



PROGRAM BULLETIN

Date: March 26, 2025

To: Development Partners

From: Anne Berman, Director of Real Estate Development

Subject: Build America, Buy America

Bulletin #: 2025-03

The Build America, Buy America Act (“BABA”) was signed into law by President Biden on November 15, 2021, as part of the Infrastructure Investment and Jobs Act (Pub. L. No. 117-58).

BABA requires that certain materials purchased in connection with infrastructure projects funded by Federal financial assistance programs be produced in the United States. This requirement is known as the Buy America Preference (“BAP”). An infrastructure project is defined as any project that includes construction, alteration, maintenance, or repair of: buildings and real property; utilities; water systems (drinking water and waste water); electrical transmission facilities and systems; broadband infrastructure; and transportation infrastructure. Any federally funded infrastructure project that uses iron and steel, manufactured products, and/or construction materials must ensure the materials are produced in the United States.

As the allocator of several HUD and other federal financial assistance programs, RIHousing has developed a BABA Compliance and Implementation Plan (the “BABA Plan”). The BABA Plan is intended to comply with the Federal requirements established by the Department of Housing and Urban Development (“HUD”).

All developers who receive an allocation of funds subject to BABA are encouraged to read the BABA Plan and work with your architects and contractors to ensure that all construction pricing incorporates any BABA requirements.

The BABA Plan is effective as of March 26, 2025, and is attached hereto. The BABA Plan and the policies and procedures therein are subject to change, so please refer to RIHousing’s website periodically to ensure you have the most up-to-date information.