U.S. Department of Transportation
Federal Highway Administration

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April 17, 2015

In Reply Refer To:
CIVL 10

Mr. Marc Luiken
Commissioner
Alaska Department of Transportation and Public Facilities
P.O. Box 112500
Juneau, AK 99811-2500

Dear Mr. Luiken:

On April 2, 2015, the Civil Rights Office submitted the FFY 2015 – 2017 DBE Goal Methodology which proposed the implementation of a DBE Program with an overall program goal of 8.46% to be wholly delivered through race-neutral means. On April 16, 2015, it was determined by the FHWA that the methodology is legally sufficient to meet the requirements of 49 C.F.R. Part 26.

This determination of legal sufficiency is valid until April 16, 2016 at which time the FHWA will determine whether the Alaska Department of Transportation and Public Facilities (DOT&PF) is successfully implementing their DBE Program through race-neutral means or if there needs to be an adjustment to further progress toward the overall program goal.

In order for the DOT&PF to implement this DBE program, the Civil Rights Office (CRO) must submit a revised DBE Program Plan to this office for approval. The DOT&PF will be expected to fully implement a race-neutral DBE program upon the approval of the DBE Program Plan. It is important to note that the CRO will be expected to report to this office on the DBE utilization rate on a monthly basis during the coming year. The CRO is also encouraged to ensure that all DOT&PF forms, manuals and documents are updated to reflect the language of a race-neutral DBE program.

Implementing a race-neutral DBE program is an exciting opportunity for the DOT&PF and has been made possible through the hard work and dedication of the CRO staff. Successful implementation of the program will require involvement of all levels of the DOT&PF. I will be touching base with you over the next few weeks to see how FHWA can be of assistance in making the program successful.

While the next DBE goal methodology is not due until August 1, 2017, the FHWA may request documentation and information during the next year to monitor and assess the program.

If you have any questions, please don't hesitate to let me know.

Sincerely,

Sandra A. Garcia-Aline
Division Administrator

cc: Mary Siroky, Director, Administrative Services
Dennis Good, Program Manager, Civil Rights Program