

D R A F T

SUMMARY

Requires state agency that purchases or leases light-duty vehicle on and after January 1, 2025, to purchase only zero-emission vehicle unless state agency finds that zero-emission vehicle is not feasible for specific use state agency has for light-duty vehicle. Specifies exceptions.

Requires Oregon Department of Administrative Services to use biofuels or electricity derived from biofuels in lieu of diesel for facilities or machinery department acquires, designs, erects, completes, maintains or operates as stationary or backup generation for heat and power systems.

A BILL FOR AN ACT

1
2 Relating to energy use standards for state agencies; amending ORS 276.212,
3 283.327 and 283.337.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 276.212 is amended to read:

6 276.212. (1) The Oregon Department of Administrative Services may, as
7 *[it]* **the department** deems necessary, suitable or expedient, acquire, design,
8 erect, complete, maintain and operate:

9 (a) Steam heating systems, power systems, machines, engines and equip-
10 ment, with necessary transmission poles and lines, pipes or conduits for the
11 purpose of generating and furnishing steam heat, electric energy, current,
12 light, heat and power for the public buildings and grounds.

13 (b) Systems for the purpose of transmitting and receiving messages by
14 radio, telephone, telegraph or other device or system in the transaction of
15 business of the state or in which the state is interested.

16 **(2) To the maximum extent that is economically feasible, the de-**

1 **partment shall in lieu of diesel use biofuel, or direct-application elec-**
2 **tricity generated from biofuel, in all facilities or machinery the**
3 **department acquires, designs, erects, completes, maintains or operates**
4 **as stationary or backup generation for the systems described in sub-**
5 **section (1) of this section.**

6 [(2)] (3) The department may do all things necessary for:

7 (a) The delivery of steam heat, electrical current, energy, light, heat and
8 power to the public buildings and grounds.

9 (b) The transmitting and receiving of messages by radio, telephone, tele-
10 graph or other device or system in the transaction of business of the state
11 or in which the state is interested.

12 **SECTION 2.** ORS 283.327 is amended to read:

13 283.327. [(1)(a) *Unless a state agency finds that it is not feasible for a*
14 *zero-emission vehicle, as defined in ORS 283.398, to meet the specific use for*
15 *which a vehicle will be purchased or leased, by 2025 the agency shall purchase*
16 *or lease zero-emission vehicles for at least 25 percent of new state light-duty*
17 *vehicle purchases and leases, to the extent zero-emission vehicles are*
18 *available.*]

19 [(b) *If the agency finds that purchasing or leasing zero-emission vehicles*
20 *is not feasible, the agency may purchase or lease light-duty vehicles that are*
21 *capable of using alternative fuel and that meet the requirements established*
22 *by the Comprehensive National Energy Policy Act of 1992 (P.L. 102-486).*]

23 [(c) *If the agency finds that purchasing or leasing zero-emission vehicles is*
24 *not feasible and that purchasing or leasing light-duty vehicles that are capable*
25 *of using alternative fuel and that meet the requirements established by the*
26 *Comprehensive National Energy Policy Act of 1992 (P.L. 102-486) is not feasi-*
27 *ble, the agency may purchase or lease vehicles that the Oregon Department of*
28 *Administrative Services, in consultation with the Department of Environ-*
29 *mental Quality, has identified in written policy as low-emission vehicles.*]

30 [(2) *To the maximum extent feasible, state-owned motor vehicles shall be*
31 *zero-emission vehicles or use alternative fuel for operation.*]

1 [(3) *Each agency owning motor vehicles shall comply with all safety stan-*
2 *dards established by the United States Department of Transportation in the*
3 *conversion, operation and maintenance of vehicles using alternative fuel.*]

4 [(4) *To the maximum extent economically possible, state-owned structures*
5 *shall use biofuel, or direct-application electricity generated from biofuel, where*
6 *diesel is currently utilized for stationary or back-up generation.*]

7 [(5) *As used in this section:*]

8 [(a) *“Light-duty vehicle” includes passenger cars, sedans, station wagons,*
9 *pickup trucks with a gross vehicle rating of 8,000 pounds or less, minivans*
10 *equipped for passengers or cargo, sports utility vehicles, crossover utility ve-*
11 *hicles and specialty vehicles similar to vehicles identified in this paragraph.*]

12 [(b) *“Light-duty vehicle” does not include police vehicles, fire vehicles,*
13 *trucks to which a load-carrying device or container is not attached or trucks*
14 *that are equipped with a dump, flatbed, tank, boom lift, crane or similar de-*
15 *vice.*]

16 **(1) As used in this section, “light-duty vehicle” means a vehicle**
17 **with a gross vehicle weight rating of 8,500 pounds or less, such as a**
18 **passenger car, sedan, station wagon, pickup truck, minivan equipped**
19 **for passengers or cargo, sport utility vehicle, crossover vehicle or a**
20 **similar specialty vehicle.**

21 **(2)(a) Except as provided in paragraph (b) of this subsection, on and**
22 **after January 1, 2025, a state agency that purchases or leases a new**
23 **light-duty vehicle shall purchase or lease only a zero-emission vehicle,**
24 **as defined in ORS 283.398.**

25 **(b) If the state agency finds that a zero-emission vehicle is not**
26 **feasible for the specific use the state agency has for a light-duty ve-**
27 **hicle, the state agency may purchase or lease a light-duty vehicle that:**

28 **(A) Can operate with alternative fuel and that otherwise meets the**
29 **requirements set forth in the Comprehensive National Energy Policy**
30 **Act of 1992 (P.L. 102-486); or**

31 **(B) Qualifies as a low-emission vehicle under a written policy that**

1 **the Oregon Department of Administrative Services adopts in consul-**
2 **tation with the Department of Environmental Quality, if the state**
3 **agency finds that a vehicle described in subparagraph (A) of this par-**
4 **agraph is not feasible for the specific use the state agency has for a**
5 **light-duty vehicle.**

6 **(3) To the maximum extent feasible, light-duty vehicles that state**
7 **agencies own or lease must be zero-emission vehicles.**

8 **(4) A state agency that owns or leases light-duty vehicles shall**
9 **comply with all safety standards that the United States Department**
10 **of Transportation establishes for the conversion, operation and main-**
11 **tenance of vehicles that use alternative fuels.**

12 **SECTION 3.** ORS 283.327, as amended by section 4, chapter 565, Oregon
13 Laws 2019, and section 7, chapter 107, Oregon Laws 2021, is amended to read:

14 *283.327. [(1)(a) Unless a state agency finds that it is not feasible for a*
15 *zero-emission vehicle, as defined in ORS 283.398, to meet the specific use for*
16 *which a vehicle will be purchased or leased, the agency shall purchase or lease*
17 *zero-emission vehicles for all new state light-duty vehicle purchases and*
18 *leases.]*

19 *[(b) If the agency finds that purchasing or leasing zero-emission vehicles*
20 *is not feasible, the agency may purchase or lease light-duty vehicles that are*
21 *capable of using alternative fuel and that meet the requirements established*
22 *by the Comprehensive National Energy Policy Act of 1992 (P.L. 102-486).]*

23 *[(c) If the agency finds that purchasing or leasing zero-emission vehicles is*
24 *not feasible and that purchasing or leasing light-duty vehicles that are capable*
25 *of using alternative fuel and that meet the requirements established by the*
26 *Comprehensive National Energy Policy Act of 1992 (P.L. 102-486) is not feasi-*
27 *ble, the agency may purchase or lease vehicles that the Oregon Department of*
28 *Administrative Services, in consultation with the Department of Environ-*
29 *mental Quality, has identified in written policy as low-emission vehicles.]*

30 *[(2) To the maximum extent feasible, state-owned motor vehicles shall be*
31 *zero-emission vehicles.]*

1 [(3) *Each agency owning motor vehicles shall comply with all safety stan-*
2 *dards established by the United States Department of Transportation in the*
3 *conversion, operation and maintenance of vehicles using alternative fuel.*]

4 [(4) *To the maximum extent economically possible, state-owned structures*
5 *shall use biofuel, or direct-application electricity generated from biofuel, where*
6 *diesel is currently utilized for stationary or back-up generation.*]

7 [(5) *As used in this section:*]

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9 *pickup trucks with a gross vehicle rating of 8,000 pounds or less, minivans*
10 *equipped for passengers or cargo, sports utility vehicles, crossover utility ve-*
11 *hicles and specialty vehicles similar to vehicles identified in this paragraph.*]

12 [(b) *“Light-duty vehicle” does not include police vehicles, fire vehicles,*
13 *trucks to which a load-carrying device or container is not attached or trucks*
14 *that are equipped with a dump, flatbed, tank, boom lift, crane or similar de-*
15 *vice.*]

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17 **with a gross vehicle weight rating of 8,500 pounds or less, such as a**
18 **passenger car, sedan, station wagon, pickup truck, minivan equipped**
19 **for passengers or cargo, sport utility vehicle, crossover vehicle or a**
20 **similar specialty vehicle.**

21 **(2)(a) Except as provided in paragraph (b) of this subsection, on and**
22 **after January 1, 2025, a state agency that purchases or leases a new**
23 **light-duty vehicle shall purchase or lease only a zero-emission vehicle,**
24 **as defined in ORS 283.398.**

25 **(b) If the state agency finds that a zero-emission vehicle is not**
26 **feasible for the specific use the state agency has for a light-duty ve-**
27 **hicle, the state agency may purchase or lease a light-duty vehicle that:**

28 **(A) Can operate with alternative fuel and that otherwise meets the**
29 **requirements set forth in the Comprehensive National Energy Policy**
30 **Act of 1992 (P.L. 102-486); or**

31 **(B) Qualifies as a low-emission vehicle under a written policy that**

1 **the Oregon Department of Administrative Services adopts in consul-**
2 **tation with the Department of Environmental Quality, if the state**
3 **agency finds that a vehicle described in subparagraph (A) of this par-**
4 **agraph is not feasible for the specific use the state agency has for a**
5 **light-duty vehicle.**

6 **(3) To the maximum extent feasible, light-duty vehicles that state**
7 **agencies own or lease must be zero-emission vehicles.**

8 **(4) A state agency that owns or leases light-duty vehicles shall**
9 **comply with all safety standards that the United States Department**
10 **of Transportation establishes for the conversion, operation and main-**
11 **tenance of vehicles that use alternative fuels.**

12 **SECTION 4.** ORS 283.337 is amended to read:

13 283.337. (1) Prior to December 31 of each year, each agency owning motor
14 vehicles shall submit an annual report to the Department of Environmental
15 Quality and the State Department of Energy. The report shall contain at a
16 minimum:

17 (a) The number of vehicles acquired that are capable of using alternative
18 fuel;

19 (b) The number of vehicles converted from the use of gasoline to the use
20 of alternative fuel;

21 (c) The amount of each type of alternative fuel used in the vehicles;

22 (d) The number of zero-emission vehicles, as defined in ORS 283.398, ac-
23 quired;

24 (e) The amount of electricity used in the zero-emission vehicles; and

25 (f) Any other information required by the Department of Environmental
26 Quality and the State Department of Energy.

27 (2) In the report, an agency that purchases or leases a vehicle that is not
28 a zero-emission vehicle shall explain the reason for the purchase of an al-
29 ternative fuel, hybrid or low-emission vehicle and demonstrate that pur-
30 chasing or leasing a zero-emission vehicle was not feasible. To assess the
31 feasibility of a zero-emission vehicle under this subsection, an agency may

1 not consider any incremental cost of a zero-emission vehicle over a compa-
2 rable vehicle.

3 *[(3) For purposes of the report, plug-in hybrid electric vehicles are not ve-*
4 *hicles that are capable of using alternative fuel.]*

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