

# NDOT DBE INTERSTATE CERTIFICATION AFFIDAVIT

## 49 CFR PART §26.85, INTERSTATE CERTIFICATION

Nebraska Department of Transportation (“NDOT”) chooses to review all out-of-state applications as provided for under federal regulation 49 CFR §26.85(c). The following applies with respect to any firm that is currently certified in its home state and wishes to become certified by the NDOT and the Nebraska Unified Certification Program (“NUCP”) as a Disadvantaged Business Enterprise (“DBE”) Program. Upon request all such firms must:

- (1) Provide to NDOT a complete copy of your home state application form, all supporting documents and any other information related to your firm’s certification that you have submitted to your home state or any other state. This includes affidavits of no change and any notices of changes that you have submitted to your home state, as well as any correspondence you have had with your home state Unified Certification Program (“UCP”) or any other recipient concerning your application or status as a DBE firm.
- (2) Provide to NDOT any notices or correspondence from states other than your home state relating to your status as an applicant or certified DBE in those states. If you have been denied certification or were decertified in another state, or are subject to a decertification action there, you must inform NDOT of this fact and provide all documentation concerning this action to NDOT.
- (3) Submit the below affidavit sworn to by all of the firm’s owners before a person who is authorized by State law to administer oaths or an unsworn declaration executed under penalty of perjury of the laws of the United States.
- (4) Inform NDOT If you have filed a certification appeal with the U.S. Department of Transportation (“USDOT”) and provide a copy of the letter of appeal along with a copy of the USDOT’s ruling.

### AFFIDAVIT OF CERTIFICATION FOR OUT-OF-STATE APPLICANTS

*This form must be signed and sworn to be each owner of the applicant firm. Use additional forms if necessary.*

ANY MATERIAL OR FALSE STATEMENT OR OMISSION MADE IN CONNECTION WITH THIS APPLICATION OR AFFIDAVIT IS SUFFICIENT CAUSE FOR DENIAL OF CERTIFICATION,

REVOCAION OF A PRIOR APPROVAL, INITIATION OF SUSPENSION OR DEBARMENT PROCEEDINGS, AND MAY SUBJECT THE PERSON AND/OR ENTITY MAKING THE FALSE STATEMENT TO ANY AND ALL CIVIL AND CRIMINAL PENALTIES AVAILABLE PURSUANT TO APPLICABLE FEDERAL AND STATE LAW.

Company Name: \_\_\_\_\_ State: \_\_\_\_\_

Company Owner’s E-mail address: \_\_\_\_\_

I \_\_\_\_\_ (print full name), declare under penalty of perjury that I have submitted all of the information required by 49 CFR 26.85(c). This information is complete and, in the case of the requirements of § 26.85(c)(1), is identical to the information which served as the basis for my home state certification. Further, I declare under penalty of perjury that all facts in my most recent on-site report remain true and correct.

Executed \_\_\_\_\_  
(Date)

Signature \_\_\_\_\_  
(Applicant – Company Owner)

**NOTARY CERTIFICATE**