

Reclamation “Buy America” General Applicability Waiver

To: TBD

Through: TBD

From: TBD

Subject: Buy America General Applicability Waiver for **Insert Program/Product Name**

A general applicability refers to a waiver that applies generally across multiple awards. A general applicability waiver can be “product-specific” (e.g., applies only to a product or category of products) or “non-product specific” (e.g., applies to all “manufactured products”. They should be issued only when necessary to advance an agency’s missions and goals, consistent with IIJA, the Executive Order, and this guidance.

Waiver type (select one):

(1) applying the domestic content procurement preference would be inconsistent with the public interest (a “public interest waiver”);

(2) types of iron, steel, manufactured products, or construction materials are not produced in the United States in sufficient and reasonably available quantities or of a satisfactory quality (a “nonavailability waiver”); or

(3) the inclusion of iron, steel, manufactured products, or construction materials produced in the United States will increase the cost of the overall project by more than 25 percent (an “unreasonable cost waiver”).

Federal awarding agency organizational information (e.g., Common Government-wide Accounting Classification (CGAC) Agency Code):

Financial assistance listing name and number:

Financial assistance program name:

Anticipated funding amount for the affected Federal financial assistance program(s):

Total cost of infrastructure expenditures, including all Federal and non-Federal funds (to the extent known):

Infrastructure project description and location (to the extent known):

List of iron or steel item(s), manufactured products, and construction material(s) proposed to be excepted from Buy America requirements, including name, cost, country(ies) of origin (if known), and relevant PSC and NAICS code for each (if applicable):

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- A statement appropriate justification by the Federal Agency, including a description of efforts made (e.g., market research, industry outreach), by the Federal awarding agency to avoid a waiver:
- Anticipated impact if no waiver is issued:
- Any relevant comments received through the public comment period:

MIAO APPROVAL:

TBD

DEPARTMENT APPROVAL:

TBD