

IMPLEMENTATION MANUAL
FOR THE



January 2022



State of Oregon
Department of Environmental Quality



Center for
Sustainable
Energy™

Introduction

The Implementation Manual for the Oregon Clean Vehicle Rebate Program (Implementation Manual) explains terms (see **Terms and Abbreviations**) and processes associated with the Program requirements and as explained in the Terms and Conditions and laid out in Oregon Administrative Rule and Oregon law. The Administrator is responsible for ensuring that Applicants meet all Program requirements and may consult with DEQ to verify requirements are met.

The Implementation Manual and Terms and Conditions will be periodically updated to clarify Program requirements in response to changes in legislative or regulatory requirements or based on DEQ's interpretation of the relevant statutes and rules. Changes to Program requirements may impact an Applicant's eligibility for the Program.

This Implementation Manual, including updates, will be published on the OCVRP webpage at evrebate.oregon.gov. This document is intended to explain the administrative rules and statutory requirements that apply to the Program but is not a substitute for those sources of authority, and, in the event of a conflict between this document and those sources of authority, those sources of authority will apply.

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I. Background

In 2017, House Bill (HB) 2017 was passed by the Oregon Legislature and signed into law by Governor Brown. HB 2017 established Oregon's transportation budget for the next seven (7) fiscal years and authorized the Oregon Department of Environmental Quality (DEQ) to establish a rebate program for the purchase of qualifying zero-emission vehicles, the Oregon Clean Vehicle Rebate Program (OCVRP).

The 2018 Oregon Legislature adopted House Bill 4059 which clarified and removed existing requirements to participate in OCVRP. Oregon Administrative Rule (OAR) Division 270 of chapter 340 (OAR 340-270), the Zero-Emission and Electric Vehicles Rebates, implements HB 4059 by establishing a rebate program and eligibility requirements for the purchase or lease of new or used qualifying zero-emission vehicles in Oregon. In May 2018, the Zero Emission and Electric Vehicle Rebates rulemaking was adopted by the Environmental Quality Commission (DEQ's policy commission) which established the Program requirements. The 2019 Oregon Legislature adopted House Bill 2592, which made further adjustments to clarify Program requirements and expand Program eligibility. Subsequent legislative changes in 2021, House Bill 2165, further modified the Charge Ahead Rebate program.

Funding for the Program is generated from a tax imposed on car dealers for "the privilege of engaging in the business of selling taxable motor vehicles at retail in this state." DEQ receives \$12 million per year for the Program.

The OCVRP offers a rebate for Oregon residents who purchase or lease certain electric vehicles and who comply with all application and Program requirements. The Program is designed to reduce vehicle emissions by encouraging more Oregonians to purchase or lease electric vehicles rather than gas vehicles, thereby advancing progress toward the state's greenhouse gas reduction goals. The Program is administered and implemented through a partnership between DEQ and the Center for Sustainable Energy (Administrator), selected via a competitive DEQ grant solicitation.

II. Program Overview

The Oregon Clean Vehicle Rebate Program (OCVRP) offers rebates to Oregon drivers who purchase or lease certain electric vehicles and who comply with all application and Program requirements. The Program provides rebates to qualified individuals or organizations such as businesses, public and Oregon state agencies and entities, and nonprofit organizations for the purchase or lease of eligible vehicles.

There are two (2) rebates offered through OCVRP: the Standard Rebate and the Charge Ahead Rebate. The Standard Rebate is available to eligible Applicants who purchase or lease certain new eligible, zero-emission vehicles. The Charge Ahead Rebate provides low or moderate-income households and low-income service providers a rebate toward the purchase or lease of eligible new or used zero-emission vehicles. The Charge Ahead Rebate can be combined with the Standard Rebate when an eligible Applicant purchases or leases a vehicle that qualifies for a rebate under both programs and complies with all application and Program requirements. This can enable an Applicant to obtain a rebate of up to \$7,500.

The Standard Rebate can be obtained either at the point of sale from a Participating Dealership or by the consumer after taking possession of the vehicle.

Additional information about OCVRP is available at evrebate.oregon.gov. The Program website is maintained by the Administrator and includes the list of eligible vehicles, rebate amounts, the online rebate application, required documentation and forms, program statistics and available funds remaining in the Program.

III. Vehicle Eligibility Requirements

Vehicles must meet the following criteria to be an eligible vehicle in the Program:

1. Must be in an eligible vehicle category as of the vehicle category effective date (see **Eligible Vehicle Categories and Effective Dates**). After-market vehicle conversions are not eligible.
2. Must be an eligible vehicle model at the time of purchase or lease (see **Eligible Vehicle Models**).
3. Must be purchased through a certified vehicle dealer or an original equipment manufacturer ("OEM"). No person-to-person sales are eligible.
4. Have a base Manufacturer Suggested Retail Price (MSRP) of \$50,000 or less if a battery electric or plug-in hybrid electric vehicle. Fuel cell vehicles must have a MSRP of \$60,000 or less.
5. For the Standard Rebate, the vehicle must be a **New Eligible Vehicle** (see **Terms and Abbreviations**) as indicated on the purchase or lease agreement.
 - a. Vehicles that are not new, are pre-owned, have been re-leased, previously registered, are a third-party lease, have been transferred to Oregon after being registered out-of-state, or are constructed with parts that have been previously subject to a retail sale are not eligible for the Standard Rebate. If the required documentation does not satisfactorily prove that the vehicle is new, other documentation may be requested to satisfy this requirement at the Administrator's discretion.
 - b. Eligible vehicles used as floor model and test drive vehicles can receive a rebate if the vehicle has not been previously registered. Floor model and test drive vehicles that are previously registered are not eligible. The Administrator will use specific procedures when processing rebate applications for floor model and test drive vehicles. Additional documentation from the dealership may be required (see **Eligibility Criteria for Floor Models, Test Drive, Rollback and Unwind Vehicles**).
6. For the Charge Ahead Rebate, used vehicles must have met eligibility requirements for the Standard Rebate at the time of vehicle manufacture. This requirement

can be met if the used vehicle is a direct predecessor of a model that meets the requirements for new vehicles.

7. No aftermarket vehicle conversions are eligible for the Program.

A. Eligible Vehicle Categories and Effective Dates

Categories of vehicles eligible for funding under the OCVRP are defined in the Department of Environmental Quality’s rules, OAR 340-270-0030 (see **Terms and Abbreviations**):

1. **Light-Duty Zero Emission Vehicles (ZEVs)**
2. **Light-Duty Plug-In Hybrid Electric Vehicles (PHEVs)**
3. **Zero-Emission Motorcycles (ZEMs)**

To be qualified for this Program, DEQ requires proof that the vehicle has successfully completed the most current California Zero-Emission Motorcycle Evaluation Procedure, as defined in California’s Implementation Manual for the Clean Vehicle Rebate Project and Issuance of a “pass” determination and verification that the vehicle meets the specified range and acceleration requirement by the California Air Resources Board.

4. **Neighborhood Electric Vehicles (NEVs)**

DEQ requires a certification to zero-emission standards in California Code of regulations Title 13 section 1962.2 to show a vehicle meets these specifications.

Eligibility of the vehicle categories has changed over time. Table 1 outlines the date of eligibility of vehicle categories for the Standard and Charge Ahead rebates.

Table 1 Vehicle Category Effective Dates

Vehicle Category	Standard Rebate Eligibility	Charge Ahead Rebate Eligibility
New ZEV	January 1, 2018	January 1, 2018
PHEV	January 1, 2018	September 29, 2019
NEV	January 1, 2019	N/A
ZEM	January 1, 2019	N/A
Used ZEV	N/A	January 1, 2018
Used PHEV	N/A	September 29, 2019

B. Eligible Vehicle Models

Vehicle models will be reviewed by DEQ to verify they meet Program rule requirements on a model-year basis and placed on the Program's List of Eligible Vehicles to receive a rebate. The List of Eligible Vehicles will be periodically updated as DEQ adds eligible vehicles to the Program.

In order for a vehicle to be listed on the Program's List of Eligible Vehicles, the vehicle manufacturer shall submit documentation to DEQ to confirm that the vehicle meets the eligibility criteria as defined for the vehicle type. DEQ will work with the vehicle manufacturer to ensure that all documentation is received and request any additional information needed to determine eligibility. If the vehicle meets the eligibility requirements set forth in OAR 340-270 and the Vehicle Eligibility Requirements section of the Implementation Manual, DEQ will add the vehicle to the List of Eligible Vehicles and calculate the rebate amount. Once the vehicle is added to the List of Eligible Vehicles, an application can be submitted for the vehicle.

C. Eligibility Criteria for Floor Models, Test Drive, Rollback and Unwind Vehicles

Vehicle eligibility for floor model, test drive, rollback and unwind vehicles will be reviewed on a case-by-case basis. The Administrator, with input from DEQ, will review the documentation associated with these vehicles to determine vehicle eligibility. The Administrator will require attestation from the dealership confirming the vehicles meet the eligibility criteria below to qualify as a new vehicle.

It is the responsibility of the Applicant to verify that the vehicle has not previously received a rebate. A vehicle is considered to have not previously received a rebate if the original ownership has elapsed, or the full rebate amount is returned to the Program.

1. Floor Model and Test Drive Vehicles

Floor Model and Test Drive Vehicles are provided by an OEM to car dealerships for the purpose of test drives and other consumer interactions. Dealerships may temporarily operate a floor model or test drive vehicle on public roads with "dealer" license plates for the purpose of test drives. Use of floor model or test drive vehicles on public roads with "dealer" license plates do not require vehicle registration with the Oregon Department of Motor Vehicles (DMV). For the purposes of the Program, these vehicles will be

considered new and are eligible vehicles for both Standard and Charge Ahead rebates if their odometer reflects less than 7,500 miles and meets all other Program requirements. As these vehicles typically reflect a USED status on the vehicle at the time of sale, the Administrator will require documentation showing that the dealership is attesting to the fact that the car is an unregistered floor model or test drive vehicle (demo vehicle). Any floor model/test drive vehicle that was previously registered is not considered new and will not be eligible for a Standard Rebate.

2. Rollback and Unwind Vehicles

A rollback is a vehicle returned to a dealership shortly after being purchased or leased and operated by a buyer. An unwind occurs when an Application for Registration Renewal, Replacement or Transfer of Plates and/or Stickers is completed, but the sale or lease of the vehicle was not consummated, and the buyer never took delivery. While these vehicles may have been temporarily registered and not permanently registered with the Oregon DMV, the sale or lease was never completed. The vehicle was either returned or never delivered. As these vehicles typically reflect a USED status on the vehicle, the Administrator will require documentation showing that the dealership is attesting to the fact that the car is a rollback or unwind.

D. Charge Ahead Vehicle Eligibility Requirements

Eligible vehicles can be found on the Charge Ahead Eligible Vehicle List. New and used vehicles are eligible for Charge Ahead if they meet the **Vehicle Eligibility Requirements**.

ZEM and NEV vehicles are not eligible for a Charge Ahead Rebate. Applicants are prohibited from applying for a rebate for a vehicle that they have previously owned or leased.

IV. Applicant Eligibility Requirements

As a condition for receiving a rebate (either as the Applicant or as a Dealership applying on behalf of the Applicant), the Applicant must comply with all requirements imposed by law for the Oregon Clean Vehicle Rebate Program, including [2017 Or. Law Ch. 750 Sec. 148-157](#), 2018 Or. Law Ch. 93, Sec. 18-21, 2019 Or. Law Ch. 491, Sec. 35-37, 2021 Or. Law Ch. 95, Sec. 4a, 5, 6, 8, and 9, and [Oregon Administrative Rules \(OAR\) Chapter 340, Division 270](#). The Applicant is responsible for reviewing the Program requirements prior to applying for a rebate. These rules and requirements are summarized in the Oregon Clean Vehicle Rebate Program Terms and Conditions. The Applicant must meet the following eligibility criteria to participate in the Program:

1. Be an Oregon resident, an organization such as a business or non-profit based in Oregon or with an Oregon-based affiliate at the time of vehicle purchase or lease, or an Oregon state government or public entity. All businesses must be licensed to operate in Oregon.
 - a. The Applicant must be listed on the purchase/lease agreement.
 - b. Charge Ahead Applicants must meet income eligibility criteria at the time of vehicle purchase or lease, as described in the **Charge Ahead Income Eligibility Requirements** Section. The Applicant who completes income verification must be listed on all required documentation submitted for the rebate.
 - c. Charge Ahead applicants can also be a 501(c)(3) nonprofit organization based in Oregon or with a current Oregon-based affiliate, that can attest to being a low-income service provider that provides health, dental, social, financial, energy conservation or other assistive services to low- or moderate-income households in Oregon.
2. Purchase or lease an eligible vehicle as specified in **Eligible Vehicle Models** Section.
 - a. New vehicles are eligible for both Standard and Charge Ahead rebates. Used vehicles are eligible for the Charge Ahead Rebate only.
 - b. Vehicles obtained as a gift, or a prize are not eligible for a rebate.
 - c. Vehicles must be purchased at a certified dealership or an OEM. If a vehicle is purchased through an OEM, the OEM cannot have any licensed, franchised, new automobile dealerships in Oregon.

3. Submit an OCVRP application within six (6) months of the vehicle purchase or lease date and prior to the exhaustion of available funds.
4. To obtain the Standard Rebate at the point of sale/lease, obtain the vehicle at a Participating Dealership. Applicants can assign the rebate to a vehicle dealer, or to an OEM that does not have licensed franchised new automobile dealers in Oregon by executing a vehicle purchase/lease contract with a Participating Dealership and signing the acknowledgement that the dealership has provided the rebate. The Administrator will transfer the entirety of rebate funds to that dealership. The Participating Dealership will then complete the submission of the required documents, including a complete copy of the purchase/lease agreement, registration paperwork and proof of residency.
5. Retain ownership of the vehicle in Oregon for a minimum of twenty-four (24) consecutive months immediately after the vehicle purchase or lease date.
 - a. If leased, the original lease must be a minimum of twenty-four (24) months. Lease extensions and lease buyouts for leases that do not meet this minimum requirement at the time of the original lease are not eligible for a rebate.
 - b. Applicants who do not retain the eligible vehicle for the full twenty-four (24) month ownership or lease period will be required to reimburse DEQ all or part of the original rebate amount (see **Vehicle Ownership Provision**).
6. Register the new or used vehicle with the Oregon DMV for a minimum of twenty-four (24) consecutive months from the original purchase or lease date.
 - a. The Applicant must be listed on the Registration. For all new vehicles, the Applicant must be the first registered owner of the vehicle.
7. For organizations such as business, non-profit and Oregon state government or public entity Applicants: submit annual vehicle usage reports to the Administrator for a period of at least twenty-four (24) months. Required data may include but is not limited to mileage reporting and annual fuel use by fuel type. Usage requests will be sent to the contact on file for the organization. If contact information changes during this time period, it is the organization's responsibility to notify the Administrator so that it can be updated on the application. Failure to submit annual usage data is a breach of the Terms and Conditions of participation in the Program and DEQ may request the

Administrator to begin enforcement activities to collect all or part of the rebate that was issued for the vehicle.

8. Submit the application within six (6) months of the vehicle purchase or lease date and prior to the exhaustion of available rebate funds.
 - a. All required documents must be submitted at the time of application submission. For Charge Ahead Applications, Proof of Income and Household Summary form documents will be emailed to the Applicant after the application has been received by the Administrator. Notices will be sent out via email if additional documentation is needed to complete an application. It is the Applicant's responsibility to check their emails related to OCVRP. Applicants whose applications cancel because required documentation was not submitted within the required timeframe will need to reapply if the applicant remains eligible. Eligibility will be reviewed based on the Terms and Conditions in place at the time a new application is submitted. Extensions will not be granted.
9. Not make or allow any modifications to the vehicle's emissions control systems, hardware, software calibrations or hybrid system.
10. Be available for follow-up inspection if requested by the Administrator, DEQ or any other of DEQ's designees for the purposes of project oversight and accountability.
11. Rebate checks must be cashed within two (2) years of the date on the check. Checks not cashed within this timeframe will be canceled and the rebate amount returned to the Program.

A. Charge Ahead Income Eligibility Requirements

In addition to the requirements listed above, Applicants must meet the following requirements to be eligible for the Charge Ahead Rebate. Charge Ahead is available for individual Applicants in which eligibility is based upon income and for low-income service providers which is defined as an organization that provides health, dental, social, financial, energy conservation or other assistive services to low- or moderate-income households in Oregon. Providers must be registered as a 501(c)(3) organization based in Oregon or have an Oregon-based affiliate at the time the eligible vehicle is purchased or leased. Applicants who are claimed as dependents are not eligible for Charge Ahead Rebates regardless of their income. Applicants who are trusts are not eligible for Charge Ahead.

At the discretion of DEQ and the Administrator, additional documentation deemed necessary to ascertain that the Applicant is not buying, selling, or leasing vehicles in a manner that circumvents the intent of the Charge Ahead Program may be required.

i. Income Eligibility

If an individual applicant is applying for a Charge Ahead Rebate and the purchase or lease date occurs before Jan. 1, 2022, the household income must be equal to or below 120% of the established Area Median Income (AMI) at the time the vehicle is purchased or leased.¹

If the purchase or lease date occurs on or after Jan. 1, 2022, the household income must be less than 400% of the federal poverty guideline. Income eligibility will be verified for the year the vehicle was purchased or leased. If that income information is unavailable or inadequate, income eligibility will be verified from a previous year. All income verification documentation must reflect the name of the Applicant.

For Charge Ahead income calculations, gross annual household income includes both taxable and non-taxable income sources. This includes, but is not limited to, the following:

Wages, unemployment, workers' compensation, Social Security, Supplemental Security Income, public assistance, veterans' payments, survivor benefits, pension or retirement income, interest, dividends, rents, royalties, income from estates, trusts, educational assistance, alimony, child support, assistance from outside the household, and other miscellaneous sources.

ii. Income Verification

There are currently three methods by which to complete income verification to determine whether an Applicant / Low Income Service Providers meets the income

¹ AMI is the median income for the metropolitan statistical area in which a household is located or, if the household is not located within a metropolitan statistical area, for the metropolitan statistical area in closest proximity to the location of the household, as determined by the Housing and Community Services Department, adjusted for household size. To determine the AMI that applies to you, please visit the Income Eligibility Calculator on the Program's website. For those without internet access, please contact the Administrator for assistance.

eligibility criteria for Charge Ahead.

1. Categorical Program Eligibility

To simplify the income verification process for Charge Ahead Applicants, DEQ has created a list of income-qualified programs that will substitute full income verification and will constitute income eligibility for the purposes of this Program. This Categorical Program Eligibility list is subject to change at DEQ's discretion. If an Applicant participates in one of the programs below at the time of purchase or lease of a vehicle, DEQ will rely on this to conclude that the person is from a low- or moderate- income household for the year the vehicle was purchased. The Applicant must submit proof of participation in one of the approved programs that was valid at the time the vehicle was purchased. Depending upon the program, documentation required may vary.

Programs currently approved by DEQ are:

- [Oregon Health Plan / Medicaid](#)
- [SNAP: EBT \(Electronic Benefits Transfer\)](#)
- [Temporary Assistance for Needy Families \(TANF\)](#)
- [Free & Reduced-Price Lunch](#)
- [HUD Housing Choice Voucher](#)
- [LIHEAP \(Home Energy Assistance\)](#)
- [Employment Related Daycare \(ERDC\)](#)
- [Women Infants and Children \(WIC\)](#)
- [Trimet reduced fare program for low-income rider](#)
- [Individual Development Account \(IDA\) holders](#)

2. Income Verification

The Administrator will complete Income Verification for the year the vehicle was purchased or leased. The Administrator will request a tax transcript from the IRS for the

Applicant from the year the vehicle was purchased or leased. If the tax transcript for that year is not available at the time the application is processed, the tax transcript from the previous year as required to have been filed by the IRS will be requested.

The Administrator will review the following sections of an applicant's federal tax return to determine gross annual income:

- a) On 2020 IRS Form 1040: Sum of lines 1–7. Line 9 is not used to calculate total gross income for OCVRP.

And (if applicable)

- b) On 2020 IRS Form 1040 Schedule 1: Sum of lines 1–8 (Excluding lines 15, 16 and 20, as they are already included as part of your 1040).

Note: If line 8, "Other Income," is negative, then it will *not* be included as part of the Program's income calculation, unless an exception applies. If line 8 on Schedule 1 is negative, then the corresponding "Statement" filed with your 1040 must be provided. The Administrator will review documentation for possible exceptions. One such exception is the inclusion of a negative community property adjustment. Net operating losses carried over from previous years are not an exception.

Tax documents may not demonstrate the complete picture for gross annual income as defined by the Program. Other proof of income documentation as determined by the Administrator may be used to help calculate gross annual income.

In some situations, more documentation will be requested at the discretion of the Administrator if tax transcripts do not appear to reflect gross annual income. For Applicants who have not filed a tax return, additional documentation will be required to calculate income. Examples of additional documentation that may be required include

pay stubs, bank statements, W2's, etc. Filing an extension for the tax year being requested is not considered filing for the purposes of the Program's income calculations. In these cases, additional documentation will be requested to evaluate the Applicant's income for that non-filing year.

3. All low-income service providers must be registered as a 501(c)(3) organization based in Oregon or have an Oregon-based affiliate.

V. Rebate Amounts and Funding Availability

A list of eligible vehicles and rebate amounts will be maintained on the OCVRP website but is subject to change any time with or without notice if DEQ's understanding of the Program requirements change. Applicants should refer to the applicable statutes and regulations (Oregon Administrative Rule 340-270) for all Program and eligibility requirements. Rebate amounts have been established by DEQ for each eligible vehicle model, up to the maximum rebate amount for that vehicle type listed in Table 2. DEQ will review the rebate amounts annually. If DEQ determines that the rebate amount should be adjusted, DEQ will engage in rulemaking to adjust the rebate amounts that are currently established. Specific rebate amounts for each eligible vehicle model will be included on the List of Eligible Vehicles on the project website.

A. Rebate Amounts

The Standard Rebate offers up to \$2,500 to eligible Applicants who purchase or lease an eligible vehicle.

- a. The Charge Ahead Rebate is an income-verified rebate for low-or-moderate-income households and low-income service providers. The Charge Ahead Rebate offers \$5,000 to eligible Applicants who purchase or lease a new or used eligible vehicle and meeting the following requirements
 - i. 120% of area median income for Charge Ahead applicants with Date of Purchase/Lease before Jan 1, 2022.
 - ii. 400% FPL for Charge Ahead applicants with Date of Purchase/Lease on/after Jan 1, 2022.

The Charge Ahead Rebate can be combined with the Standard Rebate when an eligible Applicant purchases or leases a vehicle that qualifies for both programs and meets all other application and Program requirements.

Table 2 summarizes the maximum per vehicle rebate amount:

Table 2 Rebate amounts based on Vehicle Type

WHO QUALIFIES?	STANDARD REBATE	CHARGE AHEAD REBATE (purchase or lease through Dec. 31, 2021)	CHARGE AHEAD REBATE (purchase or lease on or after Jan. 1, 2022)
Eligible Applicants	Oregon residents, businesses, nonprofits, and government agencies	Oregon residents	Oregon residents, low-income service providers
Qualifying Vehicles	New battery electric vehicles and plug-in hybrid vehicles	New or used battery electric vehicles and plug-in hybrid vehicles	New or used battery electric vehicles and plug-in hybrid vehicles
Rebate Amount	\$750 for electric motorcycles \$1,500 for battery under 10 kWh \$2,500 for battery 10 kWh or more	\$2,500	\$5,000
Income Requirement	No income requirement	Up to 120% of area median income (AMI)	Up to 400% of the federal poverty guideline

B. Combining Vehicle Rebates with Other Incentives

Applicants may combine OCVRP rebates with other federal, state or local agency incentives, if available, to help further buy-down the cost of an eligible vehicle.

C. Maximum Rebates per Entity

Organizations such as businesses, non-profits, Oregon state and municipal governments and other public entities are limited to 10 rebates per calendar year. The Administrator will enforce this requirement by application submission date.

OCVRP has no limit on the number of applications that an individual Applicant can submit.

i. Taxpayer Identification Number (TIN) Requirements

For the purposes of OCVRP, vehicles under common ownership or entities that have

fiduciary control of a fleet including, but not limited to, entities sharing a common Taxpayer Identification Number (TIN) are considered part of a single fleet even if they are part of different subsidiaries, divisions or other organizational structure of a company, government agency or other entity.

All entities, other than individuals, are required to disclose their TIN at the time of rebate application. DEQ or its designee may seek financial reimbursement and/or civil and criminal penalties from an Applicant for non-disclosure or inaccurate disclosure of its TIN or other information relating to common ownership or fiduciary control of the purchasing entity.

¹ Eligibility for Charge Ahead is based on income.

D. Funding Availability

Rebate funds are reserved at the time an application is submitted to the Administrator. If OCVRP funds are depleted, DEQ will institute a waitlist.

E. Charge Ahead Rebate Funding Availability

DEQ has allocated at least twenty (20) percent of available monies deposited per biennium for the Program to Charge Ahead Rebates. DEQ will review the progress of OCVRP for funding availability. DEQ will work with the Administrator to coordinate the development of a waitlist or other Program guidelines as necessary.

VI. Applicant Responsibilities

A. Rebate Application Process

The Applicant is responsible for submitting the rebate application and providing all required documentation to the Administrator. Except for Standard Rebates assigned to a Participating Dealership, Applicants must accept the rebate directly and cannot assign it to any other individual or entity. If an Applicant has a legally authorized representative completing their application on their behalf, additional documentation will be required to confirm their legal authority.

The Applicant is responsible for ensuring the accuracy of the information on all rebate applications and required documentation submitted to the Administrator. Please contact the Administrator immediately if there is a mistake on your application form. Applicants who submit an application with an incorrect Applicant name must re-apply. Eligibility will be reviewed based on the Terms and Conditions in place at the time a new application is submitted. Extensions cannot be granted.

Submission of false information or false documents as part of the OCVRP may be a criminal offense and may be punishable as perjury under the laws of the State of Oregon. DEQ or its designee may seek to recoup rebates which were paid based upon submission of false information or false documents, whether that information was submitted intentionally or merely in error, or for which the dealership, manufacturer, or Applicant is in significant or continual non-compliance with the rules governing the Program or State Law. If any person is found to have provided false information or fraudulent documents – whether that person receives a rebate – DEQ or its designee reserves the right to forward that person’s information to any entity that may take enforcement action. This may include a referral for criminal prosecution. DEQ or its designee also reserve the right to take any other action allowable under the law in response to submission of false information or fraudulent documents.

B. Required Documentation

All Program documentation must be supplied to the Administrator to submit a rebate application. Any additional or revised documentation must be supplied in the timeframe requested, or reserved funding for the application will be released back to the Program, and the Applicant will be required to submit a new rebate application if the Applicant remains eligible.

Program communications will be sent via email. Program communications may include but are not limited to requests for additional documentation or information. It is the responsibility of the Applicant to submit a correct email address in the application and ensure the email address allows emails from the Program. Applicants are responsible for emails sent from the Program. We encourage Applicants to add oregoncvrp@energycenter.org to their Safe Senders list, and review Spam and Junk folders for email from the Program. Applicants are responsible for checking their emails related to the Program. Extensions will not be granted.

The required documentation should be scanned or photographed and submitted securely through the OCVRP online platform. Applicants without internet access may mail the required documentation to the Program Administrator: Center for Sustainable Energy, Oregon Clean Vehicle Rebate Program, 3980 Sherman Street, Suite 170, San Diego, CA 92110. If mailed, the submittal date of application or required documentation will be determined by U.S. mail postmark. For security purposes, anything sent on removable media (flash drives, CD's, DVD's, etc.) will not be accepted. Due to security and privacy concerns, it is strongly recommended that all documentation be uploaded using the secure online platform. Documentation submitted via email will not be accepted.

All Charge Ahead applications are subject to income verification. Failure to provide documentation for income verification will result in the application being canceled and no rebate issued.

Once the Administrator has verified an application meets Program requirements, a rebate will be issued to the Applicant or if the Applicant has assigned the rebate to the dealer, to the Participating Dealership.

Required documentation will include, at a minimum, the following:

1. The application, either submitted through the online platform with acknowledged Terms and Conditions or a legible application form, signed and dated by the Applicant or their legally authorized representative.
 - a. Applicants must contact the Administrator immediately if there is a mistake on the application form. Eligibility will be reviewed based on the administrative rules and statutory requirements, (and as explained in the Terms and Conditions and Implementation Manual) in place at the time a new application is submitted. Extensions cannot be granted.
 - b. Authorized representatives will be required to supply documentation to demonstrate their authority to sign on the Applicant's behalf.
 - c. Applicants who submit an application form with an incorrect Applicant's name will need to reapply within 6 months of the purchase or lease date.
2. Proof of temporary vehicle registration, application for title and registration, or permanent vehicle registration for the vehicle listed in the application. The Applicant's name must be on the registration, the registration must be current (not expired), and it must be legible.
 - a. Local and state agencies may submit other documents with the prior approval of the Administrator.

Unacceptable forms of proof of registration include, but are not limited to:

 - A DMV File copy.
 - An expired registration.
3. A complete legible copy of the vehicle sales or lease contract with all pages included. A complete contract includes an itemization of credits, discounts, and incentives received, if applicable. The Applicant's name and the name of the dealership must be listed on the contract.
4. Proof of Oregon residency:
 - a. For individuals, including trusts, Doing Business As (DBA's) and Sole Proprietorships:
 - i. A legible copy of the Applicant's current (not expired) Oregon driver's license. Individuals who do not have an Oregon driver's license will be

required to provide proof of Oregon residency in the form of one of the following:

1. A utility or cable bill within the last 3 months.
 2. A copy of the current DMV registration of another vehicle in the name of the purchaser or lessee. An expired registration does not meet this requirement.
 3. A signed, dated, and notarized residential rental agreement.
 4. Other valid form of demonstrating Oregon residency as approved by DEQ.
 5. For DBA's, (also known as fictitious business name, assumed business name or trade name) a document linking the individual to the DBA.
- b. For organizations such as businesses, nonprofits, or government agencies:
- i. A legible copy of a local business license, articles of incorporation, or other formation document filed with the Oregon Secretary of State. Sole proprietorships and DBA's (Doing Business As; also called fictitious business name, assumed business name, or trade name) cannot apply as a business and must instead apply as an individual.
5. Proof of income, for all Charge Ahead applications:
- a. Proof of enrollment/participation in a Categorical Eligibility Program. Proof must reflect enrollment at the time the vehicle was purchased or leased.
- OR
- b. One completed Household Summary form that reflects household AND a completed IRS Form 4506-C for every household member aged 18 and older living in the household at the time the vehicle was purchased or leased, regardless of filing status or dependency.
 - c. Alternate proof of income, such as a tax transcript obtained by the Applicant directly from the IRS, may be submitted as approved by the Administrator. Copies of an Applicant's 1040 does not fulfill this requirement.
 - d. All low-income service providers must be registered as a 501(c)(3) organization based in Oregon or have an Oregon-based affiliate.

- e. Additional documentation may be requested to help provide complete details on income and household size.

C. Rebate Denial or Cancellation

All Applicants that have had an application denied or canceled will receive a written explanation from oregoncvrp@energycenter.org to the email address on file. Rebate applications that have been denied or canceled by the Administrator may be appealed within sixty (60) calendar days of the date of denial/cancellation. The appeal letter must set forth all facts that form the basis for the appeal. If the only basis for an appeal is that the Applicant disagrees with the policies set forth in the OCVRP Terms and Conditions the Implementation Manual, and Oregon Administrative Rule Chapter 340 Rule Chapter 340 Division 270, DEQ will deny the appeal. A formal letter must be postmarked with proper postage within sixty (60) calendar days of application denial/cancellation and addressed to:

Oregon DEQ
OCVRP – Appeals
700 NE Multnomah St, Suite 600
Portland, OR 97232

DEQ will respond to an appeal in writing as soon as it is practicable. DEQ's response to an appeal is an order in other than a contested case.

D. Distribution of Rebate Funds

Rebates will be distributed on a first-come, first-served basis contingent upon funding availability. Available rebate funds will be reserved by the Administrator following the submission of an online application through the website or upon receipt of a mailed application. Applicants without internet access can contact the Administrator to receive a rebate application by mail. The application can be returned by mail with the required documentation. The submission date will be determined by U.S. mail postmark.

The required Program documentation must be submitted by the Applicant at the time of application submission.

The Charge Ahead and Standard rebates are considered separate rebates. An Applicant with a vehicle that is eligible for both programs may apply for either rebate at any time during the six

(6) month eligibility window. Rebate funds will be distributed within 75 calendar days of application approval, contingent upon availability of funds.

Post-Purchase Standard Rebate and Charge Ahead Rebate funds are dispersed by check. Applicants must cash the check within two (2) years of the date on the check. Checks not cashed within this timeframe will be canceled, and the rebate funds will be returned to the Program.

If the Applicant assigns the rebate to a Participating Dealership, the rebate funds will be applied in the form of a credit towards the purchase or lease of the vehicle.

The OCVRP rebate is not taxable income, and the Administrator does not issue a 1099 for your rebate. However, the rebate could have other tax or financial implications. The Administrator cannot offer tax advice of any kind. If you have tax-related questions, please consult with your tax advisor.

E. Research Participation

DEQ reserves the right to request participation from Applicants in ongoing research efforts that support OCVRP goals. The Administrator shall administer vehicle owner surveys to Applicants to collect data and other information pertaining to eligible vehicle ownership. DEQ will coordinate with the Administrator to identify survey parameters and determine the most effective mechanism for obtaining information. Applicants are expected to participate in ongoing research efforts and surveys as a condition of receiving the rebate.

F. Vehicle Ownership Provision

Applicants are required to keep the vehicle and meet all applicable project requirements for a minimum of twenty-four (24) months after the vehicle purchase or lease date.

Resale of a vehicle or return of a leased vehicle to a dealer may be allowed within this twenty-four (24) month period if necessitated by unforeseen or unavoidable circumstances. Applicants are required to notify the Administrator to arrange for early termination of vehicle ownership in advance of selling, returning, or terminating a lease prior to the required twenty-four (24) month ownership period. The Applicant must refund promptly to the Administrator a full or prorated portion of their rebate, in an amount equivalent to the original rebate amount divided by

twenty-four (24) months and then multiplied by the number of months remaining in the original twenty-four (24) month period (rounded to the nearest month):

$(\text{Original Rebate Amount} \div 24 \text{ Months}) \times (24 - \text{months since vehicle purchase or lease date})$

The Administrator will request details of the circumstances for the early ownership termination in writing.

The reimbursement requirement may be waived by DEQ should unforeseeable or unavoidable circumstances be determined to have given rise to a need for the Applicant to sell the vehicle. If requesting a waiver, the Applicant must submit a waiver request to the Administrator either by mail or through the Program email address that includes an explanation of why the participant believes the waiver is appropriate. The following factors will be considered in making a decision:

- a) The extent to which repayment would be harsh under the circumstances
- b) The extent to which the rebate recipient appears to be inappropriately taking advantage of the rebate Program
- c) Any other factors that DEQ considers appropriate.

The following circumstances are usually approved for a waiver, unless the factors weigh strongly against a waiver based upon the situation's facts and circumstances:

- a) Military duty
- b) Death of the Applicant
- c) Totaling of the eligible vehicle

Examples noted above are a non-exclusive list and exceptions will be reviewed and approved by DEQ on a case-by-case basis. All waiver requests will be responded to by DEQ in writing. If an Applicant's waiver is rejected, an appeal may be filed (see **Rebate Denial and Cancellation**).

If a manufacturer defect or other unforeseen circumstances require the replacement of an OCVRP rebated vehicle with another vehicle of the same technology type (FCEV, BEV, PHEV, etc.) or upgrade (e.g., replacement of a PHEV with a BEV), the Administrator, in conjunction with DEQ,

has discretion to allow updated information to be provided with no return of OCVRP rebate funds. To be considered, the replacement vehicle must be on the current list of eligible vehicles at the time the replacement is made or be the exact same vehicle that was originally rebated. Lease transfers or lease assumptions are not allowed.

DEQ verifies vehicle ownership through periodic checks of Vehicle Identification Numbers (VINs) in the Oregon DMV database. If an Applicant sells or returns the rebated vehicle to the dealership and does not receive prior approval, DEQ or its designee reserves the right to recoup OCVRP funds from the Applicant and may pursue other remedies available under Oregon law for unauthorized early termination of vehicle ownership.

VII. Participating Dealership Responsibilities and Requirements

Dealerships must follow Program guidelines as outlined in the Implementation Manual and Terms and Conditions when completing the sale if they wish to receive reimbursement of the rebate amounts.

A. Vehicle Pricing

Participation in OCVRP in no way limits the dealership or the consumer from further negotiations on the price of the vehicle. In addition to the Applicant's rebate amount, all other applicable discounts, and incentives, such as manufacturer and dealer discounts available to consumers should also be made available by the Participating Dealership. The dealership may grant additional negotiated discounts or incentives.

B. Vehicle Eligibility

The rebate can only be applied to the sale or lease of eligible vehicles. The Eligible Vehicle List can be found on the Program website. For more information on what constitutes an eligible vehicle, see **Vehicle Eligibility Requirements** section.

C. Rebate Application Process

Upon a consumer's purchase or lease of an Eligible Vehicle and execution of the Terms and Conditions, the Participating Dealership must apply the Standard Rebate to the purchase or lease price of such Eligible Vehicle. After the Participating Dealership applies the amount of the applicable Standard Rebate to the purchase or lease price of an Eligible Vehicle, it may submit a rebate application to the Administrator through the Program Website in accordance with the Implementation Manual to seek reimbursement for such Standard Rebate. The Administrator will review the application to determine whether the Participating Dealership has met all of the terms, conditions and requirements set forth in the Program documents. If the request for Standard Rebate reimbursement is approved by the Administrator, the Standard Rebate will be paid to the Participating Dealership.

Dealerships providing point of sale rebates to OCVRP Applicants will apply the rebate, in its entirety, to the purchase or lease of an eligible vehicle. In return, the dealership must submit an application to the Administrator to be reimbursed for the rebate amount. All Program

requirements must be met, and the application must be approved by Administrator to receive reimbursement.

i. Consumer Claimed Rebates

Consumers have the option to allow the dealership to claim the rebate as described above, or to claim the rebate themselves after purchase. If a consumer indicates to the Participating Dealership at any point during the sale that they prefer to claim the rebate and receive the payment directly, the Participating Dealership shall not proceed with the rebate claim process.

D. Required Documents

In order to obtain reimbursement for the rebate from the Administrator, a Participating Dealership must supply the required documentation as outlined in **Applicant Responsibilities** to prove that the Applicant is eligible for the rebate. This includes:

1. Purchase/Lease Agreement
2. Proof of Vehicle Registration
3. Proof of Residency
4. Rebate Assignment Form, signed by the Applicant acknowledging that they have received the rebate from the Dealership. Blank copies of this form will be available on the Program website.

The requirements for these documents are listed in the **Required Documentation** section and all must reflect the name of the Applicant.

E. Distribution of Rebate Funds

Point-of-Sale Standard Rebate funds are dispersed electronically. Participating Dealerships are responsible for providing the Administrator with correct ACH information for rebate payments. Program is not responsible for rebate funds that are incorrectly deposited as a result of incorrect ACH information supplied by the Participating Dealership. DEQ and the Administrator will work with the Participating Dealership to the extent possible to correct the deposit of funds.

The Participating Dealership must provide Automated Clearing House (ACH) payment information to the Administrator and agree to receive all rebate payments electronically. It is the responsibility of the dealership to update the Administrator if the ACH information changes.

If the dealership rebate application meets all requirements, the Administrator will pay the rebate amount to the dealership electronically. ACH payments are initiated within ten (10) business days of approval and are generally received by the dealership one (1) to three (3) days later.

F. Unwinds, Rollbacks, and Returns

In the event of an unwind, rollback, or return of a rebated vehicle, the Participating Dealership must notify the Administrator by emailing oregoncvrp@energycenter.org with details of the change in status of the purchase or lease within three (3) business days. If the rebate payment to the dealership for the vehicle has already been initiated, then the Administrator will provide instructions to repay the rebate funds. If the rebate payment has not yet been initiated, it will be canceled since the purchase or lease agreement in which the rebate was included is no longer in effect.

G. Termination

If at any point a Participating Dealership does not follow the Program requirements described in this Implementation Manual or the Terms and Conditions, the Administrator may terminate a dealership's participation in the Program's point of sale program.

VIII. Terms and Abbreviations

“**Administrator**” is the entity responsible for implementing the Program. The Administrator, the Center for Sustainable Energy, was selected by the Oregon Department of Environmental Quality through a competitive bid process to administer the Program.

“**Applicant**” means a person or individual as defined in ORS 174.100. It includes individuals, corporations, associations, firms, partnerships, limited liability companies and joint stock companies or a public body as defined in ORS 174.109 means state government bodies, local government bodies and special government bodies.

“**Area Median Income**” means the median income for the metropolitan statistical area in which a household is located or, if the household is not located within a metropolitan statistical area, for the metropolitan statistical area in closest proximity to the location of the household, as determined by the Housing and Community Services Department, adjusted for household size.

“**Battery Electric Vehicle (BEV)**” means any vehicle that operates solely by use of a battery, or that is powered primarily through the use of an electric battery but uses a flywheel or capacitor that also stores energy to assist in vehicle operation.

“**Business**” means an enterprise, organization or association entered into for common purpose. Businesses include, but are not limited to, limited liability companies or partnerships, cooperatives, corporations, S corporations, not-for-profit and non-profit organizations, associations, and investor-owned utilities. Businesses are delineated by Taxpayer Identification Number (TIN). Vehicles owned by a business are considered part of a single business even if they are part of different subsidiaries, divisions or other organizational structures. For the purposes of OCVRP, franchises, divisions or subsidiaries doing business under a common name will be considered one entity, even if they do not share a TIN, at the discretion of DEQ.

“**California Air Resources Board (CARB)- certified**” means a vehicle that has been certified as a ZEV or a Transitional Zero Emission Vehicle and issued an Executive Order by CARB in accordance with the provisions of the California ZEV Regulation (Section 192(2), Title 13, CCR).

“Charge Ahead Rebate” means a rebate for the purchase of a new or used light-duty zero-emission vehicle with an electrochemical storage capacity or a plug-in hybrid electric vehicle issued through the Charge Ahead Program.

“Consumer” means any prospective vehicle purchaser or lessee, vehicle purchaser or lessee, or prospective customer of a dealership.

“DEQ” is the Oregon Department of Environmental Quality.

“Eligible Used Vehicle” means a light-duty zero-emission vehicle or plug-in hybrid electric vehicle that would have been eligible for the Standard Rebate at the time of its original sale or lease had the rebate program in OAR 340-270-0010 to 0500 existed or is a direct model predecessor of an eligible vehicle as defined in OAR 340-270-0030(4)(a)(A).

“Fleet” means vehicles under common ownership or fiduciary control, including but not limited to entities sharing a common Taxpayer Identification Number (TIN). Vehicles are considered part of a single fleet even if they are part of different subsidiaries, divisions, or other organizational structures of a company, government agency, or other entity.

“Floor Model/Test Drive Vehicle” is provided by original equipment manufacturers to car dealerships for the purpose of test drives and other consumer interactions. Also referred to as dealer demo. Oregon dealerships may temporarily operate a floor model or test drive vehicle on public roads with “dealer” license plates, not requiring vehicle registration with the Oregon Department of Motor Vehicles.

“Gross Annual Household Income” includes the gross annual income of the Applicant and all other individuals in the household at the time the vehicle was purchased/leased ages 18 years and older, whether they are related to the Applicant or not.

“Gross Annual Income” is determined by the amount reported on an Applicant’s federal tax return as reflected on their IRS tax transcript. Since tax documents may not demonstrate all income as defined by OCVRP, other proof of income documentation may be requested.

Gross annual income includes both taxable and non-taxable income sources. This includes, but is not limited to the following: wages, unemployment, worker’s compensation, Social Security, Supplemental Security Income, public assistance, veteran’s payments, survivor benefits, pension

or retirement income, interest, dividends, rents, royalties, income from estates, trusts, educational assistance, alimony, child support, assistance from outside the household and other miscellaneous sources. See **Income Eligibility** section for additional detail.

“Gross Vehicle Weight Rating (GVWR)” means the vehicle weight described on the original manufacturer Line Setting Ticket provided to the vehicle dealer.

“Household” means an individual living alone, a family with or without children, or a group of individuals who are living together as one economic unit.

“Lease Date” means the day that the lease agreement is signed. For Tesla vehicles and other vehicles ordered without a lease agreement, this will be the date of registration.

“Light-Duty Plug-in Hybrid Electric Vehicle” means a motor vehicle that

- a) Has zero evaporative emissions from its fuel system when operating as an electric vehicle
- b) Has an onboard electrical energy storage device with useful capacity of 10 or more miles of urban dynamometer driving schedule (UDDS) range, as described by the United States Environmental Protection Agency in 40 CFR 600.116-12 on electricity alone.
- c) Is equipped with an onboard charger.
- d) Is rechargeable from an external connection to an off-board electrical source
- e) Meets the super ultra-low emission vehicle standards for exhaust emissions, as certified to standards in California Code of Regulations, Title 13, section 1961(a) (4) (2003)
- f) Has a warranty of at least 15 years and 150,000 miles on emission control components
- g) Can travel at a speed of 55 miles per hour
- h) Has an on-board internal combustion engine
- i) Has at least four wheels

“Light-Duty Zero-Emission Vehicle” means a motor vehicle that

- a) Has a gross vehicle weight rating of 8,500 pounds or less
- b) Can travel at a speed of 55 miles per hour or more
- c) Has at least 4 wheels

- d) Is powered
 - a. Primarily by an electric battery and may or may not use a flywheel energy storage device or a capacitor that also stores energy to assist in vehicle operation
 - b. By polymer electrolyte membrane fuel cells or proton exchange membrane fuel cells that use hydrogen fuel and oxygen from the air to produce electricity
 - c. Primarily by a zero-emission energy storage device that provides enough power for the vehicle to travel 75 miles or more using only electricity and may or may not use a backup alternative power unit that does not operate until the energy storage device is fully depleted.

"Low-income service provider" means a service provider that provides health, dental, social, financial, energy conservation or other assistive services to low- or moderate-income households in Oregon. All low-income service providers must be licensed to operate in Oregon.

"Low- to Moderate-Income Household" means a household with income less than or equal to 120 percent of the area median income of a metropolitan statistical area.

"Motor Vehicle" means a vehicle that is self-propelled or designed for self-propulsion (as per ORS 801.360)

"Neighborhood Electric Vehicle (NEV)" means a motor vehicle that is

- a) Powered using an electric battery
- b) Has a gross vehicle weight not exceeding 3,000 pounds
- c) Can travel at a speed of up to 25 mph
- d) Has at least four wheels

DEQ will require certification to zero-emission standards in CA Code of Regulations Title 13, section 1962.2 to show a vehicle meets these specifications.

"New Eligible Vehicle" means a motor vehicle that

- a) Qualifies as a light duty zero-emission vehicle with an electrochemical energy storage capacity, a plug-in hybrid electric vehicle, a Neighborhood electric vehicle or a zero-emission motorcycle;

b) For the Standard Rebate, is new or has been previously used only as a dealership floor model or test-drive vehicle;

c) Has not been previously registered;

- d) Is constructed entirely from new parts that have never been the subject of a retail sale;
- e) Has a base Manufacturer Suggested Retail Price (MSRP) of \$50,000 or less if a battery electric or plug-in hybrid electric vehicle. Fuel cell vehicles must have a MSRP of \$60,000 or less;
- f) Is manufactured by the Original Equipment Manufacturer (OEM) or its authorized licensee;
- g) Has an odometer reading of less than 7,500 miles per ORS 803.420(6)(a), 805.100 or 805.120;
- h) Is covered by a manufacturer's express warranty on the vehicle drive train including the applicable energy storage system or battery pack, for at least 24 months from the purchase or lease date;
- i) Is certified by the manufacturer to comply with all applicable federal safety standards issued by the National Highway Traffic Safety Administration for new motor vehicles and new motor vehicle equipment. Federal Motor Vehicle Safety Standards are found in Title 49 of the Code of Federal Regulations (CFR) Part 571.

"Original Equipment Manufacturer (OEM)" is the company that produces the parts and equipment for the vehicles.

"Participating Dealership" refers to a dealership that is eligible to receive reimbursement from OCVRP after applying rebate funds directly to the purchase or lease price of an eligible vehicle. Dealerships must complete enrollment and training with the Administrator before being listed as a Participating Dealership.

"Point-of-Sale" or "POS" The application process whereby an Applicant assigns the Standard Rebate to a Participating Dealership and applies the value of the rebate as a credit to towards the purchase or lease of an eligible vehicle at the Point-of-Sale or Lease (POS); also known as "cash-on-the-hood".

"Program" refers to the Oregon Clean Vehicle Rebate Program.

"Public Entity" means state government bodies, local government bodies and special government bodies.

“Purchase Date” means the day that the purchase and sales agreement is signed. For Tesla and other vehicles ordered without a standard purchase agreement, the purchase date will be the date of registration.

“Rollback/Unwind Vehicle” is a vehicle returned to a dealership shortly after being purchased and operated by a buyer. Rollbacks can occur if a buyer’s financing is rejected. An unwind occurs when an Application for Registration of New Vehicle is completed, but the sale of the vehicle was not consummated, and the buyer never took delivery.

“Vehicle Dealer” means a person engaged in business in the state of Oregon that has been issued a vehicle dealer certificate under ORS 822.020 or a person engaged in business in another state that would be subject to ORS 822.005 if the person engaged in business in Oregon. It does not include a person who conducts an event that lasts less than seven (7) consecutive days for which the public is charged admission and at which otherwise eligible vehicles are sold at auction or sells an otherwise eligible vehicle at auction at an event that meets that description.

“Zero-Emission Motorcycle (ZEM)” means a motor vehicle that

- a) Has zero evaporative emissions from its fuel system
- b) Can attain a speed of 55 miles per hour or more
- c) Is designed to travel on two wheels
- d) Is powered by electricity

DEQ will require documentation to prove that a motorcycle has met these qualifications with a successful completion of the most current California Zero-Emission Motorcycle Evaluation Procedure, as defined in California’s Implementation Manual for the Clean Vehicle Rebate Project and Issuance of a “pass” determination and verification that the vehicle meets the specified range and acceleration requirements by the California Air Resources Board (CARB).

“Zero-Emission Vehicle (ZEV)” means a motor vehicle that is certified to zero-emission standards in California Code of Regulations, Title 13, section 1962.2.