**2022 EPA Diesel Emissions Reduction Act (DERA) State Grants**

 **Notice of Intent to Participate (NOIP)**

To: EPA Office of Transportation and Air Quality
From: [State or Territory Name][[1]](#footnote-2),[[2]](#footnote-3) [State or Territory Environmental Commissioner or Authorized official]

Re: Notice of Intent to Participate in the 2022 DERA State Grants

Date: [Date]

**GENERAL INFORMATION**

The State or Territory of [State or Territory Name] submits this 2022 *Notice of Intent to Participate* (NOIP) that is due by **Monday, May 9, 2022,** to **DERA@epa.gov**. This Notice identifies plans for submitting an application to receive 2022 funding through the DERA State Grants.

Allowable activities are described in the Diesel Emissions Reduction Act of 2010 (DERA), 42 USC 16131 *et seq.* and the 2021-2022 DERA State Grants Program Guide found here: [www.epa.gov/dera/state](http://www.epa.gov/dera/state)*.* All projects funded with 2022 State Grant funds, mandatory cost-share funds, and voluntary state matching funds (as applicable) must meet all funding eligibility requirements described in the Program Guide.[[3]](#footnote-4) Additionally, states and territories must select projects in accordance with the same statutory priorities as defined in DERA.

**Participating states will receive 2022 State Grant funds as supplemental amendments to existing 2021 DERA State Grants or, if a state does not have a 2021 State grant, a new award.** Unless an extension has been requested and granted, any state with open 2020 or earlier DERA State Grants must ensure that the project period of these older grants ends by September 30, 2022, to receive fiscal year 2022 funding. Requests to extend previous awards and also receive a new award will be evaluated and approved by the EPA Regional program office on a case-by-case basis.[[4]](#footnote-5) Approval is dependent on the status of the project and unexpended funds, the ability to complete the project in ~6 months, and assurances that completion of the project will not negatively affect the grantee’s ability to implement its 2022 workplan. **States and territories interested in extending prior year awards should inform their regional Project Officer and program contacts as soon as possible.**

**CONTACT INFORMATION – Please fill in the following table:**

|  |  |  |
| --- | --- | --- |
|  | **Programmatic Contact** | **Financial Contact** |
| **Name:** |  |  |
| **Title:** |  |  |
| **Department/Office:** |  |  |
| **Email:** |  |  |
| **Phone:** |  |  |
| **Mailing Address:** |  |  |

**FUNDING ALLOCATION**

The State or Territory understands that 2022 DERA State Grant funds will be allocated based on the formula outlined at 42 USC 16133(c). Specifically, if all 50 states, the District of Columbia, Puerto Rico, and all eligible territories participate in the DERA State Grants, each state, D.C., and Puerto Rico will receive a base allocation of 1.887 percent of 2/3 of 2022 funds appropriated to the State Grants (approximately $343,698). The other eligible territories[[5]](#footnote-6) will receive a base allocation of 0.472 percent of 2/3 of 2021 funds appropriated to the State Grants (approximately $85,925). These estimated base amounts may be vary depending on the number of states and territories participating.

EPA anticipates notifying states and territories of their final funding amounts by **Thursday, May 12, 2022**. States, including D.C. and Puerto Rico, that elect to match the entire DERA State Grants base amount will be awarded an additional amount (bonus) of approximately $171,849. Other eligible territories that elect to match the entire DERA State Grants base amount will be awarded an additional amount (bonus) of approximately $42,962. The matching funds that qualify states or territories for the bonus are considered voluntary matching funds and cannot be used to cover any mandatory cost-shares under the grant. If any states or territories do not participate in the DERA State Grants, then participating states and territories will receive more than the estimated funding as dictated by the formula detailed at 42 U.S.C. 16133(c)(2)(B). Please note that, in such a circumstance, an increased match amount will be required to receive the bonus funds. Because of this variability we encourage states and territories to, where feasible, develop flexible work plans that can accommodate a small increase in funding over the base and bonus amounts listed above. Final workplans and budgets will be negotiated once EPA notifies the states and territories of their final funding amount.

**APPLICATION AND WORK PLAN**

The State or Territory of [State or Territory Name] understands that a Work Plan and Budget Narrative and Fleet Description must be submitted to their EPA Regional Office on or before **Thursday, June 2, 2022.** The State or Territory understands that this is a noncompetitive grant program, but that work plans must be approved by EPA for states or territories to receive any potential future funding.

Instructions for Work Plan and Budget Narrative and Fleet Description and any other required forms will be emailed. These forms will also be posted on EPA’s website at: [www.epa.gov/dera/state](http://www.epa.gov/dera/state).

**Status of currently open DERA State GrantS**

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| --- | --- | --- | --- |
| 1. | Yes | No | Does the State or Territory have open 2020 or earlier DERA State Grants? If “no”, skip to question 4. |
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| --- | --- | --- | --- |
| 2. | Yes | No | Will the State or Territory complete all work and incur all eligible costs for any currently open 2020 or earlier DERA State Grants by September 30, 2022? If “yes”, skip to question 4. |
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| --- | --- | --- | --- |
| 3. | Yes | No | Will the State or Territory request a no-cost time extension beyond September 30, 2022, for any currently open 2020 or earlier DERA State Grants? If an extension has already been requested and approved by EPA for open 2020 and earlier DERA State Grants, indicate “Yes”. **Note**: Requests to extend previous State Grants and also receive 2022 State Grant funds will be evaluated and approved by the EPA Regional program office on a case-by-case basis. States and territories interested in extending prior year awards should inform their regional Project Officer and program contacts as soon as possible. |
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**2021 PARTICIPATION**

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| --- | --- | --- | --- |
| 4. | Yes | No | Will the State or Territory **accept** the DERA State Grant 2022 funding? |
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| --- | --- | --- | --- |
| 5. | Yes | No | Does the State or Territory tentatively plan to match the base funding awarded, in its entirety, with voluntary matching funds for their 2022 DERA State Grant to qualify for bonus funds?Estimated Base Funding for States: $343,698Estimated Bonus Funding for States: $171,849Estimated Base Funding for Territories: $85,925Estimated Bonus Funding for Territories: $42,962 |
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**Summary of Project**

Please write a summary of the work that you anticipate will be funded with 2022 funds:

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**Source of Matching Funds**

If your state or territory is providing non-federal funds to voluntarily match or exceed the EPA base amount, then please write a summary which explains the source of these matching funds (e.g., VW Environmental Mitigation Trust Funds):

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State Officer authorized to accept or decline funds.

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| --- | --- |
| Signature |  |
| Name (Print) |       |
| Title |       |
| Department/Office |       |
| Phone |       |
| Email Address |       |
| Mailing Address |       |

**Please email your signed form to** **DERA@epa.gov****.**

1. *“States” include all 50 U.S. States, the District of Columbia, and the Commonwealth of Puerto Rico.* [↑](#footnote-ref-2)
2. *“Territories” include the United States Virgin Islands, the Commonwealth of the Northern Mariana Islands, American Samoa, and Guam.* [↑](#footnote-ref-3)
3. *EPA will consider, on a case-by-case basis, waiver requests from programmatic terms and conditions. Waivers will only be considered for specific non-threshold or non-statute requirements. States or territories must obtain EPA approval for any waiver request before conducting any work on a project involving a waiver request.* [↑](#footnote-ref-4)
4. *EPA has received feedback that many equipment sectors are experiencing supply chain issues. EPA anticipates offering leniency on no-cost time extensions in the event that equipment has been ordered, but is facing manufacturing/delivery delays.* [↑](#footnote-ref-5)
5. *Cost sharing and matching requirements under $200,000 for Insular Area applicants (the U.S. Virgin Islands, American Samoa, Guam, and the Commonwealth of the Northern Mariana Islands) are waived as a matter of law as authorized by the Omnibus Territories Act , 48 U.S.C. Section 1469a. Insular Area applicants with applications that will require a cost share of $200,000 or more are advised to contact their EPA regional office to determine if cost share requirements will be waived in whole or in part.* [↑](#footnote-ref-6)