

## ATTACHMENT E: CONTRACTOR OFF-ROAD REGULATION ASSURANCES

Napa RCD requires that all work done on its property or otherwise on behalf of the Agency is performed in accordance with the State's environmental health and safety laws, codes and regulations. To this end, please check the appropriate boxes and provide information as required below related to compliance with California Air Resources Board (CARB) Off-Road Diesel-Fueled Fleets Regulations. The Agency will not approve this Contract until this form has been completed. This form must be updated annually or anytime changes occur. Contractor agrees to provide the Agency with any documents referenced below within one business day of the request. Information on these Regulations is available here: <https://ww2.arb.ca.gov/our-work/programs/use-road-diesel-fueled-fleets-regulation>

**Contractor Name:**

In the performance of this contract, does Contractor propose to use vehicles subject to 13 CCR 2449, the In-Use Off-Road Diesel-Fueled Fleets Regulation? YES  NO

If the answer in above is **NO**, Contractor does not need to check any boxes for items 1, 2, and 3 below and no further information is required.

If the answer above is **YES**:

- A. Contractor must check YES or N/A, as applicable, for items 1, 2, and 3 below.
- B. If no exemption from these Regulation requirements applies, Contractor must provide to the Agency: (1) a valid Certificate of Reported Compliance for its fleet, and (2) valid Certificates of Reported Compliance for fleets of any subcontractors.
- C. If an exemption from these Regulation requirements does apply, Contractor must provide the Agency with detailed documentation identifying the exemption and supporting the applicability of the exemption.
- D. If Contractor asserts that the emergency operations exemption applies, Contractor must provide: (1) a description of the emergency, (2) the address or description of the specific location where Contractor performed work to address the emergency, (3) the dates on which the emergency work was performed, and (4) an attestation by the Contractor that the vehicles operated on the project were only used to carry out emergency work.

**Please respond YES or N/A for each item below.**

	<u>YES</u>	<u>N/A</u>	
1. Contractor has provided the Agency with a copy of a valid Certificate of Reported Compliance for Contractor's own fleet.	<input type="checkbox"/>	<input type="checkbox"/>	(check N/A if exemption applies)
2. Contractor has provided the Agency with a copy of a valid Certificate of Reported Compliance for any subcontractors' fleet.	<input type="checkbox"/>	<input type="checkbox"/>	(check N/A if exemption applies or there are no subcontractors)
3. Contractor has provided the Agency with documentation supporting a claimed exemption to the Off-Road Regulation.	<input type="checkbox"/>	<input type="checkbox"/>	(check N/A if no exemption applies)