

Sec. 13a-165-8. Certification determination

(a) Upon receipt of the OCC's recommendation, the Certification Panel shall review the application, supporting data and recommendation.

(b) At the scheduled meeting of the Certification Panel, the OCC shall make a presentation to the Panel and the applicant shall be provided with an opportunity to respond to the OCC's recommendation and to present information and arguments in support of its application. The OCC shall be provided with an opportunity to respond to the information and arguments offered by the applicant. It shall be the responsibility of the applicant to present sufficient verifiable information to the Panel to show that the applicant fully satisfies the eligibility requirements for certification as a DBE.

(c) Following the presentation by the applicant and OCC, the Panel shall notify the applicant of its determination, in writing, within seven (7) days. The Panel's decision shall be based on the criteria and standards set forth in sections 13a-165-2 (definitions), 13a-165-4 (eligibility criteria), 13a-165-12 (grounds for decertification) and 49 CFR Part 23 (i.e., the federal eligibility standards in effect at the time the certification decision is made).

(Effective January 4, 1990)