

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

H

D

HOUSE BILL 1079  
PROPOSED COMMITTEE SUBSTITUTE H1079-PCS50585-TA-6

Short Title: Energy-Efficient State Motor Vehicle Fleet.

(Public)

Sponsors:

Referred to:

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 in Part 600 of Title 40 of the Code of Federal Regulations (July 1, 2008 Edition). As used in this sub-sub-subdivision, "passenger motor vehicle" has the same meaning as "private



\* H 1 0 7 9 - P C S 5 0 5 8 5 - T A - 6 \*

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

18 ~~2a.2c.~~ To participate in the energy credit banking and selling  
 19 program under G.S. 143-58.4. The Division of Motor Fleet  
 20 Management of the Department of Administration is eligible  
 21 to receive proceeds from the Alternative Fuel Revolving Fund  
 22 under G.S. 143-58.5 to purchase alternative fuel, develop  
 23 alternative fuel refueling infrastructure, or purchase AFVs as  
 24 defined in G.S. 143-58.4.

25 ...."

26 **SECTION 2.** The first report required under G.S. 143-341(8)i.2b. shall be due on  
 27 or before October 1, 2011.

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