

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

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HOUSE BILL 1079  
Committee Substitute Favorable 4/27/09

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 ACQUIRE  
3 ONLY NEW PASSENGER MOTOR VEHICLES THAT HAVE A FUEL ECONOMY  
4 THAT IS IN THE TOP FIFTEEN PERCENT OF THAT CLASS OF COMPARABLE  
5 AUTOMOBILES.

6 The General Assembly of North Carolina enacts:

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

8 "(8) General Services:

9 ...

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

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

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

22 2a. Every new motor vehicle transferred to or purchased by the  
23 Department that is designed to operate on diesel fuel shall be  
24 covered by an express manufacturer's warranty that allows the  
25 use of B-20 fuel, as defined in G.S. 143-58.4. This  
26 sub-sub-subdivision does not apply if the intended use, as  
27 determined by the Department, of the new motor vehicle  
28 requires a type of vehicle for which an express manufacturer's  
29 warranty allows the use of B-20 fuel is not available.

30 2b. As used in this sub-sub-subdivision, "fuel economy" and  
31 "class of comparable automobiles" have the same meaning as  
32 in Part 600 of Title 40 of the Code of Federal Regulations  
33 (July 1, 2008 Edition). As used in this sub-sub-subdivision,  
34 "passenger motor vehicle" has the same meaning as "private  
35 passenger vehicle" as defined in G.S. 20-4.01.  
36 Notwithstanding sub-sub-subdivision 2a. of this  
37 sub-sub-subdivision, every new passenger motor vehicle that is



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

15 ~~2a.2c.~~ To participate in the energy credit banking and selling  
 16 program under G.S. 143-58.4. The Division of Motor Fleet  
 17 Management of the Department of Administration is eligible  
 18 to receive proceeds from the Alternative Fuel Revolving Fund  
 19 under G.S. 143-58.5 to purchase alternative fuel, develop  
 20 alternative fuel refueling infrastructure, or purchase AFVs as  
 21 defined in G.S. 143-58.4.  
 22 ...."

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

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