

# Texas Clean Fleet Program (TCFP)

## Response to Comments

July 7, 2022

The Texas Commission on Environmental Quality (TCEQ) received the following comments regarding the implementation of the Fiscal Year 2022 - 2023 Texas Clean Fleet Program (TCFP). TCEQ is providing the following response to comments, which are summarized below. TCEQ will publish the final TCFP program requirements in the Request for Grant Applications (RFGA) once the program opens.

**1. TCEQ should establish a funding set aside for zero-emission vehicles.**

TCEQ will set aside 50% of available funding under the TCFP for projects that include the purchase of zero-emission vehicles.

**2. TCEQ should increase the points available for NO<sub>x</sub> emissions reductions or balance the NO<sub>x</sub> emissions reductions with the cost per ton of NO<sub>x</sub> reduced in the scoring criteria.**

TCEQ will maintain the current scoring criteria. The set aside for zero-emission vehicles will address this issue.

**3. TCEQ should provide clear guidance on the process for submitting a waiver request for third-party scrappage.**

TCEQ will provide clear guidance on the process for submitting a waiver request for third-party scrappage in the TCFP RFGA and application.

**4. TCEQ should allow applicants to replace yard trucks (terminal tractors) under the TCFP.**

TCEQ will consider all on-road vehicles that meet the statutory and RFGA requirements for funding under the TCFP. Non-road vehicles are not eligible.

**5. TCEQ should lower the fleet size requirement of at least 75 vehicles to allow for more participation under the program.**

The fleet size requirement of at least 75 vehicles is required by statute. (Texas Health and Safety Code (THSC), §392.004(a))

**6. TCEQ should lower the minimum number of vehicles that an applicant must include in an application.**

The requirement that an applicant must include a minimum of 10 vehicles for replacement in an application is required by statute. (THSC, §392.002(c))

**7. TCEQ should consider time in area versus mileage in area when setting minimum usage requirements under the TCFP.**

TCEQ captures time in area through the creation of default usage rates that are generally equivalent to fuel usage.

**8. TCEQ should clarify the definition of plug-in hybrid electric vehicles by including a minimum all-electric range.**

TCEQ declines to make this change at this time.

**9. TCEQ should provide the opportunity for narrative comments on the application.**

TCEQ will not consider narrative comments when scoring applications.

**10. TCEQ should clarify if the disposition of the vehicle being replaced is required under the TCFP and if the permanent removal of the vehicle from Texas is allowed under TCFP.**

The requirement to destroy the vehicle being replaced is required by statute. (THSC, §392.005(f))