## 

## SENATE BILL 450

## 49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009

## INTRODUCED BY

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AN ACT

RELATING TO PUBLICLY OWNED VEHICLES; PROVIDING FOR THE PURCHASE
OF VEHICLES THAT MEET CORPORATE AVERAGE FUEL ECONOMY STANDARDS
ISSUED BY THE FEDERAL GOVERNMENT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 13-1B-3 NMSA 1978 (being Laws 1992, Chapter 58, Section 3, as amended) is amended to read:

"13-1B-3. ACQUISITION OF VEHICLES--EXEMPTIONS.--

A. Seventy-five percent of vehicles acquired in fiscal year 2003 and each fiscal year thereafter by the agencies and departments of state government and educational institutions shall be vehicles that [are capable of operating on alternative fuel or]:

(1) meet or exceed the corporate average fuel economy standards for vehicles issued by the national highway .175816.2SA

.175816.2SA

| 1  | transportation safety administration of the United States      |
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| 2  | department of transportation;                                  |
| 3  | (2) are gas-electric hybrid vehicles                           |
| 4  | [ <del>Vehicles</del> ]; <u>or</u>                             |
| 5  | (3) are capable of operating on alternative                    |
| 6  | fuel [may have] with either bi-fuel capability or dedicated    |
| 7  | engine configurations.   |
| 8  | B. Certified law enforcement pursuit vehicles and              |
| 9  | emergency vehicles are exempt from the provisions of the       |
| 10 | Alternative Fuel Acquisition Act. The department may exempt    |
| 11 | additional vehicles from the requirements of Subsection A of   |
| 12 | this section upon demonstration by the acquiring entity that:  |
| 13 | (1) a vehicle that meets the corporate average                 |
| 14 | fuel economy standards is not suitable for its intended use or |
| 15 | is unavailable from an original vehicle manufacturer;          |
| 16 | $[\frac{(1)}{(2)}]$ alternative fuels are unavailable at       |
| 17 | a cost within fifteen percent of the cost of conventional fuel |
| 18 | within the normal driving range of these vehicles; or          |
| 19 | $[\frac{(2)}{(3)}]$ a vehicle suitable for its intended        |
| 20 | use and capable of operating on alternative fuel or a gas-     |
| 21 | electric hybrid is not available from an original equipment    |
| 22 | manufacturer.  |
| 23 | C. Equipment and installation procedures shall                 |
| 24 | conform to all applicable state and federal safety and         |
| 25 | environmental regulations and standards.                       |
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| D. The agencies and departments of state                        |
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| government, political subdivisions and educational institutions |
| may submit loan applications to the department to acquire loans |
| to facilitate the acquisition of their vehicles.                |

E. Agencies and departments of state government and educational institutions shall provide to the department by September 1, 2003 and by September 1 of each year thereafter the total number of vehicles acquired in the preceding fiscal year and the number of those vehicles that [are capable of operating on alternative fuel or that are gas-electric hybrid vehicles] meet the requirements of Paragraphs (1) through (3) of Subsection A of this section and the make, model, [and] fuel or power type of and corporate average fuel economy rating for each of [the alternative fuel or gas-electric hybrid] those vehicles."

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