

(b) To enforce this title, the Comptroller may make investigations, hold hearings, examine persons under oath, and receive evidence.

(c) To enforce this title, the Comptroller may issue subpoenas for the attendance of witnesses to testify or to produce evidence.

(d) (1) For inspection or drawing samples, the Comptroller shall have access, during normal business ~~OR OPERATIONAL~~ hours, to:

- (i) each place where motor fuel is stored for sale; [or]
- (ii) each conveyance used to transport motor fuel; OR

(III) SUBJECT TO THE PROVISIONS OF PARAGRAPH (2) OF THIS SUBSECTION, THE PROPULSION TANK OF ANY SPECIAL FUEL POWERED MOTOR VEHICLE USED FOR BUSINESS PURPOSES.

(2) IN THE CASE OF THE PROPULSION TANK OF A VEHICLE DESCRIBED IN PARAGRAPH (1)(III) OF THIS SUBSECTION, THE COMPTROLLER SHALL ALSO HAVE ACCESS FOR INSPECTION OR DRAWING SAMPLES ANY TIME THE VEHICLE IS IN OPERATION.

~~(2)~~ (3) A denial of access by an agent, owner, or other person who operates such a place [or], conveyance, OR MOTOR VEHICLE is prima facie evidence of a violation of this title.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1997.

Approved May 8, 1997.

CHAPTER 411

(House Bill 169)

AN ACT concerning

Motor Carrier Tax – Returns, Identification Markers, and Trip Permits

FOR the purpose of altering the circumstances under which the Comptroller is authorized to exempt certain motor carriers from filing a motor carrier tax return; repealing the exemption on a motor carrier tax return for a commercial motor vehicle used to transport certain migrant agricultural workers; repealing the limit on the number of times a motor carrier may operate under a trip permit in the State under certain conditions; exempting certain motor carriers from the requirement to obtain identification markers under certain circumstances; repealing a certain time frame under which a vehicle is not considered to be in violation for failure to obtain a new identification marker; providing for the effective date of this Act; and generally relating to taxation and regulation of motor carriers.

BY repealing and reenacting, with amendments,