



SC DEPARTMENT of  
**ENVIRONMENTAL  
SERVICES**

**Project Sponsor's  
Build America, Buy America  
Certification**  
**(for Equivalency Requirements Only)#**



SRF Project Number \_\_\_\_\_

Project Name \_\_\_\_\_

Project Sponsor \_\_\_\_\_

Period: From \_\_\_\_\_ To \_\_\_\_\_

I certify, to the best of my knowledge and belief, that the above referenced project complies with Build America Buy America (BABA) requirements as required by federal law, and that all of the iron, steel, manufactured products, and construction materials permanently placed and/or stored during the above referenced period were produced in the United States, unless a waiver\* was granted by the Office of Management and Budget (OMB) or the U. S. Environmental Protection Agency (EPA).

I understand that a false statement on this certification may be grounds for termination of the loan agreement.

\_\_\_\_\_  
Signature of Project Sponsor's Representative

\_\_\_\_\_  
Printed Name and Title of Project Sponsor's Representative

Submit by email to SCDES project manager or by mail to:  
State Revolving Fund Division, SCDES, 2600 Bull Street, Columbia, SC 29201

*#BABA provisions apply to all projects with SRF Equivalency requirements listed on Intended Use Plans starting in Federal FY 2022 (State FY 2023).*

*\*A copy of any project specific waiver used by the project must be provided to SCDES SRF with the first draw request after the waiver is employed on the project.*

***The BABA De Minimis List must be submitted with each BABA certification and include information current through the end date of the period. For questions, please contact your SRF Project Manager.***

## Instructions – DES 4359

**PURPOSE:** The *Project Sponsor's Build America Buy America Certification* is used to certify that, as required by federal law, all of the iron, steel, manufactured products, and construction materials permanently incorporated into a project funded with assistance by the State Revolving Fund (SRF) are produced in the United States, unless a waiver is granted by the Office of Management and Budget (OMB) or the U.S. Environmental Protection Agency (EPA).

The Project Sponsor's BABA certification is to be submitted throughout the duration of the project and covers materials purchased by a contractor or by the Sponsor.

**GENERAL INFORMATION:** BABA guidance requires the following Buy America preference:

1. All iron and steel used in the project are produced in the United States. This means all manufacturing processes, from the initial melting stage through the application of coatings, occurred in the United States.
2. All manufactured products used in the project are produced in the United States. This means the manufactured product was manufactured in the United States, and the cost of the components of the manufactured product that are mined, produced, or manufactured in the United States is greater than 55 percent of the total cost of all components of the manufactured product, unless another standard for determining the minimum amount of domestic content of the manufactured product has been established under applicable law or regulation.
3. All construction materials are manufactured in the United States. This means that all manufacturing processes for the construction material occurred in the United States.

Additional information, including any published waivers, is posted on the EPA website, <https://www.epa.gov/cwsrf/build-america-buy-america-baba>.

**INSTRUCTIONS:** The Project Sponsor's representative enters the requested project information and the time period the certification covers. The time period must correspond to the period covered by the draw request it is accompanying.

The Project Sponsor's representative must sign and submit this form with each draw request to certify the identified SRF project is in compliance with BABA requirements.

The BABA De Minimis List (DES 4464) **must** be submitted with each BABA certification and include information current through the end date of the period.

**SCDES REVIEW AND FILING:** The SRF Division will use this form to document BABA compliance by an SRF project. The form will be kept in the Draw Request file for the named project and will be retained for three years following the final SRF disbursement to the project's Sponsor - per Retention Schedule 15795.