

68050 Certification Procedures

(a)

The Department shall use the following procedures to determine if a certification should be granted or denied. The Department shall: (1) Review the certification application and any other pertinent information to make a preliminary determination whether or not the proposed technology is eligible for certification as a hazardous waste environmental technology pursuant to section 68010, and shall notify the applicant of its decision. If rejected as ineligible, the Department shall provide the applicant the reasons for the rejection. (2) Estimate its costs to evaluate the technology and to make a certification decision in accordance with sections 68010 and 68020. (3) Prepare an agreement for services containing the estimated costs of evaluating the technology for a certification decision. (4) Negotiate the agreement and have the applicant and the Department sign the agreement. (5) Receive payment of fees, pursuant to section 68080. (6) If the Department determines that additional data are needed, the Department shall request that the applicant provide additional existing data, and perform field testing to collect new data, if necessary. The Department shall review such data when making the certification decision. (7) Prepare an evaluation report and proposed certification decision. (8) Publish in the California Regulatory Notice Register, the Department's proposed decision on an application for certification of a hazardous waste environmental technology, which shall be subject to a 30-day

comment period. The Department shall review any comments received and complete the final certification decision. (9) The final certification decision shall be published in the California Regulatory Notice Register, and shall become effective not sooner than 30 days after its publication.

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Negotiate the agreement and have the applicant and the Department sign the agreement.

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