

~~{iii}--The-vehicle-fails-the-retest;}~~

(1) SHALL GRANT A WAIVER TO A VEHICLE OWNER IF:

(I) THE VEHICLE FAILS TO PASS THE EMISSIONS TEST;

(II) THE VEHICLE OWNER EXHIBITS EVIDENCE ACCEPTABLE TO THE ADMINISTRATION THAT THE VEHICLE HAS EITHER HAD A LOW EMISSIONS TUNE-UP OR THAT THE OWNER HAS ACTUALLY EXPENDED \$50 TOWARDS A LOW EMISSIONS TUNE-UP TO THE VEHICLE WITHIN 30 DAYS AFTER OF THE EMISSIONS TEST; AND

(III) THE VEHICLE FAILS A RETEST, EXCEPT THAT IF THE VEHICLE OWNER HAS EXHIBITED EVIDENCE ACCEPTABLE TO THE ADMINISTRATION THAT THE VEHICLE OWNER ACTUALLY EXPENDED \$50 FOR THE LOW EMISSIONS TUNE-UP TO THE VEHICLE WITHIN 30 DAYS BEFORE THE INITIAL EMISSIONS TEST, A RETEST IS NOT REQUIRED.

(2) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, MAY NOT GRANT A WAIVER IF IT IS FOUND IN THE TESTING PROCESS THAT A FACTORY-INSTALLED EMISSIONS DEVICE HAS BEEN TAMPED WITH OR REMOVED, OR THAT THE VEHICLE HAS BEEN MISFUELED;

~~{2}~~ (3) May grant additional waivers ~~--under-the-same terms-as-an-initial-waiver--~~ TO EXTEND THE TIME FOR COMPLIANCE in cases of ~~hardship---~~ FINANCIAL HARDSHIP OR FOR unusual circumstances; and

~~{3}~~ (4) May suspend, revoke, or refuse to renew the certification of a repair facility upon evidence that vehicles repaired by that facility for the purpose of bringing them into compliance with the applicable emission standards have repeatedly failed tests or retests AND THE ADMINISTRATION HAS CLEAR AND CONVINCING EVIDENCE THE REPAIR FACILITY IS NOT MEETING SATISFACTORY PERFORMANCE STANDARDS.

(e) The Administration shall prepare a final request for proposal for a contractor operated system with bids to be received no later than January 1, 1981.

23-208.

(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, ANY [Any] program adopted under this subtitle terminates on [June 30] DECEMBER 31, 1988, unless, prior to its termination, the period of operation is extended by an Act of the General Assembly.

(B) THE WINDSHIELD STICKER PROGRAM ADOPTED UNDER THIS SUBTITLE TERMINATES NO LATER THAN DECEMBER 31, 1984.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1983.