

INDEPENDENT CONTRACTOR PROGRAM CERTIFICATE OF NO CONFLICT OF INTEREST

I certify that I am responsible for the testing operations of: _____

(The Company) and am authorized to sign this certificate on the Company's behalf

The Company may conduct tests as an independent tester of the California Air Resources Board (CARB) pursuant to California Code of Regulations, title 17, section 91200 and following. I further certify that the Company will only utilize personnel to participate in such tests where such testing and participation would not be prohibited by Cal.Code Regs., tit. 17, §91208, "Conflict of Interest,".

I understand that failure to comply with the provisions of Cal.Code Regs., tit. 17, §91208, may result in the Company's disqualification from conducting further independent testing on behalf of CARB.

Signature:
Name (printed or typed):
Title:
Date:

CALIFORNIA CODE OF REGULATIONS TITLE 17

§ 91208 Conflict of Interest

- A. An independent tester shall not be allowed to conduct a compliance source test pursuant to this subchapter if
1. It is owned in whole or in part by the responsible party of the source; or
 2. In the 12 months preceding the test, the independent tester has received gross income from the responsible party, other than as a result of source test contracts entered into pursuant to this subchapter, in excess of \$100,000, or in excess of ten percent of the independent tester's gross annualized revenues; provided that for the purpose of this subsection, "independent tester" and "responsible party" shall include any entity under common ownership with such tester or party; or
 3. The independent tester manufactured or installed any emission control device or monitor utilized in connection with the specific source to be tested.
- B. An independent tester shall not utilize in a compliance test pursuant to this subchapter any employee or agent who holds a direct or indirect investment in the responsible party of the source of \$1,000 or more, or who has directly received in the previous 12 months income in excess of \$250 from the responsible party of the source, or who is a director, officer, partner, employee, trustee, or holds any position of management in the responsible party of the source.
- C. If the Executive Officer determines that a compliance source test administered pursuant to this subchapter was not conducted in accordance with the provisions of this section, he or she may invalidate the results of the test and the tester may be subject to disqualification from further testing on the Board's behalf.