

## **Transport Refrigeration Unit Airborne Toxic Control Measure Third Party Agreement Confirmation Form for Leased Units**

This form may be used by an owner (lessor) that conveys the use of their Transport Refrigeration Unit (TRU) and TRU generator sets (gen set) by lease agreement to an operator (lessee), to delegate the Airborne Toxic Control Measure (ATCM) responsibilities for equipment registration to the lessee. Compliance and registration requirements are defined in the California Air Resources Board (ARB) TRU ATCM (Title 13, California Code of Regulations, section 2477). Delegation of the responsibility for registration does not release the owner of the equipment from any of the responsibilities of ownership as defined in the TRU ATCM. The owner is expected to ensure that their equipment is in compliance and that compliance information has been properly conveyed to ARB by the third party. The Third Party (lessee) shall submit to the owner (lessor) a copy of the ARB Equipment Registration (ARBER) TRU Registration Confirmation. (Note: "Owner" is defined in the TRU ATCM and excludes banks and financial institutions.)

Owners/operators of TRUs and TRU generator sets (gen sets) operating in California are required to meet the in-use performance standards defined in the TRU ATCM on a phased compliance schedule beginning December 31, 2008. Owners/operators of all California-based TRUs and TRU gen sets are also required to apply for ARB Identification Numbers (IDN) and submit Operator Reports by January 31, 2009.

Owners (lessor) may delegate (entrust by contract to another party to act on the owner's behalf without forfeiture of any rights or property) to a third party (lessee) the responsibilities for IDN application submittal. Responsibility for compliance with in-use performance standards and lessor operator report cannot be delegated to another party. Only one party can be delegated responsibility for IDN application per this confirmation form. TRU Advisory 08-04 (TRU Identification Number Application and Operator Report Requirements for Leased/Rented TRUs) provides additional information.

This form must be submitted to ARB at least 10 days prior to applying for an IDN using ARB's online equipment registration system (ARBER) (<http://www.arb.ca.gov/arber/arber.htm>.)

**Instructions:**

1. Complete sections A, B, and C (below) and obtain the responsible official's signature. A federal tax identification number (EIN) is required for each party involved in the delegation of responsibility.
2. Submit this form to ARB by mail, fax, or email (as described below) and retain a copy for your records.
3. Provide a copy of this form to the delegated third party (lessee).

By signing this form the lessor agrees to the terms and conditions set forth above. If the lessor chooses to sever this agreement, he/she must contact ARB directly.

**A. Provide Unique Identification Numbers for Each Piece of Equipment (each row is a separate piece of equipment):**

Item	Unique Company Equipment Number	Vehicle License Plate No.	Vehicle Identification Number (VIN)
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			
11			
12			
13			
14			

Additional equipment may be added to a separate sheet.

**TOTAL NUMBER OF TRU AND TRU GEN SETS LISTED WITH THIS AGREEMENT:**

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**B. Owner of Equipment (Lessor):**

Name of Company:		EIN:
Address:		
City:	State:	Zip
Name (last, first, m.i.) of Contact Person:		
Contact Person 10-digit Phone Number:	Email Address:	

**C. Delegated Third Party (Lessee):**

Name of Company:		EIN:
Address:		
City:	State:	Zip
Name of Contact Person (last, first, m.i.):		
Contact Person 10-digit Phone Number:	Email Address:	

Certification: I certify under penalty of perjury under the laws of the State of California that the information on this document is true and correct, and that the lessee has been provided a copy of this signed agreement confirmation form.

\_\_\_\_\_  
Printed Name of Equipment Owner<sup>1</sup>      Signature of Equipment Owner      Date

Upon receipt of this agreement, ARB will send a confirmation email to the owner and delegated third party with instructions for accessing the on-line TRU registration system. The delegated third party shall be responsible for registering the TRU, completing all compliance information, and providing the owner with a copy of the ARBER TRU Registration Confirmation. TRU owners shall be responsible for the accuracy of the information submitted to ARB. The owner of the equipment (as identified on this form) may contact ARB at 888-TRU-ATCM or 888-878-2826 to obtain or verify registration information. The owner may also access ARBER and view equipment compliance status by entering the IDN, VIN, or vehicle license number on the Public Access page of the website. The ARBER website address is <http://www.arb.ca.gov/arber/arber.htm>. Send a copy of the completed and signed form by mail, fax, or scanned PDF to the following:

**Mail: CALIFORNIA AIR RESOURCES BOARD  
STATIONARY SOURCE DIVISION  
TRU REGISTRATION PROGRAM  
1001 I STREET  
SACRAMENTO, CA 95814**

**Fax: CALIFORNIA AIR RESOURCES BOARD  
STATIONARY SOURCE DIVISION  
TRU REGISTRATION PROGRAM  
916-327-6251**

**Email: [tru@arb.ca.gov](mailto:tru@arb.ca.gov)**

<sup>1</sup> Responsible Officials are the individuals employed or otherwise retained by the lessor that has authority to certify the legal agreement described above is in effect and the responsibilities for compliance with the TRU ATCM are delegated to the lessee.