

# Disadvantaged Business Enterprise (DBE) Program Overview



Federal Aviation  
Administration

*Office Of Civil Rights*

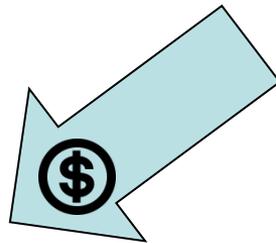
ACHIEVING SAFETY  
THROUGH DIVERSITY

Dolores P. Leyva

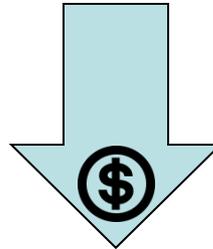
DBE/ACDBE Program Compliance Specialist  
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March 2016

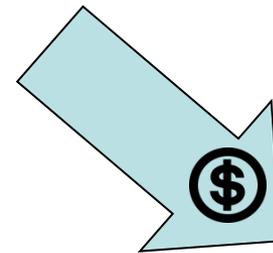
# US Department of Transportation (DOT)



**FHWA**



**FTA**



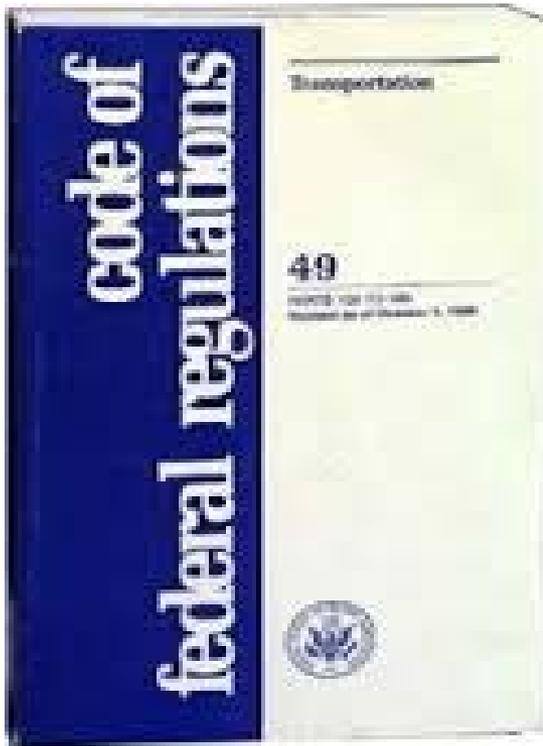
**FAA**



# Disadvantaged Business Enterprise Program



# Regulations



- 49 CFR Part 26:
  - DOT (affects FHWA, FTA & FAA) DBE program for contracting
- 49 CFR Part 23:
  - FAA DBE program for airport concessions

# 49 CFR Part 26

*Office Of Civil Rights*

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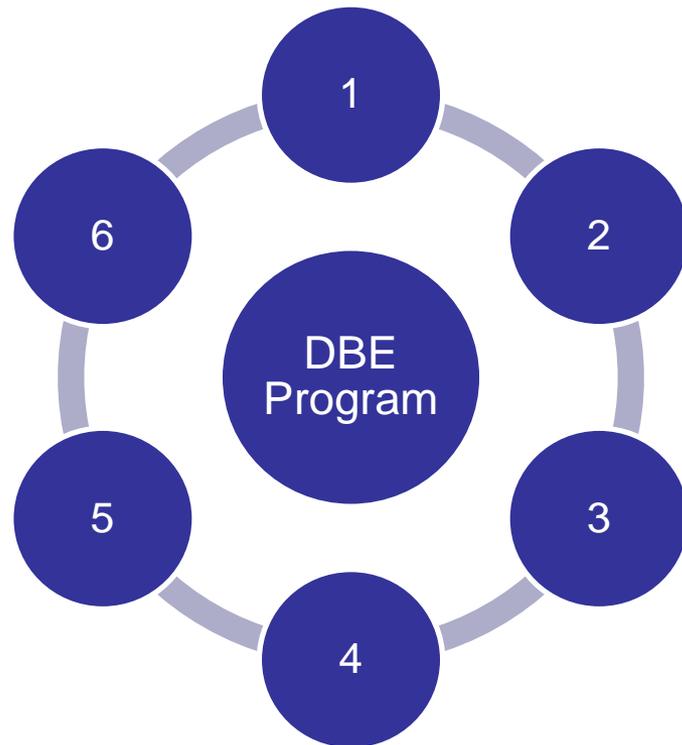


**Federal Aviation  
Administration**

# Objectives of the DBE Program

- To create a level playing field on which DBEs can compete fairly for DOT-assisted contracts;
- To help remove barriers to the participation of DBEs in DOT-assisted contracts;
- Narrowly tailored in accordance with applicable law;
- Firms meet eligibility standards to participate as DBEs;

# How the DBE Program Works - *in a Nutshell*



1. DBE Program

2. Overall Goals

3. DBE Certification

4. Contracting

5. Monitoring

6. Reporting

# DBE Goal



- Award prime contracts that exceed \$250,000 in FAA funds in a Federal fiscal year
- Overall Goals vs Project Goals
- Relative availability of DBEs
- Expected participation absent the effects of discrimination



# What is a DBE?

Disadvantaged business enterprise or DBE means a for-profit small business concern—



(1) That is at least 51 percent owned by one or more individuals who are both socially and economically disadvantaged; and

(2) Whose management and daily business operations are controlled by one or more of the socially and economically disadvantaged individuals who own it.

# Social Disadvantaged

Members of the following groups are rebuttably presumed to be socially disadvantaged:

- Black Americans
- Hispanic Americans
- Native Americans
- Asian-Pacific Americans
- Subcontinent Asian Americans
- Women
- Any additional groups designated by the SBA

Other individuals may be found to be socially and economically disadvantaged on a case-by-case basis.

# Economic Disadvantage & Size Standards for DBEs

- Personal net worth that does not exceed **\$1.32 million**
- Does not exceed SBA Small Business Size Standard
- *Does it exceed DOT's overall size limit?*
  - Average annual gross receipts over previous three fiscal years does not exceed **\$23.98 million**



# Certification (Texas)

- State Unified Certification Program (UCP)
- State DBE Directory
- State of Texas (<http://www.txdot.gov/inside-txdot/office/civil-rights/tucp.html>)
  - City of Houston, Office of Business Opportunity
  - City of Austin, Small Business Development
  - Corpus Christi Regional Transportation Authority
  - North Central Texas Certification Agency
  - South Central Texas Certification Agency
  - Texas Department of Transportation

# Opportunities for DBEs

- Highway, Street, and Bridge
- Barricades and Traffic Control
- Poured Concreted Foundation
- Material Testing
- Electrical
- Site Work
- Landscaping
- Civil Engineering Design
- Project Management
- Other Specialty Trades



# Contracting Activities

- The DOT DBE Program applies only to contracts funded with federal funds.
- Grant Information
  - ✓ Grant Apportionion  
[http://www.faa.gov/airports/aip/grantapportion\\_data/](http://www.faa.gov/airports/aip/grantapportion_data/)
  - ✓ AIP Grant History  
[http://www.faa.gov/airports/aip/grant\\_histories/#history](http://www.faa.gov/airports/aip/grant_histories/#history)
- DBE Liaison Officers
- FAA dbE-Connect  
<https://faa.dbesystem.com/FrontEnd/OutreachSearchPublic.asp?XID=4011&TN=faa>

# Certification

- Previous Slide (#12)
- State Unified Certification Program (UCP)
- State DBE Directory
  
- Texas - <http://www.txdot.gov/inside-txdot/office/civil-rights/tucp.html>
- Oklahoma - <http://www.okladot.state.ok.us/dbeinfo/certification.htm>
- New Mexico - <http://dot.state.nm.us/en/OEOP.html#c>
- Louisiana - <http://www8.dotd.la.gov/ucp/>
- Arkansas - <http://www.arkansashighways.com/dbe/dbe.aspx>
  
- Interstate Certification

# 49 CFR Part 23

## Airport Concessions

- Objectives
- Certification Requirements
- ACDBE Goals
- Opportunities



