

**REGULATION FOR IN-USE OFF-ROAD DIESEL-FUELED FLEETS  
 BEST AVAILABLE CONTROL TECHNOLOGIES ANNUAL (BACT) EXEMPTION**

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This form is required for the Best Available Control Technologies (BACT) Annual Exemption for small fleets (<2,500 horsepower) in section 2449.1(b)(3)(C) of the In-Use Off-Road Diesel-Fueled Fleets Regulation. In accordance with that section, small fleets may request an exemption from BACT for vehicles that meet the conditions listed in Part II: Vehicle Information (below). This application must be submitted prior to, or with, a fleet's submittal of the annual Responsible Official Affirmation of Reporting [MSCD/ORB-143 (REV. 05/2020)].

Instructions on how to submit this form and definitions are provided on page 3.

**PART I: FLEET INFORMATION**

Check the box to confirm if you are authorized to submit this form then complete your information below. I am the: <input type="checkbox"/> Responsible Official                      OR <input type="checkbox"/> Designated Official	
Annual Reporting Year:	

DOORS Fleet ID Number:	Company/Agency Name:
Name:	Job Title:
Telephone Number:	Email Address:

**PART II: VEHICLE INFORMATION**

Complete the fields below. Check the box to select the condition that applies to the vehicle:

Condition 1: There is no highest level verified diesel emission control strategy (VDECS) available for the vehicle's engine as of 10 months prior to the compliance date (i.e., there is no Level 2 or 3 VDECS).

Condition 2: There is no Level 2 or 3 VDECS which can be used without impairing the safe operation of the vehicle as demonstrated per section 2449(e)(8) of the Off-Road Regulation.

Vehicle Equipment Identification Number (EIN)	Condition 1	Condition2
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>

For additional vehicles, provide the requested information and attach it to the application.

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**PART III: SIGNATURE**

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By signing below, I affirm and certify under penalty of perjury, under the laws of the State of California, that I have reviewed this form, pages 1 and 2 inclusive, and the information reported on this form for the fleet indicated below is true, accurate, and complete to the best of my knowledge. I, or someone at my direction, have/has contacted manufacturers/installers of VDECS and verified either that 1) there are no available VDECS (<https://www.arb.ca.gov/diesel/verdev/vdb/disclaimer.php>) for the vehicles identified in this application, or 2) that a VDECS cannot be used without impairing the safe operation of the vehicle per section 2449(e)(8). Based on this investigation, the vehicles identified in this application are exempt from the BACT requirements of section 2449.1(b)(1) because they qualify for an exemption under section 2449.1(b)(3)(C). I understand that I am responsible for recordkeeping as required in section 2775.2. I understand that all statements made in this form are subject to investigation, and that any false or dishonest statements may result in fines and may subject me to criminal investigation and possible prosecution. By signing below, I further certify that I have the authority to request and submit these changes on behalf of the fleet indicated above.

Signature of Responsible Official or Designated Official:	Date:
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**INSTRUCTIONS AND DEFINITIONS**

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Submit the completed form by email to [DOORS@arb.ca.gov](mailto:DOORS@arb.ca.gov), by fax to (916) 322-3923, or by mail to California Air Resources Board, Attention: Off-Road Diesel Reporting, MSCD, Mail Stop 5B, P.O. Box 2815, Sacramento, CA 95812.

For questions regarding this form, contact the DOORS Hotline at: (877) 59DOORS (877-593-6677).

**Annual Reporting Year:** A signed MSCD/HDORSB-143 is due from each fleet by March 1st of each year as a part of a fleet's annual reporting requirements. This affirmation is for each vehicle in the fleet as it was on December 31st of the previous year. For example, you would submit a 2019 form by March 1, 2019 which affirms that all the information about your fleet as it was on December 31, 2018, was reported correctly and is true and accurate. [Cal. Code Regs., Title 13, § 2449, subd. (g)(2)(A)]. The annual reporting year entered on this form should match the annual reporting year entered on the corresponding form MSCD/HDORSB-143.

**Responsible Official:** One of the following: (A) For a corporation: A president, secretary, treasurer, or vice president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation. (B) For a partnership or sole proprietorship: a general partner or the proprietor, respectively. (C) For a municipality, state, federal, or other public agency: either a principal executive officer or ranking elected official. For the purposes of this part, a principal executive officer of a federal agency includes the chief executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., a Regional Administrator of the U.S. EPA). [Cal. Code regs., Title 13 § 2449, subd. (c) (44)].

**Designated Official:** This is someone that the Responsible Official has designated as the person responsible for signing official forms by submitting the Designated Official form MSCD/HDORSB-178 to CARB. Once on file, the form does not need to be re-submitted except to designate a new person other than the Responsible Official as the person allowed to sign official forms.

**DOORS Fleet ID Number:** This ID number is the number CARB assigned to your fleet when you initially created your fleet in DOORS. If you do not have this number, contact the DOORS Hotline.

**Company/Agency Name:** This is the legal name of the entity, business, organization, agency, or individual that owns and has possession of each vehicle in the fleet, not a third party (i.e., consultants, distributors, sales representatives, etc.).

**Equipment Identification Number (EIN):** A unique identification number assigned by CARB to each vehicle in an owner's fleet subject to this regulation. All reporting and recordkeeping will link vehicle data with this number.

**Recordkeeping:** Fleet owners are required to maintain copies of the information reported under section 2449(g), as well as records described in section 2449(h). Fleets must maintain documentation supporting submittal of this BACT Exemption Application form, including but not limited to documentation that the fleet has contacted manufacturers/installers of VDECS and that either 1) there is no VDECS available for the vehicle, or 2) the VDECS cannot be used without impairing the safe operation of the vehicle. [Cal. Code Regs., tit. 13, § 2449, subd. (h).]

**Signature:** This is the handwritten signature of the Responsible Official or Designated Official. Digital signatures will not be accepted, but original signatures on a form scanned and sent via fax or email will be accepted.

**NOTE:** These instructions are provided as a courtesy, but do not supersede or alter the regulation. It is your responsibility to understand and comply with the regulation.