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Sample No Change Declaration For Concessionaires
[49 CFR § 26.83(j)]

The General Counsel of the Department of Transportation has reviewed this sample No Change Declaration document and approved it as consistent with the language and intent of 49 CFR Part 26. The Department of Transportation (DOT) has prepared this sample No Change Declaration to help recipients and DBE firms comply with the provisions of 49 CFR Part 26 and specifically § 26.83(j). DOT is providing this sample No Change Declaration for informational purposes, and recipients and DBE firms are not required to use it or its format. However, recipients and DBE firms may wish to use it as a guide in preparing their own No Change Declaration documents. This sample No Change Declaration should, however, lead to greater consistency among submissions pursuant to 49 CFR § 26.83(j).

No Change Declaration

I, insert name of DBE firm owner, declare that there have been no changes in insert name of DBE firm circumstances affecting its ability to meet the size, disadvantaged status, ownership, or control requirements of 49 CFR Part 26 and Part 23 and 13 CFR Part 121. I further declare there have been no material changes in the information provided with insert name of DBE firm application for certification, except for any changes about which I have provided written notice to insert name of DOT recipient pursuant to 49 CFR § 26.83(i).

I declare that I am socially disadvantaged because I have been subjected to racial or ethnic prejudice or cultural bias, or have suffered the effects of discrimination, because of my identity as a member of one or more of the groups identified in 49 CFR § 26.5, without regard to my individual qualities. I further declare that I am economically disadvantaged because my ability to compete in the free enterprise system has been impaired due to diminished capital and credit opportunities as compared to others in the same or similar line of business who are not socially and economically disadvantaged.

In addition, I specifically declare that insert name of DBE firm continues to meet the Small Business Administration (SBA) business size criteria and the overall gross receipts cap of 49 CFR Part 26 and Part 23. I specifically declare that insert name of DBE firm average annual gross receipts (as defined by SBA rules) over the previous three fiscal years do not exceed insert dollar amount/number of pay telephone employees. I provide the attached size and gross receipts documentation to support this declaration.

I declare under penalty of perjury that the foregoing is true and correct.¹

Executed on _____

Signature

¹ Knowingly and willfully providing false information to the Federal government is a violation of 18 U.S.C. Section 1001 (False Statements) and could subject you to fines, imprisonment or both.