



COMMONWEALTH of VIRGINIA

DEPARTMENT OF TRANSPORTATION

Stephen C. Brich, P.E.
Commissioner

1221 East Broad Street
Richmond, Virginia 23219

June 17, 2026

MEMORANDUM

TO: VDOT Industry Partners, DBE Community, Contractors, Design-Builders, Vendors, and Consultants

CC: Virginia Unified Certification Program (UCP) Members, Department of Small Business and Supplier Diversity (DSBSD), Metropolitan Washington Airports Authority (MWAA), and Participating Localities

FROM: Queen Crittendon, Division Administrator, Civil Rights Division 
Dee Audet, Division Administrator, Professional Services Procurement Office 
Kerry Bates, P.E., State Construction Engineer 

SUBJECT: DBE Program Reinstatement Technical Guidance – Professional Services Contracts

Background

On June 15, 2026, Commissioner Brich issued a memorandum announcing that VDOT will reinstate its DBE program effective July 1, 2026. As indicated in the Commissioner's memorandum, the Civil Rights and Construction Divisions, along with the Professional Services Procurement Office, are providing technical guidance on the steps Consultants are to take in response to the reinstatement of the DBE program.

A current list of all certified DBEs, which is continually updated, can be found in the Certification Directory posted on the DSBSD website (<https://directory.sbsd.virginia.gov/#/executiveExport>).

If a contract has expired on or before July 1, 2026, no further action is required.

For federally eligible limited-services term contracts, otherwise known as “on-call” contracts and federally eligible project specific contracts, including program support services contracts and multiphase contracts, in progress on July 1, 2026, follow the guidance below.

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I. Federally Eligible Limited-Service Term (On-Call) Contracts**A. Contracts executed prior to October 3, 2025**

The Consultant shall resume compliance with the Use of Disadvantaged Business Enterprises (DBEs) on Consultant Contracts provisions included in the contract. The DBE goal listed at the time of contract execution will not be modified by VDOT and will apply to all renewal terms. However, if there is a shortfall in meeting the goal for DBE participation at the close out of the contract, inclusive of any renewal terms, VDOT will conduct an analysis as set forth in the contract, considering all relevant circumstances including the full effect of the suspension of the contractual DBE goal and DBE recertification on the consultant's ability and efforts to meet the goal. The Consultant shall verify the current certification status of all its DBE firms on the project using the Certification Directory Listing posted on the DSBSD website (<https://directory.sbsd.virginia.gov/#/executiveExport>). When verification is completed, follow the guidelines below.

1. If **all** the DBE firms listed on the most recent Form C-48 PSC are recertified:
 - a. The Consultant shall continue to submit invoices as prescribed in the contract, indicating any newly certified DBEs.
 - b. The Consultant will receive DBE credit for all work performed by the recertified firms beginning July 1, 2026.
2. If **some** or **none** of the DBE firms listed on the most recent Form C-48 PSC are recertified:
 - a. The Consultant shall submit an updated Form C-48 PSC listing all firms and indicating which, if any, firms are recertified DBEs.
 - b. The Consultant shall continue to submit invoices as prescribed in the contract, indicating any newly recertified DBEs.
 - c. If a firm obtains DBE recertification at a later date, the Consultant will receive DBE credit for all work performed by the firm after the date on which the firm was recertified as a DBE.

VDOT encourages consultants to meet the DBE goal on the project. Despite such efforts, some may not meet the DBE goal because of the suspension of DBE goals and the impacts of DBE recertification. As noted above, if there is a shortfall in meeting the goal for DBE participation at the close out of the contract, inclusive of any renewal terms, VDOT will conduct an analysis as set forth in the contract, considering all relevant circumstances including the full effect of the suspension of the contractual DBE goal and DBE recertification on the consultant's ability and efforts to meet the goal. VDOT will not conduct an analysis prior to contract renewal.

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VDOT Civil Rights Division District Staff will resume Commercially Useful Function (CUF) evaluations of work performed by DBE firms when the DBE program is reinstated on July 1, 2026.

B. Procurements advertised between October 3, 2025 and June 30, 2026

These procurements either do not contain a DBE goal or have a DBE goal of 0% and will not have a DBE goal added to them. The Consultant shall continue to follow the Use of Disadvantaged Business Enterprises (DBEs) on Consultant Contracts provisions which are or will be included in the contract.

Although these contracts do not have a DBE goal, VDOT strongly encourages consultants to use DBE firms.

C. Procurements advertised after June 30, 2026

VDOT will evaluate procurements for DBE participation goals and will establish contract goals in the coming months, as appropriate. Consultants submitting Expressions of Interest on those procurements must comply with the terms of the Use of Disadvantaged Business Enterprises (DBEs) on Consultant Contract provisions that will be incorporated into the contract.

II. Federally Eligible Project Specific, including Program Support Services and Multiphase Contracts

A. Contracts executed prior to October 3, 2025

The Consultant shall resume compliance with the Use of Disadvantaged Business Enterprises (DBEs) on Consultant Contracts. The DBE goal listed at the time of contract execution will not be modified by VDOT. However, if there is a shortfall in meeting the goal for DBE participation at the close out of the contract, VDOT will conduct an analysis as set forth in the contract, considering all relevant circumstances including the full effect of the suspension of the contractual DBE goal and DBE recertification on the Consultant's ability and efforts to meet the goal. The Consultant shall verify the current DBE status of all its firms on the project using the Certification Directory Listing posted on the DSBSD website (<https://directory.sbsd.virginia.gov/#/executiveExport>). Once the Consultant verifies the current DBE status of the firms on its project, follow the guidelines below.

1. If **all** the DBE firms listed on the most recent Form C-111 PSC are recertified:
 - a. The Consultant shall continue to submit invoices as prescribed in the contract, indicating any newly certified DBEs.
 - b. The Consultant will receive DBE credit for all work performed by the recertified firms beginning July 1, 2026.

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2. If **some** or **none** of the DBE firms listed on the most recent Form C-111 PSC are recertified:
 - a. The Consultant shall submit an updated Form C-48 PSC listing all firms and indicating which, if any, firms are recertified DBEs.
 - b. The Consultant shall continue to submit invoices as prescribed in the contract, indicating any newly recertified DBEs.
 - c. If a firm obtains DBE recertification at a later date, the Consultant will receive DBE credit for all work performed by the firm after the firm was recertified as a DBE.

VDOT encourages consultants to meet the DBE goal on the project. Despite such efforts, some may not meet the DBE goal because of the suspension of DBE goals and the impacts of DBE recertification. If there is a shortfall in meeting the goal for DBE participation at the close out of the contract, inclusive of any additional phases, VDOT will conduct an analysis as set forth in the contract, considering all relevant circumstances including the full effect of the suspension of the contractual DBE goal and DBE recertification on the consultant's ability and efforts to meet the goal.

VDOT Civil Rights Division District Staff will resume Commercially Useful Function (CUF) evaluations of work performed by DBE firms when the DBE program is reinstated on July 1, 2026.

B. Procurements advertised between October 3, 2025 and June 30, 2026

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Although these contracts do not have a DBE goal, VDOT strongly encourages consultants to use DBE firms.

C. Procurements advertised after June 30, 2026

VDOT will evaluate procurements for DBE participation goals and will establish contract goals in the coming months, as appropriate. Consultants submitting Expressions of Interest on those procurements must comply with the terms of the Use of Disadvantaged Business Enterprises (DBEs) on Consultant Contract provisions that will be incorporated into the contract.

Questions may be directed to the Civil Rights Division at CRLMS@vdot.virginia.gov.