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AB-739 State vehicle fleet: purchases. (2017-2018)

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Assembly Bill No. 739

CHAPTER 639

An act to add and repeal Section 25722.11 of the Public Resources Code, relating to vehicular air pollution.

[Approved by Governor October 10, 2017. Filed with Secretary of State October 10, 2017.]

LEGISLATIVE COUNSEL'S DIGEST

AB 739, Chau. State vehicle fleet: purchases.

Existing law requires all new state fleet purchases made by the Department of General Services and other state entities of certain passenger vehicles and light-duty trucks to meet the fuel economy standard established by the department, in consultation with the State Energy Resources Conservation and Development Commission. Existing law requires the Secretary of Government Operations, in consultation with the department and other state agencies, to develop and implement a plan to improve the overall state fleet's use of alternative fuels, synthetic lubricants, and fuel-efficient vehicles by reducing or displacing the consumption of petroleum products by the state fleet.

This bill would, except as provided, require, beginning December 31, 2025, at least 15% of newly purchased vehicles with a gross vehicle weight rating of 19,000 pounds or more purchased by the department and other state entities for the state fleet to be zero emission, and beginning December 31, 2030, at least 30% of those vehicles to be zero emission. The bill would require, if the department finds, in a public hearing on or after December 31, 2026, that it cannot meet the needs of the state while meeting this requirement, the department to disclose this finding at the hearing and to the Legislature. The bill would require, upon disclosure of this finding, the department to take certain steps to address the issues preventing the department and other state agencies from meeting this state fleet requirement. The bill would require, after a specified time period, if the department finds, in a public hearing, that it still cannot meet the needs of the state after taking those steps, the department to disclose this finding at the hearing and to the Legislature. The bill would provide that the requirement would be inoperative on the latter date on which the department notifies the Legislature.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 25722.11 is added to the Public Resources Code, to read:

25722.11. (a) Beginning December 31, 2025, at least 15 percent of newly purchased vehicles with a gross vehicle weight rating of 19,000 pounds or more purchased by the Department of General Services and other state entities for the state fleet shall be zero emission. Beginning December 31, 2030, at least 30 percent of newly purchased vehicles with a gross vehicle weight rating of 19,000 pounds or more purchased by the Department of General Services and other state entities for the state fleet shall be zero emission.

(b) This section does not apply to vehicles that have special performance requirements necessary for the protection of public safety, as defined by the Department of General Services.

(c) If, on or after December 31, 2026, the Department of General Services, in a public hearing, finds that it cannot meet the needs of the state while meeting the requirements of this section, the department shall disclose that finding at the hearing and shall notify the Legislature of the finding in compliance with Section 9795 of the Government Code.

(d) Upon disclosure of a finding pursuant to subdivision (c), the Department of General Services shall take the following steps:

(1) While meeting the requirements of this section to the maximum extent practicable, the department, in consultation with the State Air Resources Board, shall conduct a technological assessment of zero-emission vehicle technology for vehicles with a gross vehicle weight rating of 19,000 pounds or more. The technological assessment shall include a plan to address the issues preventing the department and other state entities from meeting the requirements of this section.

(2) The department shall implement the plan developed pursuant to paragraph (1) for a period of at least one year.

(3) If, after the one-year period specified in paragraph (2), the department, in a public hearing, finds that it still cannot meet the needs of the state while meeting the requirements of this section, the department shall disclose that finding at the hearing and shall notify the Legislature of the finding in compliance with Section 9795 of the Government Code.

(e) This section is inoperative on the date on which the Department of General Services notifies the Legislature pursuant to paragraph (3) of subdivision (d) and is repealed on January 1 of the following year.