

## **Build America, Buy America Compliance Act** *Senators Tammy Baldwin (D-WI) and Jim Banks (R-IN)*

Enacted as part of the Bipartisan Infrastructure Law, the Build America, Buy America (BABA) Act established a domestic content preference for all federally funded infrastructure projects. This law is meant to ensure that, when American taxpayer dollars are used to build infrastructure, they support American-made products and American workers.

The Build America, Buy America Act requires federal agencies to strengthen Buy America policies for “deficient” programs—those that were not already covered by Buy America and those that are governed by outdated rules weakened by broad waivers or loopholes. Years after passage of the Bipartisan Infrastructure Law, many departments and agencies have partially or fully avoided BABA implementation for certain infrastructure programs. As a result, American taxpayer money continues to be spent to buy foreign products, supporting jobs overseas.

That is why Senators Baldwin and Banks introduced the Build America, Buy America Compliance Act, which would:

- Require the head of each Federal agency to submit an annual report to the Made in America Office and Congress detailing implementation of the BABA Act. The report must identify all Federal financial assistance programs for infrastructure and specify which have fully implemented the BABA Act and which have not.
  - For programs that have fully implemented BABA, agencies must describe all actions taken to comply with the law and maintain existing Buy America laws, policies, or regulations that meet or exceed its requirements.
  - For programs that have not fully implemented BABA, agencies must provide a timeline and steps they will take to achieve full compliance, including efforts to replace broad, general applicability waivers with targeted, project-specific waivers wherever possible.
- Require that all reports be published in the Federal Register to ensure transparency and accountability.

**Supporting Organizations:** Alliance for American Manufacturing and the United Steelworkers (USW)