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Build America, Buy America (BABA) Act for Federal Financial Assistance



This webpage is to assist United States Department of Agriculture (USDA) agencies, staff offices, award recipients, and subrecipients by providing important information about BABA Act requirements, guidance documents on the waiver and comment process, and the full list of USDA waiver requests.

Note: The guidance provided on this webpage is subject to change if the Office of Management and Budget (OMB) guidance on the application of Buy America preference in Federal financial assistance programs for infrastructure is updated.

BABA Act Requirements

The [Build America, Buy America Act](#), enacted as part of the Infrastructure Investment and Jobs Act on November 15, 2021, focuses on maximizing the federal government's use of services, goods, products and materials produced and offered in the United States. The



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used in federally funded projects must be produced in the United States. USDA is working with the [Made in America Office](#) to coordinate compliance with these procurement requirements.

USDA award-making agencies and staff offices must ensure new federal financial assistance awards and funding amendments to existing awards, in accordance with applicable legal requirements, comply with section 70914 of the Act by the incorporation of a Buy America preference in the terms and conditions. USDA has designated as National Policy the term found in Appendix I of the OMB Memorandum [M-24-02](#), Implementation Guidance on Application of Buy America Preference in Federal Financial Assistance Programs for Infrastructure.

See [USDA's Implementation of the Build America, Buy America Act](#) (PDF, 267 KB) to learn more.

Resources



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Build America, Buy America FAQs for Manufacturers

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Resources and References

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