

Instructions for Completing the Nebraska Department of Roads (NDOR)
Annual Affidavit of No Change

The Annual Affidavit of No Change (Affidavit) is required 45 days prior to your firm's certification anniversary date. By signing the Affidavit as the firm's owner you declare, under penalty of perjury, that there have been no changes in the firm's circumstances that affect business size, disadvantaged status, ownership or control.

If there have been changes in the firm's circumstances that would affect your DBE eligibility, including suspension or debarment actions that may exclude you from participation in the DBE program, you must notify NDOR in writing on your company's letterhead, of such changes and submit supporting documentation within 30 days of the change or action.

The Affidavit affirms that your company continues to meet the Small Business Administration's (SBA) business size standards to be considered a small business. The U.S. Department of Transportation's business size cap is \$23.98 million. Firms with average gross receipts in excess of this amount do not qualify as a DBE even though they may qualify under SBA's size standards.

The following are instructions for completing the Affidavit:

1. Name of the DBE owner (owns 51% or more)
2. Name of DBE firm
3. Name of DBE firm
4. Name of DBE firm
5. List SBA's business size standard for firm's primary NAICS code (e.g. 238120 = \$14 million)

In addition to the signed and notarized Affidavit, please submit the following documentation:

1. U.S. Federal Income Tax Returns for the DBE firm and its affiliates, including all schedules for the most recent tax year. If you are a sole proprietor or your firm is an LLC and you report business income on a Schedule C, submit your entire most recently completed U.S. Individual Federal Income Tax Return. (i.e. Form 1040)

If you fail to provide this Affidavit and tax returns in a timely manner, you will be deemed to have failed to cooperate under § 26.109(c), and NDOR shall take steps to remove your firm's eligibility.

ANNUAL AFFIDAVIT OF NO CHANGE

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

I swear (or affirm) 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 swear (or affirm) that my personal net worth does not exceed \$1.32 million and 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.

I specifically swear (or affirm) that _____ (*name of firm*) continues to meet the Small Business Administration's (SBA) business size criteria and the firm's average annual gross receipts over the previous three years do not exceed \$ _____ (dollar amount). I provide the attached documentation in support of this Affidavit.

Name / Title	Signature	Date

Notary Public		{Seal}
County of _____	State of _____	
The foregoing affidavit was subscribed and sworn to me before me on this _____ day of _____, 20____ by _____ (name)		
Notary Public Commission expires on _____		