

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 1079
Committee Substitute Favorable 4/27/09
Committee Substitute #2 Favorable 4/29/09

Short Title: Energy-Efficient State Motor Vehicle Fleet.

(Public)

Sponsors:

Referred to:

April 6, 2009

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE DEPARTMENT OF ADMINISTRATION TO GIVE
3 PREFERENCE TO NEW PASSENGER MOTOR VEHICLES THAT HAVE A FUEL
4 ECONOMY THAT IS IN THE TOP FIFTEEN PERCENT OF THAT CLASS OF
5 COMPARABLE AUTOMOBILES FOR PASSENGER MOTOR VEHICLES
6 PURCHASED BY THE STATE.

7 The General Assembly of North Carolina enacts:

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

9 "(8) General Services:

10 ...

11 i. To establish and operate a central motor pool and such subsidiary
12 related facilities as the Secretary may deem necessary, and to that
13 end:

14 1. To establish and operate central facilities for the maintenance,
15 repair, and storage of state-owned passenger motor vehicles
16 for the use of State agencies; to utilize any available State
17 facilities for that purpose; and to establish such subsidiary
18 facilities as the Secretary may deem necessary.

19 2. To acquire passenger motor vehicles by transfer from other
20 State agencies and by purchase. All motor vehicles
21 transferred to or purchased by the Department shall become
22 part of a central motor pool.

23 2a. Every new motor vehicle transferred to or purchased by the
24 Department that is designed to operate on diesel fuel shall be
25 covered by an express manufacturer's warranty that allows the
26 use of B-20 fuel, as defined in G.S. 143-58.4. This
27 sub-sub-subdivision does not apply if the intended use, as
28 determined by the Department, of the new motor vehicle
29 requires a type of vehicle for which an express manufacturer's
30 warranty allows the use of B-20 fuel is not available.

31 2b. As used in this sub-sub-subdivision, "fuel economy" and
32 "class of comparable automobiles" have the same meaning as
33 in Part 600 of Title 40 of the Code of Federal Regulations
34 (July 1, 2008 Edition). As used in this sub-sub-subdivision,
35 "passenger motor vehicle" has the same meaning as "private
36 passenger vehicle" as defined in G.S. 20-4.01.



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Notwithstanding the requirements of sub-sub-subdivision 2a. of this sub-subdivision, every request for proposals for new passenger motor vehicles to be purchased by the Department shall state a preference for vehicles that have a fuel economy for the new vehicle's model year that is in the top fifteen percent (15%) of its class of comparable automobiles. The award for every new passenger motor vehicle that is purchased by the Department shall be based on the Department's evaluation of the best value for the State, taking into account fuel economy ratings and life cycle cost that reasonably consider both projected fuel costs and acquisition costs. This sub-sub-subdivision does not apply to vehicles used in law enforcement, emergency medical response, and firefighting. The Department shall report the number of new passenger motor vehicles that are purchased as required by this sub-sub-subdivision, the savings or costs for the purchase of vehicles to comply with this sub-sub-subdivision, and the quantity and cost of fuel saved for the previous fiscal year on or before October 1 of each year to the Joint Legislative Commission on Governmental Operations and the Environmental Review Commission.

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

...."

SECTION 2. The first report required under G.S. 143-34(8)i.2b. shall be due on or before October 1, 2011.

SECTION 3. This act becomes effective July 1, 2010, and applies to contracts to purchase passenger motor vehicles on or after that date.