

(2) Upon receipt of applications, ETA will review the materials for completeness and will inform RDA in writing of any missing items within 2 working days after the date of receipt. It is agreed that in such instances the statutory 30-day period will not begin until the file is complete. State workforce agencies will be requested, through the ETA regional offices, to provide labor market information needed to determine whether the loan would result in adverse competitive effect upon existing competitive enterprises in the area. Comments will be due in the ETA national office 3 weeks after receipt of the request in the ETA regional offices.

(3) To assist in the review process, DOL will publish in the *FEDERAL REGISTER* a weekly listing of applications received (other than those to be routinely certified). The listing will include the name and location (City and State) of the applicant and the principal product or type of business activity. In the case of grant applications, the listing will also include the name and principal product or business activity of the occupant(s) of the facility for which the grant is being made. All interested parties will be afforded a 2-week period from the date of publication to comment in writing to ETA. In the event that adverse comments are received, the applicant will be sent copies of such comments by certified mail, and afforded an opportunity to provide such additional information as the applicant deems appropriate within 2 weeks from the date of transmittal. The Rural Development Administration will also be provided with copies of such adverse comments.

(4) In some instances, involving particularly complex situations, ETA may request the Economic Development Administration (EDA) in the Department of Commerce, or other agencies to provide supplemental data. The number of such requests will depend upon the extent to which the DOL is capable of making resources available to EDA or other agencies to perform this function.

(5) When all the data have been assembled, a determination will be made by ETA of whether the requested certifications may be certified or denied. RDA will be notified in writing of the

determination. If DOL's investigation indicates the need for additional information, all material will be returned to RDA with instructions indicating the additional information needed to make a certification. Continuation of the 30-day time limit will begin again when the additional material is returned to Labor.

(6) All denials will be given additional consideration if the applicant or the USDA provides additional evidence which they believe merits further consideration. If the DOL reaffirms its denial after a review of all available facts and such additional investigation as it may make, such denial shall be considered as final.

[40 FR 4394, Jan. 29, 1975, as amended at 72 FR 37103, July 9, 2007]

PART 90 [RESERVED]

PART 93—NEW RESTRICTIONS ON LOBBYING

Subpart A—General

Sec.

- 93.100 Conditions on use of funds.
- 93.105 Definitions.
- 93.110 Certification and disclosure.

Subpart B—Activities by Own Employees

- 93.200 Agency and legislative liaison.
- 93.205 Professional and technical services.
- 93.210 Reporting.

Subpart C—Activities by Other Than Own Employees

- 93.300 Professional and technical services.

Subpart D—Penalties and Enforcement

- 93.400 Penalties.
- 93.405 Penalty procedures.
- 93.410 Enforcement.

Subpart E—Exemptions

- 93.500 Secretary of Defense.

Subpart F—Agency Reports

- 93.600 Semi-annual compilation.
- 93.605 Inspector General Report.

APPENDIX A TO PART 93—CERTIFICATION REGARDING LOBBYING

APPENDIX B TO PART 93—DISCLOSURE FORM TO REPORT LOBBYING