

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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SENATE DRS75157-LD-76 (03/12)

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

Sponsors: Senator Clodfelter.

Referred to:

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, 2007 Edition). As used in this sub-sub-subdivision,
35 "passenger motor vehicle" has the same meaning as "private



1 passenger vehicle" as defined in G.S. 20-4.01.
 2 Notwithstanding the requirements of sub-sub-subdivision 2a.
 3 of this sub-subdivision, every request for proposals for new
 4 passenger motor vehicles to be purchased by the Department
 5 shall state a preference for vehicles that have a fuel economy
 6 for the new vehicle's model year that is in the top fifteen
 7 percent (15%) of its class of comparable automobiles. The
 8 award for every new passenger motor vehicle that is
 9 purchased by the Department shall be based on the
 10 Department's evaluation of the best value for the State, taking
 11 into account fuel economy ratings and life cycle cost that
 12 reasonably consider both projected fuel costs and acquisition
 13 costs. This sub-sub-subdivision does not apply to vehicles
 14 used in law enforcement, emergency medical response, and
 15 firefighting. The Department shall report the number of new
 16 passenger motor vehicles that are purchased as required by
 17 this sub-sub-subdivision, the savings or costs for the purchase
 18 of vehicles to comply with this sub-sub-subdivision, and the
 19 quantity and cost of fuel saved for the previous fiscal year on
 20 or before October 1 of each year to the Joint Legislative
 21 Commission on Governmental Operations and the
 22 Environmental Review Commission.

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

30"

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

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