

~~(2) ANY FINE COLLECTED UNDER TITLE 23, SUBTITLE 4 OF THE TRANSPORTATION ARTICLE FROM A VIOLATION RELATING TO DIESEL EMISSIONS SHALL BE REMITTED TO THE DEPARTMENT OF TRANSPORTATION AND CREDITED TO THE TRANSPORTATION TRUST FUND.~~

10-312.

(A) SUBJECT TO SUBSECTION (B) OF THIS SECTION, IN A PROSECUTION FOR A DIESEL EMISSIONS STANDARD VIOLATION UNDER TITLE 23, SUBTITLE 4 OF THE TRANSPORTATION ARTICLE, EMISSIONS TEST RESULTS FROM EMISSIONS TEST EQUIPMENT AS DESCRIBED IN § 23-402 OF THE TRANSPORTATION ARTICLE ARE ADMISSIBLE AT TRIAL IN ANY COURT WITH JURISDICTION OVER THE PROCEEDING IN THE STATE.

(B) IF AT THE TIME OF TESTING, A DIESEL VEHICLE FAILS TO MEET THE EMISSIONS STANDARD ESTABLISHED UNDER TITLE 23, SUBTITLE 4 OF THE TRANSPORTATION ARTICLE, THE FAILURE TO MEET THE ESTABLISHED EMISSIONS STANDARD SHALL BE PRIMA FACIE EVIDENCE THAT THE OPERATOR OF THE DIESEL VEHICLE VIOLATED THE PROVISIONS OF TITLE 23, SUBTITLE 4 OF THE TRANSPORTATION ARTICLE.

Article - Transportation

12-118.

(b) Out of the money remitted to the State Comptroller under the Maryland Vehicle Law, the State Comptroller shall:

(1) Pay or retain enough to pay all refunds of taxes or fees provided for in the Maryland Vehicle Law;

(2) Credit to the Gasoline and Motor Vehicle Revenue Account of the Transportation Trust Fund the revenues specified in § 8-402 of this article, after retaining enough to pay:

(i) The salaries and other expenses of the State Highway Administration in enforcing Title 24 of this article;

(ii) The salaries and other expenses of the Commercial Vehicle Enforcement Division of the Department of State Police as approved by the Department in enforcing TITLE 23, SUBTITLE 4 OF THIS ARTICLE, Title 24 of this article, the provisions of the Tax - General Article on the motor carrier tax, and the provisions of Title 10 of the Business Regulation Article on motor fuel fraud and motor fuel tax fraud;

(iii) Funds required, in addition to the funding provided in § 13-804, for the salaries and other expenses of the Automotive Safety Enforcement Division of the Department of State Police as approved by the Department in enforcing Title 23 of this article and Subtitle 6 of Title 22 of this article; and

(iv) The salaries and other expenses of the Department of State Police and other State agencies, as approved by the Department, in enforcing the provisions of § 25-111 of this article; and