

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE BILL 2720
Committee Substitute Favorable 6/18/08

Short Title: Energy-Efficient State Motor Vehicle Fleets.

(Public)

Sponsors:

Referred to:

May 28, 2008

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE DEPARTMENT OF ADMINISTRATION AND THE DEPARTMENT OF TRANSPORTATION TO ACQUIRE ONLY NEW PASSENGER MOTOR VEHICLES THAT HAVE A FUEL ECONOMY THAT IS IN THE TOP FIFTEEN PERCENT OF THAT CLASS OF COMPARABLE AUTOMOBILES.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 143-341(8) reads as rewritten:

"(8) General Services:

...

- i. To establish and operate a central motor pool and such subsidiary related facilities as the Secretary may deem necessary, and to that end:
 1. To establish and operate central facilities for the maintenance, repair, and storage of state-owned passenger motor vehicles for the use of State agencies; to utilize any available State facilities for that purpose; and to establish such subsidiary facilities as the Secretary may deem necessary.
 2. To acquire passenger motor vehicles by transfer from other State agencies and by purchase. All motor vehicles transferred to or purchased by the Department shall become part of a central motor pool.
 - 2a. Every new motor vehicle transferred to or purchased by the Department that is designed to operate on diesel fuel shall be covered by an express manufacturer's warranty that allows the use of B-20 fuel, as defined in G.S. 143-58.4. This sub-sub-subdivision does not apply if the intended use, as determined by the Department, of

1 the new motor vehicle requires a type of vehicle for
2 which an express manufacturer's warranty allows the use
3 of B-20 fuel is not available.

4 2b. As used in this sub-sub-subdivision, "fuel economy" and
5 "class of comparable automobiles" have the same
6 meaning as in Part 600 of Title 40 of the Code of Federal
7 Regulations (1 July 2007 Edition). As used in this
8 sub-sub-subdivision, "passenger motor vehicle" has the
9 same meaning as "private passenger vehicle" as defined
10 in G.S. 20-4.01. Every new passenger motor vehicle that
11 is transferred to or purchased by the Department shall
12 have a fuel economy for the new vehicle's model year
13 that is in the top fifteen percent (15%) of its class of
14 comparable automobiles. The required fuel economy
15 under this sub-sub-subdivision does not apply to vehicles
16 used in law enforcement, emergency medical response,
17 and firefighting. The Department shall report the number
18 of new passenger motor vehicles that are purchased or
19 transferred as required by this sub-sub-subdivision, the
20 savings or costs for the transfer or purchase of vehicles
21 to comply with this sub-sub-subdivision, and the
22 quantity and cost of fuel saved for the previous fiscal
23 year on or before 1 October of each year to the Joint
24 Legislative Commission on Governmental Operations
25 and the Environmental Review Commission.

26 2a-2c. To participate in the energy credit banking and selling
27 program under G.S. 143-58.4. The Division of Motor
28 Fleet Management of the Department of Administration
29 is eligible to receive proceeds from the Alternative Fuel
30 Revolving Fund under G.S. 143-58.5 to purchase
31 alternative fuel, develop alternative fuel refueling
32 infrastructure, or purchase AFVs as defined in
33 G.S. 143-58.4.

34"

35 **SECTION 2.** Article 2 of Chapter 136 of the General Statutes is amended by
36 adding a new section to read:

37 **"§ 136-28.16. Vehicle's fuel economy rating requirement.**

38 (a) As used in this section, "fuel economy" and "class of comparable
39 automobiles" have the same meaning as in Part 600 of Title 40 of the Code of Federal
40 Regulations (1 July 2007 Edition). As used in this section, "passenger motor vehicle"
41 has the same meaning as "private passenger vehicle" as defined in G.S. 20-4.01.

42 (b) Every new passenger motor vehicle that is transferred to or purchased by the
43 Department of Transportation shall have a fuel economy for the new vehicle's model
44 year that is in the top fifteen percent (15%) of its class of comparable automobiles.

1 (c) The required fuel economy under subsection (b) of this section does not apply
2 to vehicles used in law enforcement, emergency medical response, and firefighting.

3 (d) The Department of Transportation shall report the number of new passenger
4 motor vehicles that are purchased or transferred as required by this section, the savings
5 or costs for the transfer or purchase of vehicles to comply with this section, and the
6 quantity and cost of fuel saved for the previous fiscal year on or before 1 October of
7 each year to the Joint Legislative Commission on Governmental Operations, the Joint
8 Legislative Transportation Oversight Committee, and the Environmental Review
9 Commission."

10 **SECTION 3.** The first report required under G.S. 143-34(8)i.4. and
11 G.S. 136-28.16(d) shall be due on or before 1 October 2010.

12 **SECTION 4.** This act becomes effective 1 July 2009 and applies to contracts
13 to purchase passenger motor vehicles or to transfer passenger motor vehicles from other
14 State agencies entered into on or after that date.