(2) "Hazardous materials inspector" means a person who is assigned by the Department of the Environment and certified by the Department of State Police to perform an inspection authorized under this section.

(3) "INCIDENTAL DRIVER" MEANS AN INDIVIDUAL ~~WHO~~:

(I) WHO IS EMPLOYED BY OR CONTRACTS WITH A UTILITY COMPANY OR IS EMPLOYED BY A PERSON WHO CONTRACTS WITH A UTILITY COMPANY; ~~AND~~

(II) WHOSE PRIMARY EMPLOYMENT BY OR CONTRACTUAL AGREEMENT WITH THE UTILITY COMPANY IS NOT ~~REQUIRED TO DRIVE A MOTOR VEHICLE FOR MORE THAN 50% OF THE TOTAL NUMBER OF HOURS THE INDIVIDUAL IS REQUIRED TO WORK UNDER THE INDIVIDUAL'S EMPLOYMENT OR CONTRACTUAL AGREEMENT WITH THE UTILITY COMPANY~~ AS A DRIVER OF A MOTOR VEHICLE; AND

(III) WHO DRIVES A MOTOR VEHICLE ONLY AS AN INCIDENTAL PART OF THE INDIVIDUAL'S EMPLOYMENT OR CONTRACTUAL AGREEMENT WITH THE UTILITY COMPANY.

(4) "Police officer" means:

(i) Any uniformed law enforcement officer who is certified or under the direction of a law enforcement officer who is certified by the Department of State Police to perform an inspection authorized under this section;

(ii) Any civilian employee of the Department of State Police assigned to enforce any rule or regulation adopted under this section, but only while acting under written authorization of the Secretary of the State Police;

(iii) Any civilian employee of the Maryland Transportation Authority Police 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; 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.