

- (I) 5% FOR MOTOR GASOLINE;
- (II) 4% FOR MIDDLE DISTILLATES;
- (III) 3% FOR PROPANE;
- (IV) 3% FOR RESIDUAL FUEL OIL; AND
- (V) 2% FOR AVIATION GASOLINE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, §§ 10-801(e) and 10-802(b) and (c).

In subsection (a)(1) of this section, the reference that the State set-aside programs "applies to" certain products is substituted for the former reference to the program being "established for" certain products because the program has already been established.

In subsection (b)(2)(iv) of this section, the former exception for residual fuel oil "as used in electric generating stations ... or as bunker fuel for marine shipping" is deleted as unnecessary in light of the exception to the applicability of the State set-aside program to residual fuel oil as specified in subsection (a)(2) of this section.

The Public Safety Article Review Committee notes, for consideration by the General Assembly, that the Electric Customer Choice and Competition Act of 1999 (Restructuring Act) makes the reference to electric companies in the context of subsection (a)(2)(i) of this section ambiguous because electric companies no longer generate electricity. The General Assembly may wish to amend subsection (a)(2)(i) of this section to reflect this.

Defined terms: "Director" § 14-501

"State set-aside product" § 14-501

"State set-aside program" § 14-501

14-504. USE OF STATE SET-ASIDE PROGRAM DURING ENERGY EMERGENCY.

(A) DEFINITIONS.

(1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "GROSS VEHICLE WEIGHT RATING" MEANS:

(I) FOR A SINGLE VEHICLE, THE VALUE SPECIFIED BY THE MANUFACTURER AS THE LOADED WEIGHT OF THE VEHICLE; OR

(II) FOR A VEHICLE DESIGNED PRIMARILY TO PULL OTHER VEHICLES AND NOT CONSTRUCTED TO CARRY A LOAD OTHER THAN PART OF THE WEIGHT RATING, THE VALUE SPECIFIED BY THE MANUFACTURER AS THE LOADED WEIGHT OF THE COMBINATION VEHICLE.

(3) "TRUCK" MEANS A MOTOR VEHICLE THAT: