

New Rule's Impact on DBE/ACDBE Certification

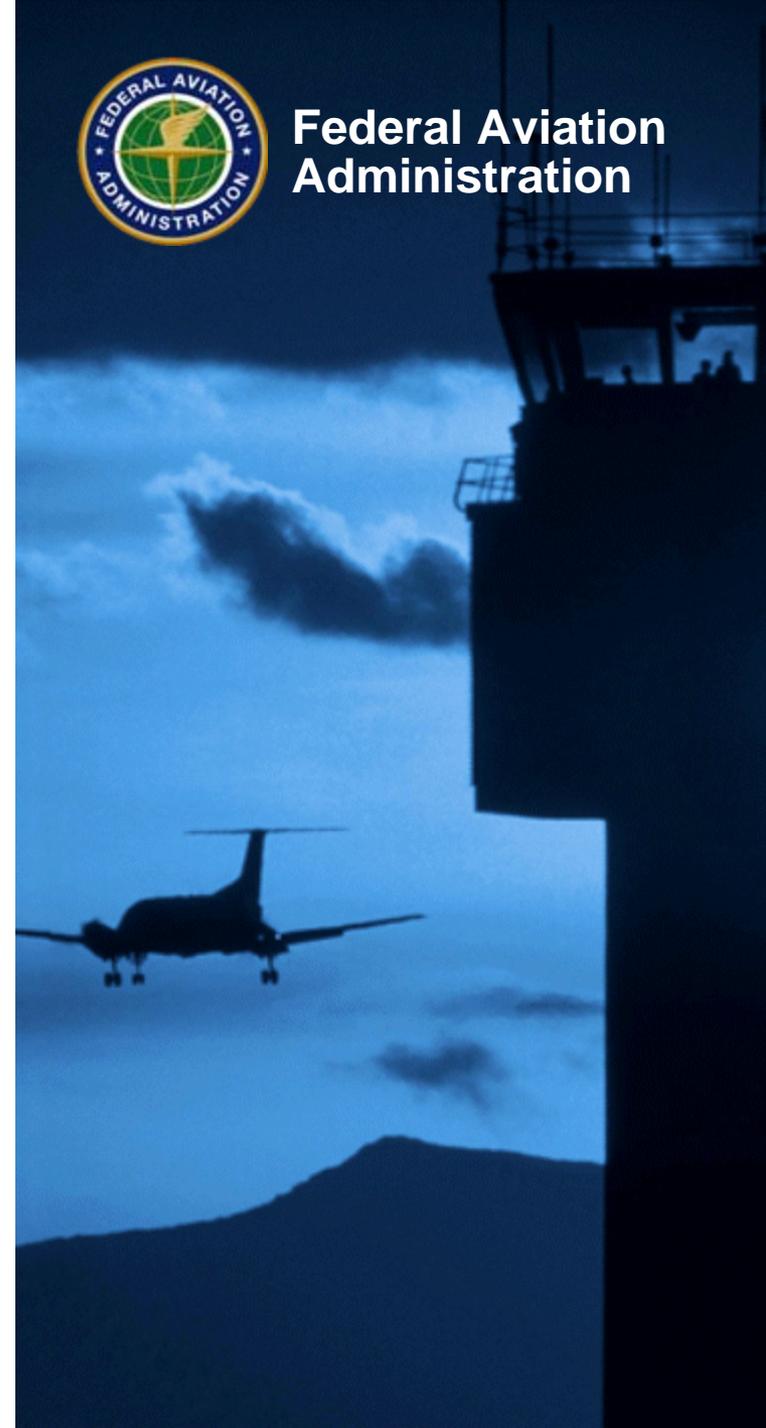
2011 National Airport Civil Rights
Training Conference

Office of Civil Rights

"We Are Who We Serve"



Federal Aviation
Administration



Presentation Overview

- **New Rule's Impact on Certification**
- **Non-Certifiers**
 - **Your Responsibilities with Respect to UCP**
 - **Guidance on Monitoring and Counting DBE Participation**
- **Q & A Session**



New Rule: Certification Impact

PNW Cap Increase

~~\$750K~~ -- \$1.32M (DBE only)

Interstate Certification

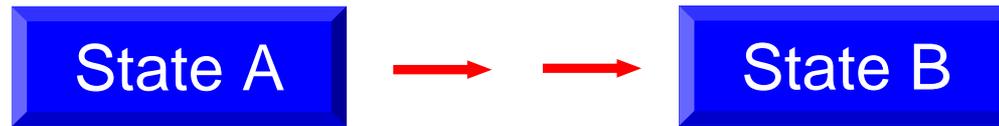
States to accept DBE certification from other states unless there is “good cause” not to accept it

No Limit to Number of NAICS

Firm must demonstrate it can do the work and owner must demonstrate control

New Rule: Certification Impact

Interstate Certification



MADE EASIER

New Rule: Certification Impact

PREVIOUSLY DENIED OR DECERTIFIED FIRMS *(due to PNW)*

- If Within One Year of Effective Date of New Rule *(2/28/2011)*, Okay to Re-Submit Without Further Waiting Period *(formerly 12 months)*

New Rule: Certification Impact

- Interstate Certification Provisions Become Mandatory January 1, 2012
- Don't Make Firms Get Out-of-State License Before Certification Decision
 - Consider Cost to Firm



New Rule: Certification Impact

- Regulatory Provisions Relating to Lapsed SBA-DOT MOU Deleted
 - No Longer Streamlined Process for 8(a) Firms
- If Owner Transfers/Invests Assets
 - Agency Authorized to Scrutinize Investment

Non-Certifiers

- Your Website
 - Include certification information for firms interested in doing business with you
- Things to Look for When Accepting a DBE Firm on Your Contract:
 - Verify firm is certified in NAICS code that matches the type of work they are bidding on
 - Suspicions about ownership, control, etc.?
 - Contact UCP

Non-Certifiers

- The UCP and You -- Get Involved!

Sec. 26.81 What are the requirements for Unified Certification Programs?

- (a) You and all other DOT recipients in your state must participate in a Unified Certification Program (UCP)

Non-Certifiers

- UCP – Participate!
- Go to UCP Website and Make Contact
 - Keep up-to-date with DBE Program
 - Get Answers to Your DBE Certification Questions

Questions?

