 15, 1983, THE ADMINISTRATOR SHALL PROCEED WITH IMPLEMENTATION OF ANY CONTRACTS ENTERED INTO PURSUANT TO THIS SUBTITLE IN SUCH A WAY AS TO MINIMIZE NONRECOVERABLE EXPENSES OF THE STATE IN THE EVENT RECONSIDERATION OF THE PROGRAM DURING THE 1983 SESSION RESULTS IN ITS MODIFICATION. AFTER APRIL 15, 1983, THE ADMINISTRATOR SHALL ADVANCE PROGRAM IMPLEMENTATION AS EXPEDITIOUSLY AS PRACTICABLE.~~

(C) (1) UNTIL APRIL 15, 1983, THE SECRETARY OF TRANSPORTATION AND THE CONTRACTOR SHALL MINIMIZE NONRECOVERABLE EXPENSES OF THE STATE. THE 1983 GENERAL ASSEMBLY ACTION ON MODIFICATION OR REPEAL OF THE VEHICLE EMISSIONS INSPECTION PROGRAM SHALL DETERMINE WHETHER THE SECRETARY SHALL ADVANCE PROGRAM IMPLEMENTATION. THE SECRETARY IS DIRECTED TO AUTHORIZE THE CONTRACTOR TO IMPLEMENT ONLY THOSE ACTIVITIES AND EXPENDITURES WHICH HE FINDS CONSISTENT WITH THE GOAL OF MINIMIZING THE STATE'S LIABILITY EXPRESSED ABOVE, WHILE MAINTAINING A "GOOD FAITH" EFFORT TO MEET THE REQUIREMENTS OF THE FEDERAL CLEAN AIR ACT, AS AMENDED. ACTIVITIES AND EXPENDITURES BY THE CONTRACTOR PRIOR TO 1983 GENERAL ASSEMBLY ACTION WHICH ARE NOT AUTHORIZED AND APPROVED BY THE SECRETARY ARE UNDERTAKEN AT THE CONTRACTOR'S RISK AND MAY BE VIEWED UNFAVORABLY BY