



Overall Annual DBE Goal for Public Transportation

Fiscal Years 2024-2026

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EXECUTIVE SUMMARY

The Texas Department of Transportation (TxDOT) Public Transportation Division (PTN) submits the following Disadvantaged Business Enterprise (DBE) goal methodology for 2024 - 2026 to the United States Department of Transportation (USDOT) Federal Transportation Administration (FTA) for review in accordance with 49 Code of Federal Regulations (CFR) Part 26.45, as amended by Docket No. OST-2010-0021. The goal will remain in effect until the next review cycle. TxDOT PTN will make a good faith effort to meet the goal each year.

To ensure overall quality of the information and data used in the goal setting methodology, TxDOT PTN will continue to review and refine, as needed, its data collection process and analysis, and engagement with stakeholders and the public.

The goal methodology consists of two steps: the base figure for the relative availability of DBEs and any adjustments to the base figure based on available evidence. In Step 1, the base figure is established through the use of the Texas Unified Certification Program (TUCP) DBE directory and 2020 United States Census Bureau data. In Step 2, TxDOT reviews and considers available information and new evidence presented in public consultation meetings when determining an adjustment to the base figure. The base figure and the adjustments to the base figure are then used to determine the overall goal. The overall goal is further defined as race-neutral and race-conscious based on the amount that TxDOT plans to meet through race-neutral means.

To engage the public, TxDOT PTN provided two types of opportunities for public participation. The first opportunity included two virtual public forum meetings. The public was invited to discuss evidence that would influence the relative availability of DBEs or other issues that influence DBE participation. In the second opportunity, the methodology will be posted for a period of 30 days to allow for public review and comment. Comments will then be analyzed for any potential changes/impacts on the DBE goal methodology.

Results Summary

The revised DBE goal methodology justifies an overall DBE goal of 4.15% for FYs 2024-2026. TxDOT plans to meet the overall DBE goal of 4.15% with 3.02% race-conscious means and 1.13% race-neutral means. TxDOT will monitor DBE participation for federal-aid achievement in public transportation projects during FYs 2024-2026 and will make necessary adjustments based on the DBE program requirements.

Methods

The process for setting an overall goal is defined in 49 CFR §26.45. The CFR identifies August 1 as the submittal date (see §26.45(f)(1)).

The methodology includes the following (see §26.45(f)(3)):

- Description of the methods used to establish the goal,
- Base figure and evidence used for its calculation,
- Summary listing of available evidence, and if necessary, an explanation on why it was not used, and
- Proposed projections for the portions of the goal to be met through race-neutral and race-conscious means.

The methodology also expands on TxDOT PTN's efforts to obtain public participation through public consultation meetings for evidence that may influence adjustments to the base figure and extending public comment on the proposed methodology (see 49 CFR §26.45(g)).

TxDOT PTN is not required to have FTA's concurrence to implement the DBE goal; however, if FTA's review suggests there are concerns over the methodology, it may, after consulting with TxDOT, adjust the overall goal or require TxDOT to do so (see 49 CFR §26.45(f)(4)).

TxDOT conducted a disparity study in 2019 that evaluated the department's Federal Highway Administration (FHWA) and the Federal Aviation Administration (FAA) funds. TxDOT PTN was not specifically part of the disparity study (see *TxDOT Disparity Study 2019*, I.(D)(2) <https://ftp.dot.state.tx.us/pub/txdot/civ/txdot-disparity-study-2019.pdf>); however, one of the study's recommendations is pertinent to PTN's DBE program activities, which is to "Provide Additional Training to TxDOT's Recipient Agencies." Since the time of the study, PTN has routinely worked with our subrecipients to provide training, technical assistance and increase DBE awareness. Activities include presentations to subrecipients twice a year, providing webinars and publishing training videos, communicating goal attainment status throughout the year, and publishing a list of DBE contractors associated with the types of goods/services the subrecipients procure. Hands on technical assistance is also provided to specific subrecipients as needed. TxDOT's overall goal provides for the participation of all certified DBEs. The overall goal is not subdivided into group-specific goals (see 49 CFR §26.45(h)).

ESTABLISH BASE FIGURE

For Step 1, TxDOT PTN takes into account available evidence in determining the base figure. Factors considered in this calculation include the relative availability of DBEs and the types of contracts anticipated for the upcoming fiscal years. In order to improve the efficiency of the calculation, TxDOT PTN evaluated the procurable portion of all contracts to determine contracting opportunities, determined the weight of the contracting opportunities, evaluated the relative availability of these opportunities using the TUCP DBE Directory and US Census Bureau data, and calculated a weighted average of the relative availability to determine the base figure. The final calculation results in a base figure of 4.15%.

General Procurable Categories

TxDOT evaluated all past and projected federal funding expenditures on general procurable categories most commonly used by TxDOT and its Subrecipients (Table 1).

Note: Transit vehicle DBEs are reported directly to FTA in a separate report, so they are excluded from this methodology. TxDOT PTN projects that subrecipients will spend roughly \$60 million in fleet over the next three years based on historical spending data and vehicle price increases; therefore, that amount has been excluded from this calculation.

Table 1: Projected Expenditures on General Procurable Categories

| General Procurable Category | Projected Expenditure |
|-------------------------------------|-----------------------|
| Vehicle Insurance | \$2,800,000 |
| Facility Insurance | \$500,000 |
| Other Insurance | \$2,400,000 |
| Purchase of Transportation Services | \$8,900,000 |
| Vehicle Repairs and Maintenance | \$8,300,000 |
| Accounting/Financial Services | \$1,300,000 |
| Engineering | \$1,100,000 |
| Management/Operations Services | \$27,100,000 |
| Office/Facility Services | \$3,600,000 |
| Drug and Alcohol Services | \$400,000 |
| Marketing | \$700,000 |
| Fuel | \$18,400,000 |
| Vehicle Parts/Tires/Equipment | \$5,200,000 |
| Facility Supplies | \$1,800,000 |
| Office Supplies | \$1,600,000 |
| Construction Activities | \$21,000,000 |
| Facility Improvement Activities | \$3,600,000 |
| Other | \$14,100,000 |

We further segmented the general categories into specific procurement categories (49) (Table 2). The procurement opportunity categories were then compared against the North American Industry Classification System (NAICS) codes.

Table 2: Procurement Categories

| Procurement Opportunity | NAICS Code |
|---|------------|
| Accounting/Auditing Services | 54121 |
| Administrative Management, Financial Management, and General Management Consulting Services | 54161 |
| Advertising Agencies | 54181 |

| | |
|---|-------|
| Appliance Repair and Maintenance | 81141 |
| Architectural Services | 54131 |
| Automotive Body, Paint, Interior, and Glass Repair and Maintenance | 81112 |
| Automotive Oil Change, Car Wash, and Other Maintenance | 81119 |
| Bus driver training | 61151 |
| Bus Rental or Leasing | 53212 |
| Cellular Telephone Services | 51731 |
| Commercial and Institutional Building Construction/Construction Management (Bus Shelter/Terminal) | 23622 |
| Computer, Office, and Communication Equipment Repair and Maintenance | 81121 |
| Construction materials, electrical, merchant wholesalers | 42361 |
| Construction/Engineering Services | 54133 |
| Custom Computer Programming, Design, and Other Services | 54151 |
| Direct Life, Health, Medical, Property, and Casualty Insurance Carriers | 52411 |
| Electronics Stores/Camera/radio/Software, Computer Stores | 44314 |
| Employee drug testing services | 62199 |
| Facilities Support Services | 56121 |
| Flooring Contractors | 23833 |
| Fuel dealers | 42469 |
| Furniture Stores | 44211 |
| General, Exhaust, Transmission, Mechanical, and Electrical Automotive Repair | 81111 |
| Illumination, Electrical Contractors, Telephone Equipment, and Other Wiring Installations | 23821 |
| Insurance Carriers (automotive and facility) | 52412 |
| Internet Service Providers (wired and wireless) | 51731 |
| Janitorial Services | 56172 |
| Landscaping Services | 56173 |
| Legal Aid Services (Offices of Lawyers) | 54111 |
| Machinery, construction equipment rental (except crane) with operator | 23891 |
| Marketing services | 54161 |
| Meeting hall and room rental or leasing | 53112 |
| Minor Structures and Miscellaneous Concrete (sidewalk, driveway, parking lot, fencing) | 23899 |
| Motor Repair and Maintenance Services (Commercial and Industrial Machinery) | 81131 |

| | |
|--|-------|
| Motor Vehicle Towing | 48841 |
| Motor Vehicle/Auto body shop supplies | 42312 |
| Office Supplies and Stationery Stores | 45321 |
| Outdoor Advertising | 54185 |
| Painting | 23832 |
| Planning, Safety, Consultants (Other Scientific and Technical Consulting Services) | 54169 |
| Plumbing, Heating, and Air-Conditioning Contractors | 23822 |
| Roofing Contractors | 23816 |
| Siding Contractors | 23817 |
| Special Needs Transportation | 48599 |
| Taxi Service | 48531 |
| Tire Dealers | 44132 |
| Transit (Mixed Mode, Bus) | 48511 |
| Uniforms | 31521 |
| Vehicle parts/supplies | 44131 |

Weight of Categories

TxDOT evaluated all projected expenditures (Table 1) against the procurable categories (Table 2) to determine the proportion of the funds or the “weight” each category carries (Table 3).

Table 3: Weight of Procurement Categories

| Procurement Opportunity | Category Weight Percentage |
|---|----------------------------|
| Accounting/Auditing Services | 0.0053 |
| Administrative Management, Financial Management, and General Management Consulting Services | 0.2260 |
| Advertising Agencies | 0.0019 |
| Appliance Repair and Maintenance | 0.0143 |
| Architectural Services | 0.0143 |
| Automotive Body, Paint, Interior, and Glass Repair and Maintenance | 0.0169 |
| Automotive Oil Change, Car Wash, and Other Maintenance | 0.0169 |
| Bus Driver Training | 0.0143 |
| Bus Rental or Leasing | 0.0181 |
| Cellular Telephone Services | 0.0095 |
| Commercial and Institutional Building Construction/Construction Management (Bus Shelter/Terminal) | 0.0273 |

| | |
|---|--------|
| Computer, Office, and Communication Equipment Repair and Maintenance | 0.0095 |
| Construction Materials, Electrical, Merchant Wholesalers | 0.0143 |
| Construction/Engineering Services | 0.0090 |
| Custom Computer Programming, Design, and Other Services | 0.0143 |
| Direct Life, Health, Medical, Property, and Casualty Insurance Carriers | 0.0195 |
| Electronics Stores/Camera/Radio/Software, Computer Stores | 0.0054 |
| Employee Drug Testing Services | 0.0033 |
| Facilities Support Services | 0.0095 |
| Flooring Contractors | 0.0143 |
| Fuel Dealers | 0.1498 |
| Furniture Stores | 0.0054 |
| General, Exhaust, Transmission, Mechanical, and Electrical Automotive Repair | 0.0169 |
| Illumination, Electrical Contractors, Telephone Equipment, and Other Wiring Installations | 0.0143 |
| Insurance Carriers (automotive and facility) | 0.0269 |
| Internet Service Providers (wired and wireless) | 0.0095 |
| Janitorial Services | 0.0095 |
| Landscaping Services | 0.0143 |
| Legal Aid Services (Offices of Lawyers) | 0.0143 |
| Machinery, Construction Equipment Rental (except crane) with operator | 0.0143 |
| Marketing Services | 0.0019 |
| Meeting Hall and Room Rental or Leasing | 0.0143 |
| Minor Structures and Miscellaneous Concrete (sidewalk, driveway, parking lot, fencing) | 0.0293 |
| Motor Repair and Maintenance Services (Commercial and Industrial Machinery) | 0.0169 |
| Motor Vehicle Towing | 0.0143 |
| Motor Vehicle/Auto body shop supplies | 0.0141 |
| Office Supplies and Stationery Stores | 0.0095 |
| Outdoor Advertising | 0.0019 |
| Painting | 0.0143 |
| Planning, Safety, Consultants (Other Scientific and Technical Consulting Services) | 0.0143 |
| Plumbing, Heating, and Air-Conditioning Contractors | 0.0143 |
| Roofing Contractors | 0.0143 |

| | |
|------------------------------|--------|
| Siding Contractors | 0.0143 |
| Special Needs Transportation | 0.0181 |
| Taxi Service | 0.0181 |
| Tire Dealers | 0.0141 |
| Transit (Mixed Mode, Bus) | 0.0181 |
| Uniforms | 0.0054 |
| Vehicle Parts/Supplies | 0.0141 |

Relative Availability Calculations

TxDOT determined the base figure by calculating the relative availability of DBEs (see §26.45(c)) for each of the procurement categories by weight. TxDOT used the TUCP DBE directory and the most current, at the time of relative availability calculations, US Census Bureau’s 2020 County Business Patterns (CBP) data as suggested in §26.45(c)(1) to determine the number of ready, willing and able firms.

TxDOT's initial and primary source of DBE firms that perform public transportation work is the TUCP DBE Directory (<https://txdot.txdotcms.com/>) for each of the relevant procurement categories (Table 2). The overall number of all ready, willing, and able businesses in TxDOT PTN’s market is determined by the 2020 CBP data (Table 4).

Table 4: Relative Availability of DBEs by Procurement Category

| Procurement Opportunity | DBE Firms | Total Firms |
|---|-----------|-------------|
| Accounting/Auditing Services | 58 | 10,945 |
| Administrative Management, Financial Management, and General Management Consulting Services | 581 | 7,465 |
| Advertising Agencies | 41 | 1,135 |
| Appliance Repair and Maintenance | 1 | 428 |
| Architectural Services | 96 | 1,473 |
| Automotive Body, Paint, Interior, and Glass Repair and Maintenance | 8 | 3,021 |
| Automotive Oil Change, Car Wash, and Other Maintenance | 21 | 3,016 |
| Bus Driver Training | 9 | 713 |
| Bus Rental or Leasing | 4 | 549 |
| Cellular Telephone Services | 2 | 4,829 |
| Commercial and Institutional Building Construction/Construction Management (Bus Shelter/Terminal) | 348 | 3,418 |
| Computer, Office, and Communication Equipment Repair and Maintenance | 20 | 993 |
| Construction Materials, Electrical, Merchant Wholesalers | 73 | 1,224 |
| Construction/Engineering Services | 597 | 5,383 |
| Custom Computer Programming, Design, and Other Services | 310 | 12,326 |
| Direct Life, Health, Medical, Property, and Casualty Insurance Carriers | 4 | 846 |

| | | |
|---|-----|--------|
| Electronics Stores/Camera/Radio/Software, Computer Stores | 4 | 2,015 |
| Employee Drug Testing Services | 14 | 589 |
| Facilities Support Services | 58 | 898 |
| Flooring Contractors | 55 | 714 |
| Fuel Dealers | 27 | 1,092 |
| Furniture Stores | 4 | 1,934 |
| General, Exhaust, Transmission, Mechanical, and Electrical Automotive Repair | 24 | 6,493 |
| Illumination, Electrical Contractors, Telephone Equipment, and Other Wiring Installations | 183 | 5,409 |
| Insurance Carriers (automotive and facility) | 6 | 1,319 |
| Internet Service Providers (wired and wireless) | 4 | 4,829 |
| Janitorial Services | 122 | 3,697 |
| Landscaping Services | 192 | 5,008 |
| Legal Aid Services (Offices of Lawyers) | 18 | 13,652 |
| Machinery, Construction Equipment Rental (except crane) with Operator | 257 | 2,343 |
| Marketing Services | 148 | 2,828 |
| Meeting Hall and Room Rental or Leasing | 7 | 2,979 |
| Minor Structures and Miscellaneous Concrete (sidewalk, driveway, parking lot, fencing) | 293 | 2,632 |
| Motor Repair and Maintenance Services (Commercial and Industrial Machinery) | 16 | 2,049 |
| Motor Vehicle Towing | 3 | 790 |
| Motor Vehicle/Auto Body Shop Supplies | 12 | 997 |
| Office Supplies and Stationery Stores | 6 | 375 |
| Outdoor Advertising | 12 | 175 |
| Painting | 111 | 1,331 |
| Planning, Safety, Consultants (Other Scientific and Technical Consulting Services) | 173 | 2,691 |
| Plumbing, Heating, and Air-Conditioning Contractors | 70 | 7,995 |
| Roofing Contractors | 45 | 2,030 |
| Siding Contractors | 11 | 237 |
| Special Needs Transportation | 13 | 229 |
| Taxi Service | 2 | 80 |
| Tire Dealers | 5 | 258 |
| Transit (Mixed Mode, Bus) | 2 | 32 |
| Uniforms | 1 | 73 |
| Vehicle Parts/Supplies | 3 | 3,316 |

We calculated the Step 1 relative availability by using the weight goal setting guidelines, “Tips for Goal-Setting in the DBE Program,” from the Office of Small and Disadvantaged Business Utilization (OSDBU). The weight of each category was determined by calculating the relative

availability of DBEs in that category against the weight of the projected expenditures for each category (see Figure 1).

Figure 1: Weighted Relative Availability Calculation

$$\text{Category Weight} \times \left(\frac{\#DBE\text{inCategory}}{\#AllFirmsInCategory} \right)$$

Base Figure Calculation

The base figure is calculated by adding the relative availability (Figure 1) for each of the procurement categories identified in Tables 2, 3, and 4. As indicated on page 5, there are a total of 49 categories. The calculation in Figure 2 below represents the sum of the relative availability of all categories 1 through 49. (For example: Relative availability of category 1 + category 2 + category 3 + (all others in between) + category 49). The calculation (see Figure 2) resulted in a base figure of 4.32%.

Figure 2: Base Figure Calculation

$$\begin{aligned} \text{BaseFigure} &= [\text{Category 1 Weight} \left(\frac{\#DBE\text{inCategory1}}{\#AllFirmCategory1} \right) + \dots \\ &+ \text{Category 49 Weight} \left(\frac{\#DBE\text{inCategory1}}{\#AllFirmsinCategory1} \right)] \\ &= \left[.053\% \left(\frac{58}{10,945} \right) + \dots + .0141\% \left(\frac{3}{3,327} \right) \right] \\ &= 4.32\% \end{aligned}$$

ADJUSTMENTS TO BASE FIGURE

TxDOT PTN examined all available evidence to determine any adjustments to the base figure. A summary of the evidence considered include: evidence made available through public consultation meetings and past participation.

Public Consultation Evidence

TxDOT PTN consulted with minorities, women, and general contractor groups, community organizations, and other officials or organizations (See Attachment A: Public Consultation Meeting Invitees) to assist in the development of the FY 2024–2026 DBE goal. Consultation was conducted through two virtual public meetings held on April 4th and April 5th, 2023. A survey was also conducted during April 2023. TxDOT used its available resources of minority

chambers, TUCP DBE Directory, distribution list of business development organizations, and other viable resources to engage these entities for public input.

TxDOT sought comments and information regarding the following topics (see §26.45(g)(1)):

- Information concerning the availability of DBEs and non-DBEs,
- Knowledge regarding barriers and the effects of discrimination on opportunities for DBEs, and
- Information on TxDOT's efforts to establish a level playing field for the participation of DBEs.

TxDOT received six responses to the survey. The results were analyzed and the responses indicated some evidence of effects of discrimination on DBE opportunities. More specifically, 50% of respondents indicated agreement that transit providers show preferential treatment to non-DBEs/legacy firms. It is important to note that four respondents indicated that they have not or are unsure if they submitted a proposal for contract work with a transit provider in the past three years. Furthermore, respondents are divided regarding whether DBE firms are given sufficient contracting opportunities.

TxDOT determined the results of the public consultation survey should be noted; however, the analysis of the data did not support sufficient basis for an adjustment. Therefore, no further adjustment was made to the base figure due to public consultation.

Past Participation

TxDOT determined an adjustment for past participation is appropriate. TxDOT used the goal setting guidelines, "Tips for Goal-Setting in the DBE Program," from the US DOT Office of Small and Disadvantaged Business Utilization (OSDBU) website which includes a method for determining an adjustment based on past participation for the years in which participation is similar to the type of contracts for the goal methodology period. This adjustment considers past participation as a relative gauge of anticipated participation for FYs 2024-2026.

The adjustment to the base figure is determined with the median of past participation. The median is used instead of the average or mean because it excludes outliers (abnormally high or low numbers). TxDOT used five completed years of past participation (see Table 5) in computing the median value; the value is determined by putting the values in order from smallest to largest and averaging the two middle values. The resulting calculation using the 2019 achievement of 2.49% (lowest) and 2020 achievement of 4.87% (highest) yields a median value of 3.98% (see Figure 3).

Table 5: Recent Past DBE Participation

| Fiscal Year | DBE % Achieved |
|-------------|----------------|
| 2022 | 3.31 |
| 2021 | 4.78 |
| 2020 | 4.87 |
| 2019 | 2.49 |
| 2018 | 3.98 |

Figure 3: Median Value

Median Value
3.98%

ADJUSTED GOAL

All available evidence is taken into consideration to determine the adjustments to the base figure. An adjustment for past participation is appropriate; therefore, the base figure and median past participation adjustments are averaged to reveal the recommended adjusted goal (see Figure 4). The recommended DBE Goal for FYs 2024-2026 is 4.15%.

Figure 4: Adjustment to Base Figure Calculation

$$\begin{aligned} \text{Adjusted Goal} &= (\text{Base Figure} + \text{Median Past Participation Adjustment}) \div 2 \\ &= (3.98 + 4.32) \div 2 \\ &= 4.15\% \end{aligned}$$

Proposed DBE Goal
4.15%

RACE-NEUTRAL AND RACE-CONSCIOUS PARTICIPATION

The goal methodology includes the methods used to compute the DBE goal and a determination of how TxDOT plans to meet the goals through race-neutral and race-conscious measures. TxDOT plans to meet the “maximum feasible portion of [the] overall goal by using race-neutral means (see §26.51(a)).”

TxDOT used the five-year median DBE results from FY18, FY19, FY20, FY21, and FY22 that exceeded the established DBE goal in computing a proposed race-neutral goal (Table 6). The

race-neutral achievement was calculated by subtracting the overall DBE goal for each fiscal year from the actual results.

The race-neutral achievement was calculated by dividing the median average value from the overall DBE percentage Goal. This calculation's result shows that 27.1% of the overall goal was achieved through race-neutral means. 27.1% was applied to the 4.15% proposed goal and resulted in a race-neutral goal of 1.13% (see Figure 5 below).

Table 6: Overall Goal vs. Race-Neutral Achievement from 2018-2022

| Fiscal Year | Overall DBE % Goal Attainment | Overall Race-Neutral DBE % |
|-------------|-------------------------------|----------------------------|
| 2018 | 3.98 | 1.08% |
| 2019 | 2.49 | -.41% |
| 2020 | 4.87 | 1.97% |
| 2021 | 4.78 | 1.68% |
| 2022 | 3.31 | .21% |

Median Amount = 1.08%

Figure 5: Median Race-Neutral Attainment x Proposed Overall Goal

$$\begin{aligned}
 &= (1.08 \div 3.98) 4.15 \\
 &= (27.1) 4.15 \\
 &= 1.13\%
 \end{aligned}$$

Proposed Race-Neutral Allocation

1.13%

TxDOT will establish race-conscious measures and contract goals to meet the balance (see Figure 6) of the overall goal (see §26.51(d)). The proposed race-conscious goal for FY 2024-2026 is 1.13%.

Figure 6: Race-Conscious Calculation

$$\begin{aligned}
 \text{Race-Conscious} &= \text{Overall Goal} - \text{Race-Neutral} \\
 &= 4.15\% - 1.13\% \\
 &= 3.02\%
 \end{aligned}$$

Proposed Race-Conscious Allocation

3.02%

TxDOT recognizes that in any given year (as in the past), there may be an opportunity to receive discretionary funds for major capital projects that could impact the goal. For this reason, beginning January 2020, TxDOT requires all Subrecipients with major facility construction projects (those of \$1,000,000 or more) to have Race-Conscious goals. Ensuring that DBE participation is attained on these large dollar construction projects is vital in promoting the federal DBE program.

PUBLIC REVIEW AND COMMENT

TxDOT published a public notice announcing the proposed overall goal and methodology on TxDOT's website, Texas Register, and general circulation (see Attachment B: Public Notice Postings/Notifications). The notice was provided for a 30-day review and comment period from June 16 to July 17, 2023. The public was afforded the opportunity to review and comment on the methodology.

TxDOT PTN provided two interactive webinars on PTN's DBE goal methodology. Invitations for participation and review of the proposed goal methodology were sent via email to interested parties including businesses, associations, and transit providers. The interactive webinars were conducted on April 4, 2023 and April 5, 2023. The webinars were followed by a survey, and results were analyzed as described on page 12 of this document.

ATTACHMENTS

Attachment A: Public Consultation Meeting Invitees
Attachment B: Public Notice Postings/Notifications.

Attachment A - Public Consultation Meetings Invitees

The following minorities, women, and general contractor groups, community organizations, and other officials/organizations were invited to attend the public consultation meetings:

| Organization |
|--|
| Abilene Black Chamber of Commerce |
| Acres Home Chamber for Business and Economic Development |
| Amarillo Chamber of Commerce |
| Amarillo Economic Development |
| Asian Contractors Association |
| Association of Women and Minority Contractors of Texas |
| Austin Black Contractors Association |
| Brazoria County Hispanic Chamber of Commerce |
| Brownsville Chamber of Commerce |
| Brownwood Chamber of Commerce |
| Bryan/College Station Chamber of Commerce |
| Camara de Empresarios Latinos de Houston |
| Cen-Tex Hispanic Chamber of Commerce |
| Corpus Christi Chamber of Commerce |
| Corpus Christi Black Chamber of Commerce |
| Dallas Black Chamber of Commerce |
| Dallas Fort Worth Minority Supplier Development Council |
| Del Rio Hispanic Chamber of Commerce |
| Eagle Pass Chamber of Commerce |
| El Paso Hispanic Chamber of Commerce |
| Fort Worth Hispanic Chamber of Commerce |
| Fort Worth Metropolitan Black Chamber of Commerce |
| Golden Triangle Minority Business Council |
| Greater Amarillo Hispanic Chamber of Commerce |
| Greater Austin Asian Chamber of Commerce |
| Greater Austin Black Chamber |
| Greater Austin Hispanic Chamber of Commerce |
| Greater Beaumont Chamber of Commerce |
| Greater Caldwell County Hispanic Chamber of Commerce |
| Greater Dallas Hispanic Chamber of Commerce |
| Greater Houston Black Chamber |
| Harlingen Chamber of Commerce |
| Hispanic American Chamber of Commerce Central Texas |
| Hispanic Chamber of Commerce Baytown |
| Hispanic Contractors Association de San Antonio |
| Hispanic Women's Network of Texas |

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| Houston Minority Supplier Development Council |
| Irving Hispanic Chamber of Commerce |
| Kilgore Chamber of Commerce |
| Kingsville Chamber of Commerce |
| Laredo Chamber of Commerce |
| Lubbock Chamber of Commerce |
| Lubbock Economic Development Alliance |
| Lufkin Chamber of Commerce |
| Lufkin Economic Development |
| Midland Chamber |
| Odessa Hispanic Chamber of Commerce |
| Orange Chamber of Commerce |
| Port Arthur Chamber of Commerce |
| Regional Black Contractors Association |
| Regional Hispanic Contractors Association |
| Rio Grande Valley Hispanic Chamber of Commerce |
| Round Rock Chamber of Commerce |
| San Angelo Chamber of Commerce |
| San Antonio Hispanic Chamber of Commerce |
| San Antonio Chamber of Commerce |
| Southwest Minority Supplier Development Council |
| Texas Association of African American Chamber of Commerce |
| Texas Association of Builders |
| Texas Association of Business |
| Texas Association of Mexican American Chamber of Commerce |
| Texas Chamber of Commerce Executives |
| Tri-County Regional Black Chamber of Commerce |
| Tyler Texas Chamber of Commerce |
| U.S. Hispanic Contractors Association de Austin |
| United States Pan Asian American Chamber of Commerce |
| Women's Business Council Southwest |
| Women's Business Enterprise Association |
| Women's Business Border Center |
| Rolling Plains Management Corporation |
| Coastal Bend COG |
| Texas A&M Corpus Christi |

TxDOT's subrecipients (transit providers) were also notified and invited to the public forums.

Attachment B - Public Postings/Notifications

The following is a list of the public outreach conducted and notice publication for the examination of the DBE Goal Methodology. All were shared with our stakeholders (TxDOT transit providers), minority, women's and general contractor groups, community organizations, and the general public.

1. Two Public Consultation Meetings conducted in April 2023.
2. TxDOT website post (on the Public Transportation Division's webpage and on the Civil Rights Division webpage) for a minimum of 30 days.
3. Texas Register posted June 16, 2023 announcing the public comment period.

1a. Public Consultation Meeting: TxDOT Subrecipients

Good Afternoon All,

You are invited to attend PTN's FY24-26 Disadvantage Business Enterprise Methodology Public Forum on **April 4th and 5th**. Transit agencies are not required to attend these webinars as the purpose is mainly to hear from the private business community; however, you are welcome to attend.

The forum is to discuss the required three-year TxDOT Public Transportation Division (PTN) DBE goal per federal regulations 49 CFR Part 26. As part of establishing a new DBE goal for FY 24-FY26, TxDOT PTN hosts public forums with minority, women and general contractor groups, community organizations, and other officials or organizations to give feedback about the DBE goal development process. For this purpose, we have scheduled two public forums (via webinar) in April; an invitation has been extended to those groups. If you know of any specific organizations that may be interested in participating in one of the public forums, **please email their contact information to Vicki Aldrighetti-Mata at vicki.aldrighettimata@txdot.gov**, and she will forward an invitation to those organizations. Additionally, if your agency would like to attend the DBE webinar, you may email Vicki for that information as well.

Below is the public forum agenda:

1. Overview of DBE Goal Methodology
2. TxDOT PTN Grant Overview
3. TxDOT PTN Goal Setting Process
4. Public Participation Survey and Sample Questions
5. Comment Period and Next Steps
6. Available Resources
7. Questions/Comments

If you have any questions, don't hesitate to contact to Vicki Aldrighetti-Mata at (vicki.aldrighetti-mata@txdot.gov).

Thank you.

1b. Public Consultation Meeting: Minority, women's and general contractor groups, community organizations, and the general public notification.

The Texas Department of Transportation (TxDOT) Public Transportation Division (PTN) is conducting two virtual public forum meetings to introduce its FY24-26 Disadvantage Business Enterprise (DBE) Goal Methodology.

TxDOT invites you or a representative from your organization to participate in the virtual public forum. The first public forum will be conducted on April 4th at 10:00 am - 11:00 am and the second public forum will be April 5th from 2:00 pm - 3:00 pm. Please select the one that best fits your schedule, and add it to your calendar. No registration is required. See agenda below.

AGENDA (subject to change)

1. Overview of DBE Goal Methodology
2. TxDOT PTN Grant Overview
3. TxDOT PTN Goal Setting Process
4. Public Participation Survey and Sample Questions
5. Comment Period and Next Steps
6. Available Resources
7. Questions/Comments

To access the public forum, you will click on the link below:

Tuesday, April 4th at 10:00am - 11:00am DBE Goal Methodology Public Forum 1

Join from the meeting link
<https://txdot.webex.com/txdot/j.php?MTID=m0b8e9ea806aba58ee01641f8dc12f2df>

Join by meeting number
Meeting number (access code): 2311 298 7809
Meeting password: DBEForum1

Tap to join from a mobile device (attendees only)
+1-415-655-0003,,23112987809## United States TOLL

Join by phone
+1-415-655-0003 United States TOLL
Global call-in numbers

2a. TxDOT Website Post

Federal Transit Administration

Proposed FY2024 - FY2026 Disadvantage Business Enterprise (DBE) Triennial Goal Methodology for Federal Transit Administration Projects.

The proposed DBE Triennial Goal Methodology for FY 2024 - FY2026 supports an overall goal of 4.15%. TxDOT plans to satisfy this goal on its Federal Transit Administration (FTA) funded contracts with a 3.02% race-conscious component and 1.13% race-neutral component.

 [Read the proposed methodology.](#)

3a. Texas Register

Government Code section 22.0135(b).

TRD-202302013
Jaclyn Daumerie
Rules Attorney
Supreme Court of Texas
Filed: May 31, 2023



Texas Department of Transportation

Public Notice - FY 2024 - 2026 Disadvantaged Business Enterprise (DBE) Goal for Federal Transit Administration (FTA) Projects

Pursuant to Title 49 Code of Federal Regulations, Part 26, recipients of federal funds are required to establish DBE programs and set an overall goal for participation. The proposed overall FTA DBE goal for fiscal years 2024-2026 is 4.15%. The proposed goal and related methodology are available for inspection online at: <https://ftp.dot.state.tx.us/pub/txdot/civ/proposed-fta-goal-methodology-2024-2026.pdf>

TxDOT will accept written comments on the DBE goal until July 17, 2023. Comments should be submitted via email to PTN_Program-Mgmt@txdot.gov or mailed to TxDOT, Public Transportation Division, ATTN: Goal Methodology, 125 East 11th Street, Austin, Texas 78701.

Questions concerning inspection of the DBE goal and methodology should be directed to the Public Transportation Division at (512) 486-5977.

TRD-202302035
Vicki Aldrighetti-Mata
Public Transportation Supervisor
Texas Department of Transportation
Filed: June 1, 2023



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