

Title 13 – Indian Employment and Contracting Preferences
Chapter 5. Contracting and Subcontracting Preference; Registration; Contracting Plan
(CHAPTER AMENDED AS PER RESOLUTION NO. 231 5-87-2, DATED 02/25/87.)

Sec. 511. Certification determinations; Temporary Certification; Licensing and Registration.

Within twenty-one (21) business days after receipt of a completed application, TERO shall review the application, request such additional information as it believes appropriate (the twenty-one (21) day period shall be stayed during the time any request for additional information is outstanding), conduct such investigations as it deems appropriate, and submit an analysis and recommended disposition to the Review Board. Copies of the analysis and recommended disposition shall be kept confidential and shall not be made available to the applicant or any other party. When it is so required, TERO may extend the processing period by an additional twenty-one (21) days, by sending notification of the extension to the applicant by registered mail. Within thirty (30) days of receipt of TERO's analysis and recommended disposition, the Review Board shall hold a hearing on the application, posting notice of the hearing time at the Tribal Office, and Agency, and the TERO office at least five (5) days prior to the hearing. In addition, any other party wishing to present information to the Review Board shall be entitled to do so, by requesting, no less than one (1) day prior to the hearing, an opportunity to participate and may be represented by counsel. Hearings and any appeals shall be conducted as provided in Chapter 3 of this Title.

The TERO Director shall have discretion to issue temporary certification for up to thirty (30) days to any applicant for Indian ownership certification when the Director is confident that the criteria for such certification under this Chapter

are, more likely than not, to be met. Such a temporary certification may, at the discretion of the TERO Director, be extended for one additional 30 day period if the Review Board has not yet reached decision on certification. Any entity granted temporary certification shall comply with the licensing, registration, and other requirements of this Title.