

115TH CONGRESS
2D SESSION

H. R. 4834

To enable State and local promotion of alternative fuel and high-efficiency motor vehicle fleets.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 18, 2018

Mr. ENGEL introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To enable State and local promotion of alternative fuel and high-efficiency motor vehicle fleets.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “State and Local Fleet
5 Efficiency Act”.

6 **SEC. 2. STATE AND LOCAL PROMOTION OF NATURAL GAS,**
7 **FLEXIBLE FUEL, AND HIGH-EFFICIENCY**
8 **MOTOR VEHICLE FLEETS.**

9 (a) DEFINITIONS.—In this Act:

10 (1) FLEET.—

1 (A) IN GENERAL.—The term “fleet”
2 means a group of 20 or more light duty motor
3 vehicles, medium duty motor vehicles, or heavy
4 duty motor vehicles capable of carrying 14 or
5 more passengers, operating primarily in a met-
6 ropolitan statistical area or consolidated metro-
7 politan statistical area, as established by the
8 Bureau of the Census, with a 2000 population
9 of more than 250,000, that are—

10 (i) centrally dispatched; or

11 (ii)(I) centrally fueled or capable of
12 being centrally fueled; and

13 (II) owned, operated, leased, or other-
14 wise controlled by a governmental entity or
15 other person who owns, operates, leases, or
16 otherwise controls 50 or more such vehi-
17 cles, by any person who controls such per-
18 son, by any person controlled by such per-
19 son, or by any person under common con-
20 trol with such person.

21 (B) EXCLUDED VEHICLES.—The term
22 “fleet” does not include—

23 (i) motor vehicles held for lease or
24 rental to the general public;

1 (ii) motor vehicles held for sale by
2 motor vehicle dealers, including demonstra-
3 tion motor vehicles;

4 (iii) motor vehicles used for motor ve-
5 hicle manufacturer product evaluations or
6 tests;

7 (iv) law enforcement motor vehicles;

8 (v) emergency motor vehicles; or

9 (vi) motor vehicles acquired and used
10 for military purposes that the Secretary of
11 Defense has certified to the Secretary of
12 Energy must be exempt for national secu-
13 rity reasons.

14 (2) PURCHASE REQUIREMENT.—The term
15 “purchase requirement” means a State or local legal
16 requirement applying to the acquisition of fleet vehi-
17 cles. Such a requirement may specify that when a
18 fleet owner or operator acquires a new fleet vehicle,
19 such owner or operator may acquire only new fleet
20 vehicles that—

21 (A) have been warranted by their manufac-
22 turer to operate on natural gas, hydrogen, or
23 biodiesel;

1 (B) are flexible fuel vehicles, meaning vehi-
2 cles that have been warranted by their manu-
3 facturer to operate on gasoline, E85, and M85;

4 (C) are plug-in electric drive vehicles;

5 (D) are propelled solely by a fuel cell that
6 produces power without the use of petroleum or
7 a petroleum-based fuel;

8 (E) are propelled solely by something other
9 than an internal combustion engine and
10 produce power without the use of petroleum or
11 a petroleum-based fuel; or

12 (F) meet a technology or performance
13 based characteristic that is commercially avail-
14 able.

15 (b) STATE AND LOCAL FLEET REQUIREMENTS.—

16 Nothing in this Act or in any other provision of law shall
17 be construed to limit the authority of any State or local
18 government to establish purchase requirements applicable
19 to fleets operating primarily within the jurisdiction of the
20 State or local government if such requirements are in-
21 tended to further any policy regarding climate change, the
22 control of air pollution, energy independence, or local eco-
23 nomic benefits. No such State or local requirement shall
24 be considered to be an undue burden on interstate com-
25 merce. A fleet operating in more than one jurisdiction in

1 any calendar year shall be treated as operating primarily
2 in the jurisdiction in which the largest number of vehicle
3 miles were traveled by vehicles in the fleet in the 5-cal-
4 endar-year period immediately preceding such calendar
5 year.

6 (c) SAVINGS.—Nothing in this Act shall be construed
7 as granting additional authority to State or local govern-
8 ments to establish requirements upon the manufacturers
9 of vehicles.

○