

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 1079

Short Title: Energy-Efficient State Motor Vehicle Fleet. (Public)

Sponsors: Representatives Harrison, Martin, Tillis, Samuelson (Primary Sponsors); Adams, K. Alexander, M. Alexander, Bell, Blue, Bryant, Burr, Burris-Floyd, Cotham, Faison, Farmer-Butterfield, Fisher, Folwell, Glazier, Goforth, Goodwin, Hall, Harrell, Holliman, Hughes, Insko, Jackson, Johnson, Jones, Justice, Lucas, Luebke, Mackey, McCormick, McGee, McLawhorn, Mobley, Neumann, Pierce, Rapp, Stevens, Tarleton, Underhill, Wainwright, Weiss, Whilden, Wiley, and Womble.

Referred to: Energy and Energy Efficiency, if favorable, State Government/State Personnel.

April 6, 2009

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE DEPARTMENT OF ADMINISTRATION 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)i. 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 the new motor vehicle requires a type of vehicle for which an express manufacturer's warranty allows the use of B-20 fuel is not available.

2b. As used in this sub-sub-subdivision, "fuel economy" and "class of comparable automobiles" have the same meaning as



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

21 ~~2a.2c.~~ To participate in the energy credit banking and selling
 22 program under G.S. 143-58.4. The Division of Motor Fleet
 23 Management of the Department of Administration is eligible
 24 to receive proceeds from the Alternative Fuel Revolving Fund
 25 under G.S. 143-58.5 to purchase alternative fuel, develop
 26 alternative fuel refueling infrastructure, or purchase AFVs as
 27 defined in G.S. 143-58.4.

28"

29 **SECTION 2.** The first report required under G.S. 143-341(8)i.4. and
 30 G.S. 136-28.16(d) shall be due on or before October 1, 2010.

31 **SECTION 3.** This act becomes effective December 1, 2010, and applies to
 32 contracts to purchase passenger motor vehicles or to transfer passenger motor vehicles from
 33 other State agencies entered into on or after that date.