

113TH CONGRESS  
1ST SESSION

# H. R. 2242

To enable State and local promotion of natural gas, flexible fuel, and high-efficiency motor vehicle fleets.

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IN THE HOUSE OF REPRESENTATIVES

JUNE 4, 2013

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

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## A BILL

To enable State and local promotion of natural gas, flexible 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) utilize natural gas as a fuel;

22 (B) are flexible fuel vehicles, meaning vehi-  
23 cles that have been warranted by their manu-  
24 facturer to operate on gasoline and E85, or  
25 gasoline and M85; or

1                   (C) meet a technology or performance-  
2                   based characteristic that is commercially avail-  
3                   able.

4           (b) STATE AND LOCAL FLEET REQUIREMENTS.—  
5 Nothing in this Act or in any other provision of law shall  
6 be construed to limit the authority of any State or local  
7 government to establish purchase requirements applicable  
8 to fleets operating primarily within the jurisdiction of the  
9 State or local government if such requirements are in-  
10 tended to further any policy regarding climate change, the  
11 control of air pollution, energy independence, or local eco-  
12 nomic benefits. No such State or local requirement shall  
13 be considered to be an undue burden on interstate com-  
14 merce. A fleet operating in more than one jurisdiction in  
15 any calendar year shall be treated as operating primarily  
16 in the jurisdiction in which the largest number of vehicle  
17 miles were traveled by vehicles in the fleet in the 5-cal-  
18 endar-year period immediately preceding such calendar  
19 year.

20           (c) SAVINGS.—Nothing in this Act shall be construed  
21 as granting additional authority to State or local govern-  
22 ments to establish requirements upon the manufacturers  
23 of automobiles.

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