



Supplemental Form 1 – Waiver Request

Rebate Grants Program

Texas Commission on Environmental Quality (TCEQ)

Texas Emissions Reduction Plan (TERP)

Solicitation No. 582-26-85004-RG

Under Texas Health and Safety code (THSC), Section 386.104(j), TCEQ may consider a request to waive **ownership, registration, and prior vehicle or equipment operation** requirements based upon a finding of good cause.

- **Good cause may include short lapses in registration or operation due to economic conditions, seasonal work, or other extenuating circumstances.**
- **The burden is on the applicant to demonstrate why there is good cause to grant the waiver request.**

Refer to Appendix B of the Rebate Grants Program Request for Grant Applications (RFGA) for TCEQ's basis for determining good cause.

Applicants requesting a waiver to one or more of these requirements must complete Part A of this form. Applicants who have purchased third-party vehicles or equipment, or who plan to purchase third-party vehicles or equipment, for the purpose of replacing and disposing of those vehicles or equipment under the Rebate Grants Program, must complete Parts A and B of this form.

Please complete a separate Supplemental Form for each activity that includes a request to waive one or more of these requirements and submit the completed form with the Project Application.

An activity represents the individual replacement of a vehicle or piece of equipment.

Part A: Good Cause Waiver of Ownership, Registration, and Use Requirements

Please choose the waiver(s) that applies to the activity.

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| Waiver for the Ownership Requirement: The applicant has not continuously owned the vehicle or equipment for the two years immediately preceding the application signature date. | |
| Waiver for the Registration Requirement: The vehicle being replaced has not been continuously registered in Texas for the two years immediately preceding the application signature date. | |
| Waiver for the Usage Requirement: The vehicle or equipment being replaced has not been operated in Texas for the two years immediately preceding the application signature date. | |

In the space below, please provide a **detailed explanation of good cause** (see above) for the following:

- Why the vehicle or equipment being replaced does not meet the ownership, registration, and/or operation requirements; and
- How the replacement of the vehicle or equipment will result in the projected NO_x emissions reductions.

Please confirm the following.

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| If not awarded a grant, will the vehicle or equipment you listed for replacement continue to be operated in Texas? | |
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By signing this document, the applicant is certifying that all information provided is complete and accurate.

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|---|--|
| Printed Name of Authorized Official: | |
| Signature of Authorized Official*: | |
| Date of Signature: | |

*Please complete the entire form before signing electronically. The ability to add, edit, or remove information will not be available after the application is electronically signed.

Part B: Good Cause Waiver for Ownership – Replacement and Disposition of Third-Party Vehicles or Equipment

Applicants requesting a waiver to purchase on-road heavy-duty diesel vehicles or diesel non-road equipment from another entity (third-party) for the purpose of replacing and disposing of those vehicles or that equipment under the Rebate Grants program must complete this section.

1. Required Information & Documentation

The applicant must provide the vehicle or equipment information requested in the Activity Section of the application and attach documentation and photographs of the third-party vehicle or equipment to the application including:

- Color photographs of the vehicle or equipment, and engine;
- A copy of the vehicle title or lease agreement (on-road only) for the two years immediately preceding the application signature date; and
- Registration receipts (on-road only) for the 12 months immediately preceding the application signature date. An apportioned registration for operation in multiple states including Texas may be considered as proof of continuous registration and operation in Texas.

2. Third-Party Vehicle or Equipment Certifications

By signing below, the applicant and current owner of the vehicle or equipment certifies that the vehicle or equipment meets the following requirements:

- Registration (on-road only).** The vehicle has been continuously registered in Texas for at least the two years immediately preceding the submission of this form;
- Operation.** The vehicle or equipment has been continuously operated in Texas for the two years immediately preceding the application signature date; and
- Condition.** The vehicle is currently in operating condition and has a remaining useful life of five or more years.

3. Qualifying Equipment

The qualifying equipment must be of the same type, weight category, and body and axle configuration as the equipment being replaced. The qualifying equipment must be configured and intended for use in the same manner or vocation (for example, regional delivery), as the vehicle being replaced.

4. Current Vehicle or Equipment Owner Signature

The current vehicle or equipment owner or company representative must read and agree to the statement below. If the owner of the vehicle or equipment is a company, the company representative must have authority to provide this permission and bind the company.

"I, the undersigned vehicle/equipment owner/company representative, consent to the applicant including the vehicle/equipment currently owned by me or the company in this application. I understand that if awarded a grant, the applicant will be required to own and destroy the vehicle/equipment being replaced."

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| Printed Name of the Vehicle/Equipment Owner: | |
| Name of Company Representative: | |
| Signature of Vehicle/Equipment Owner/Company Representative*: | |
| Date of Signature: | |

5. Applicant Signature

| | |
|---|--|
| Printed Name of Authorized Official: | |
| Signature of Authorized Official*: | |
| Date of Signature: | |

*Please complete the entire form before signing electronically. The ability to add, edit, or remove information will not be available after the application is electronically signed.

Contact Information

800-919-TERP (8377)

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