

## HUD BUY AMERICA, BUILD AMERICA (BABA) SELF-CERTIFICATION

\_\_\_\_\_ (developer name, hereinafter known as “Developer”) must comply with the requirements of the Build America, Buy America Act (BABA), 41 USC 8301 note, and all applicable rule and notices, as may be amended. Pursuant to HUD’s Notice, “Public Interest Phased Implementation Waiver for FY 2022 and 2023 of Build America, Buy America Provision as Applied to recipients of HUD Federal Financial Assistance” (88 FR 17001), any funds obligated by HUD on or after the applicable listed effective dates, are subject to BABA requirements, unless excepted by a waiver.

The Build America, Buy America Act (BABA) requires that all iron, steel, manufactured products, and construction materials used for federally funded infrastructure projects are produced in the United States, unless otherwise exempt or subject to an approved waiver. Please see the NH Housing Build America, Buy America Policy for more information.

For all projects subject to BABA, the Developer **will submit the Build America, Buy America Construction Material Spreadsheet and certify**, to the best of his/her knowledge and belief (check all that apply):

- All the iron and steel products used in the project were manufactured, from initial melting through application of coatings, in the United States.
- All construction materials were manufactured in the United States.
- The final product of all manufactured products were manufactured in the United States **AND** at least 55% of the cost of the product came from components that were mined, produced, or manufactured in the United States.
- Some or all iron and steel, construction materials and manufactured products used in the project were not produced in the United States and the following waivers were obtained:
  - Exigent Circumstances Waiver dated: \_\_\_\_\_
  - De Minimis* Wavier dated: \_\_\_\_\_
  - Small Grants Waiver dated: \_\_\_\_\_
  - Public Interest Waiver dated: \_\_\_\_\_
  - Nonavailability Waiver date: \_\_\_\_\_
  - Unreasonable Cost Waiver dated: \_\_\_\_\_



Furthermore, the Developer certifies, to the best of his/her knowledge and belief certifies:

1. All of the requirements of BABA have been complied with and products have been properly classified to the best of my ability.
2. All supporting documentation certifying that products are "Made in America" has been provided to NH Housing.

The Developer certifies or affirms the truthfulness and accuracy of each statement of this certification.

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Signature

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Printed Name and Title

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Date