

(I) IS DESIGNED PRIMARILY TO TRANSPORT PROPERTY OR AS SPECIAL PURPOSE EQUIPMENT; AND

(II) HAS A GROSS VEHICLE WEIGHT RATING, OR THE EQUIVALENT OF A GROSS VEHICLE WEIGHT RATING, IN EXCESS OF 20,000 POUNDS.

(B) IN GENERAL.

DURING AN ENERGY EMERGENCY, THE ADMINISTRATION MAY USE THE STATE SET-ASIDE PROGRAM TO MITIGATE THE HARDSHIP AND EMERGENCY SITUATION OF A PERSON ONLY TO THE EXTENT THE PERSON IS ENGAGED IN:

(1) AGRICULTURAL PRODUCTION, WHICH IS ACTIVITIES FOR THE COMMERCIAL PRODUCTION OF FOOD, INCLUDING FARMING, RANCHING, DAIRYING, AND FISHING, AND RELATED SUPPORT SERVICES;

(2) CARGO FREIGHT AND MAIL HAULING BY TRUCKS AND MAIL CARRIERS;

(3) OPERATION OF CONGREGATE CARE FACILITIES, WHICH ARE PUBLIC OR PRIVATE BUILDINGS USED TO LODGE AND CARE FOR INDIVIDUALS WHOSE PLACES OF LODGING ARE RENDERED UNINHABITABLE DUE TO THE ENERGY EMERGENCY;

(4) EMERGENCY SERVICES, WHICH ARE LAW ENFORCEMENT, FIRE FIGHTING, EMERGENCY ROAD SERVICES, AND EMERGENCY MEDICAL SERVICES;

(5) ENERGY PRODUCTION, WHICH IS THE PROCESSING, PRODUCTION, AND DISTRIBUTION OF ENERGY RESOURCES INCLUDING:

(I) SOLAR ENERGY;

(II) FUEL PRODUCED FROM ORGANIC MATERIAL, INCLUDING WOOD, WASTES, PETROLEUM, COAL, AND NATURAL GAS;

(III) GEOTHERMAL ENERGY;

(IV) NUCLEAR ENERGY; AND

(V) ELECTRICAL ENERGY, OTHER THAN ELECTRICAL ENERGY PRODUCED USING PETROLEUM-BASED FUELS;

(6) PASSENGER TRANSPORTATION SERVICES, OR THE OPERATION OF FACILITIES NECESSARY TO SUPPORT THE SERVICES, INCLUDING:

(I) PUBLICLY OR PRIVATELY OWNED AIR AND SURFACE OPERATIONS FOR TRANSPORTING THE PUBLIC;

(II) BUS TRANSPORTATION OF PUPILS TO AND FROM SCHOOL SPONSORED ACTIVITIES; AND

(III) VANPOOL OPERATIONS, AS DEFINED IN § 11-175.1 OF THE TRANSPORTATION ARTICLE;