



Andy Beshear  
GOVERNOR

## TRANSPORTATION CABINET

200 Mero Street  
Frankfort, Kentucky 40601

Jim Gray  
SECRETARY

### II. POLICY STATEMENT (49 CFR 26.23)DISADVANTAGED BUSINESS ENTERPRISE PROGRAM POLICY STATEMENT

Official Order **113560**  
Section 26.1, 26.23 Objectives/Policy Statement

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

It is the policy of the Cabinet to ensure that DBEs are defined in part 26, have an equal opportunity to receive and participate in DOT-assisted contracts. It is also our policy:

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

The Cabinet’s Office for Civil Rights and Small Business Development has delegated a DBE Liaison Officer (DBELO). In that capacity, the DBELO 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 the DBELO in its financial assistance agreements with the Department of Transportation.

Furthermore, the Cabinet, its sub-recipients, contractors and subcontractors shall not discriminate on the basis of race, color, or national origin in the award and performance of USDOT-assisted contracts or in the administration of its DBE program or the requirements of 49 CFR Part 26.

This policy statement shall be prominently posted throughout all of the Cabinet offices and disseminated to DBE and non-DBE business communities that perform work for us on USDOT-assisted contracts.

Signed and approved this \_\_\_\_\_ day of 1/16/2024 2024.

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Jim Gray, Secretary  
Kentucky Transportation Cabinet

APPROVED AS TO FORM AND LEGALITY  
  
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