

- (3) Credit the balance to the Transportation Trust Fund.

SUBTITLE 4. DIESEL VEHICLE EMISSIONS CONTROL PROGRAM.

23-401.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "DIESEL VEHICLE" MEANS A MOTOR VEHICLE THAT:

- (1) ~~OPERATES ON DIESEL FUEL~~ IS POWERED BY A COMPRESSION IGNITION ENGINE; AND

- (2) HAS A MANUFACTURER'S GROSS VEHICLE WEIGHT RATING OR GROSS COMBINATION WEIGHT RATING OVER 10,000 POUNDS.

(C) "EMISSIONS INSPECTOR" MEANS A PERSON WHO IS CERTIFIED BY THE DEPARTMENT OF STATE POLICE TO PERFORM AN EMISSIONS TEST.

~~(D)~~ (D) "EMISSIONS STANDARD" MEANS A MEASUREMENT OF ACCEPTABLE DIESEL EMISSIONS.

~~(E)~~ (E) "EMISSIONS TEST" MEANS THE SAMPLING AND MEASUREMENT OF CERTAIN COMPONENTS OF DIESEL VEHICLE EXHAUST TO DETERMINE IF THE DIESEL VEHICLE COMPLIES WITH AN EMISSIONS STANDARD.

~~(F)~~ (F) "POLICE OFFICER" MEANS ANY UNIFORMED LAW ENFORCEMENT OFFICER, WHO IS:

- (1) ~~CERTIFIED BY THE DEPARTMENT OF STATE POLICE TO PERFORM AN INSPECTION AUTHORIZED UNDER § 26-111 OF THIS ARTICLE; OR~~

- (2) ~~UNDER THE SUPERVISION OR DIRECTION OF A LAW ENFORCEMENT OFFICER WHO IS CERTIFIED BY THE DEPARTMENT OF STATE POLICE TO PERFORM AN INSPECTION AUTHORIZED UNDER § 26-111 OF THIS ARTICLE.~~

23-402.

(A) (1) THE SECRETARY OF THE ENVIRONMENT, THE SECRETARY OF THE STATE POLICE, AND THE SECRETARY OF TRANSPORTATION SHALL JOINTLY ESTABLISH, BY REGULATION, A DIESEL VEHICLE EMISSIONS CONTROL PROGRAM.

(2) THE SECRETARY OF THE ENVIRONMENT, THE SECRETARY OF THE STATE POLICE, AND THE SECRETARY OF TRANSPORTATION SHALL JOINTLY ADOPT REGULATIONS TO IMPLEMENT, ADMINISTER, REGULATE, AND ENFORCE THE PROVISIONS OF THIS SUBTITLE.

(B) REGULATIONS ADOPTED UNDER THIS SUBTITLE SHALL ESTABLISH REQUIREMENTS FOR:

- (1) ESTABLISHING DIESEL VEHICLE EMISSIONS STANDARDS;