



Key Changes in Rule Language Since May 26, 2020

Volkswagen Grants 2020 Rulemaking Advisory Committee Meeting #3

Definition of Small Fleets - 340-255-0020

(45) “Small fleet” means fleet size of 9 or fewer heavy and medium duty diesel vehicles.

Definition of Vulnerable Populations - 340-255-0020

(49) “Vulnerable Population” means people under the age of 14 and over the age of 64, Black, indigenous, and people of color, people with a household income that is less than or equal to twice the federal poverty level, people who are linguistically isolated¹, and people age 25 or older who have not earned a high school diploma or passed a General Educational Equivalent (GED) test.

Providing Technical Assistance - 340-255-0040

(9) Grant funding may also be awarded to provide technical assistance for a project in support of Disadvantaged, Minority, Women, or Emerging Small Business (DMWESB) or Service Disabled Veteran Business (SDVB) applicants as certified by the State of Oregon Certification Office for Business Inclusion and Diversity, based on a request and a statement of need, and not to exceed 7% of total maximum reimbursement amount available for project costs.

Ensuring Tribal Eligibility - 340-255-0050

To apply for funding under this division, a person (as defined in OAR 340-200-0020, including individuals, corporations and government entities) or one of Oregon’s federally recognized tribes must submit a completed grant application form provided by DEQ and submit it to DEQ prior to a grant funding deadline announced by DEQ. Such an applicant must:

Allowing third party applicants - 340-255-0050

(1) Own equipment that is eligible for a grant under OAR 340-255-0030 that is based in Oregon and currently operating in Oregon or apply on behalf of the owner with their express written permission;

Flexibility on Three Bids - 340-255-0050

(5) Provide proof of solicitation of at least three competitive bids for project expenses as well as low-cost or best-value rationale for selected bid. If an applicant cannot solicit three competitive bids for project expenses DEQ will provide the following waiver process:

(a) DEQ will make a waiver-request form available to applicants that are unable to solicit at least three competitive bids. DEQ will grant waivers of the three competitive bid requirement at its sole discretion, based on DEQ’s assessment of whether the costs are reasonable and generally consistent with prices for similar work from other applications and previously funded projects; and

¹ Environmental Protection Agency’s Overview of Demographic Indicators in EJSCREEN. “Percent of people in a block group living in linguistically isolated households. A household in which all members age 14 years and over speak a non-English language and also speak English less than “very well” (have difficulty with English) is linguistically isolated.” <https://www.epa.gov/ejscreen/overview-demographic-indicators-ejscreen>

(b) DEQ reserves the right to deny applications if the quoted project costs exceed the average prices for similar work from other applications and previously funded projects. DEQ also reserves the right to contact bid providers to clarify project and associated costs;

Program Review – 340-255-0070

(4) DEQ will conduct a review of the Diesel Emission Mitigation Grant Program two years after implementation. The review will include an assessment of emissions reductions, program investments addressing diesel equipment, potential adjustments to improve performance, and will provide an opportunity for community involvement.