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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:

(1) meet or exceed the corporate average
fuel economy standards for vehicles issued by the national
highway transportation safety administration of the United
States department of transportation;

(2) are hybrid vehicles;

(3) are capable of operating on alternative
fuel with either bi-fuel capability or dedicated engine
configurations; or

(4) are plug-in electric vehicles.

B. Certified law enforcement pursuit vehicles and
emergency vehicles are exempt from the provisions of the
Alternative Fuel Acquisition Act. The department may exempt

1 additional vehicles from the requirements of Subsection A of
2 this section upon demonstration by the acquiring entity that:

3 (1) a vehicle that meets the corporate
4 average fuel economy standards is not suitable for its
5 intended use or is unavailable from an original vehicle
6 manufacturer;

7 (2) alternative fuels are unavailable at a
8 cost within fifteen percent of the cost of conventional fuel
9 within the normal driving range of these vehicles; or

10 (3) a vehicle suitable for its intended use
11 and capable of operating on alternative fuel or a
12 gas-electric hybrid is not available from an original
13 equipment manufacturer.

14 C. Equipment and installation procedures shall
15 conform to all applicable state and federal safety and
16 environmental regulations and standards.

17 D. The agencies and departments of state
18 government, political subdivisions and educational
19 institutions may submit loan applications to the department
20 to acquire loans to facilitate the acquisition of their
21 vehicles.

22 E. Agencies and departments of state government
23 and educational institutions shall provide to the department
24 by September 1, 2003 and by September 1 of each year
25 thereafter the total number of vehicles acquired in the

1 preceding fiscal year and the number of those vehicles that
2 meet the requirements of Paragraphs (1) through (4) of
3 Subsection A of this section and the make, model, fuel or
4 power type of and corporate average fuel economy rating for
5 each of those vehicles."

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