

CHEROKEE COUNTY FED FORM "A"

Solicitation # and Title

Build America Buy America (BABA) Compliance and Waiver Request Form

The BABA Compliance and Waiver Request Form helps ensure that all iron, steel, manufactured products, and construction materials used in federally funded infrastructure projects comply with the Build America, Buy America Act (BABA). This form must be filled out by all bidders, providing necessary product details and, if applicable, justifications for any waiver requests. Detailed guidance on BABA requirements and assistance with the form can be found in Title 2 CFR Part 184 and on the Made in America website¹. Thank you for your cooperation in supporting domestic industries and upholding the integrity of the procurement process.

Compliance Declaration (Check One):

- I hereby declare that all iron, steel, manufactured products, and construction materials used in the project will be produced in the United States in accordance with the Build America, Buy America Act (BABA).
- I am unable to declare full compliance due to reasons outlined below in the Waiver Request Section.

Waiver Request Section:

Type of Waiver Requested: (Check applicable)

- Non-Availability
- Unreasonable Cost
- Public Interest

Detailed Justification for Waiver Request: Attach a detailed explanation including why materials cannot be sourced from the U.S., impact on project costs, or other relevant details.

Supporting Documentation: Attach documentation to support your waiver request.

Certification: I certify that the information provided in this form is true and accurate to the best of my knowledge. I understand that providing false information can result in disqualification from the bidding process, project termination, and possible legal action.

NAME OF BIDDER/COMPANY: _____

Signature: _____

Printed Name: _____

Printed Title: _____

Date: _____

¹ <https://www.madeinamerica.gov/>

CHEROKEE COUNTY FED FORM "B"

Solicitation # and Title

APPENDIX A, 44 C.F.R. PART 18 – CERTIFICATION REGARDING LOBBYING

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The Contractor, _____, certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, the Contractor understands and agrees that the provisions of 31 U.S.C. Chap. 38, Administrative Remedies for False Claims and Statements, apply to this certification and disclosure, if any.

Signature of Contractor's Authorized Official

_____ / _____
Name / Title of Contractor's Authorized Official

Date