



## Appendix A

### NEW MEXICO DEPARTMENT OF TRANSPORTATION DISADVANTAGED BUSINESS ENTERPRISE PROGRAM POLICY STATEMENT

The New Mexico Department of Transportation (NMDOT) has established a Disadvantaged Business Enterprise (DBE) Program in accordance with regulations of the U.S. Department of Transportation (USDOT), 49 CFR Part 26. NMDOT has received Federal financial assistance from USDOT, and as a condition of receiving this assistance, NMDOT has signed an assurance that it will comply with 49 CFR Part 26.

It is the policy of NMDOT to ensure that DBEs, as defined in 49 CFR Part 26, have an equal opportunity to receive and participate in USDOT-assisted contracts. In furtherance of the spirit and intent of 49 CFR Part 26, NMDOT also adopts the following policies and objectives:

- To ensure nondiscrimination in the award and administration of USDOT-assisted contracts;
- To create a level playing field on which DBEs can compete fairly for USDOT-assisted contracts;
- To ensure that the DBE Program is narrowly tailored in accordance with applicable law;
- To ensure that only firms that fully meet 49 CFR Part 26 eligibility standards are permitted to participate as DBEs;
- To help remove barriers to the participation of DBEs in USDOT-assisted contracts;
- To promote the use of DBEs in all types of federally-assisted contracts and procurement activities; and
- To assist the development of firms that can compete successfully in the marketplace outside the DBE Program.

The Construction and Civil Rights Bureau's State Construction Engineer is designated as NMDOT's DBE Liaison Officer. In that capacity, the DBE Liaison is responsible for implementing all aspects of the DBE Program. Implementation of the DBE Program is accorded the same priority as compliance with all other legal obligations incurred by NMDOT in its financial assistance agreements with USDOT.

This policy statement shall be disseminated throughout NMDOT and to DBE and non-DBE business communities that perform work on USDOT-assisted contracts. This policy statement is also available on the NMDOT website.

  
Michael Sandoval (Aug 24, 2021 08:59 MDT)

Michael Sandoval  
Cabinet Secretary

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Date