

Rule 9. Regulation of Visible Emissions from Internal Combustion Engines.

Rule 9.1. No person shall cause, suffer, allow or permit the emission of visible air contaminants from any spark ignition engine of ten (10) brake horsepower or more:

- a. For a period of time exceeding ten (10) seconds; or
- b. After the vehicle has moved one-hundred (100) yards or more from its initial starting point.

Rule 9.2. No person shall cause, suffer, allow or permit the visible emission of air contaminants from a diesel type engine for a period of more than sixty (60) consecutive seconds in excess of twenty (20) percent opacity.

Rule 9.3. Responsibility for compliance with Rules 9.1 and 9.2 applies to the owner, the registered owner, the lessee and the operator, individually, and each shall be jointly or severally liable for violations of these Rules and subject to the fines and penalties of this regulation.

Rule 9.4. (Reserved)

Rule 9.5. Testing in the outdoor atmosphere of internal combustion engines which have been or are to be repaired will be allowed if such tests are performed on the premises of the repairing facility.

Rule 9.6. No motor vehicle which is equipped with a pollution control device shall be modified or altered in any manner which will decrease its efficiency or effectiveness in the control of air pollution.

Rule 9.7. No diesel engine which supplies motive power to a vehicle shall be allowed to idle more than five (5) consecutive minutes when the vehicle is not in motion, except when the vehicle is forced to remain motionless because of traffic conditions over which the operator has no control; provided, however, that any diesel engine which supplies motive power to a truck or locomotive shall be allowed to idle for more than five (5) consecutive minutes when it is at a distance in excess of five hundred (500) feet from the nearest residential, recreational, institutional, retail sales, hotel or educational premises.

THIS IS THE FEDERALLY APPROVED REGULATION AS OF MAY 8, 1990

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