

Supplementary Conditions of the Contract for Construction for Design-Bid-Build (D-B-B)

These Supplementary Conditions of the Contract for Construction for Design-Bid-Build (D-B-B) ("Supplementary Conditions") modify the State of Connecticut, Department of Administrative Services, Construction Services, Section 00 72 13 General Conditions of the Contract for Construction for Design-Bid-Build (D-B-B) (Rev. 03.07.2023) ("General Conditions"), as indicated below. All provisions which are not so modified remain in full force and effect.

The terms used in these Supplementary Conditions which are defined in the General Conditions, have the meanings assigned to them in the General Conditions.

ARTICLE 36: FOREIGN MATERIALS:

ADD Subsection 36.4 Build America, Buy America Act, as follows:

36.4 Build America, Buy America Act: In accordance with the Build America, Buy America Act (BABA) of 2021, all non-federal entities who receive Federal Financial Assistance obligated on or after the effective date of October 23, 2023 for an infrastructure project, are subject to the provisions of BABA. The "**Buy America Preference**" provisions of BABA dictate that, absent a waiver, none of the funds made available for a Federal Award for an infrastructure project may be obligated unless all of the iron, steel, manufactured products, and construction materials incorporated into the project are produced in the United States.

The Build America, Buy America Act means division G, title IX, subtitle A, parts I–II, sections 70901 through 70927 of the Infrastructure Investment and Jobs Act (Public Law 117–58).

See page 1 of Section 00 11 16 *Invitation to Bid* or Section 00 41 00 *Bid Proposal Form* for applicability. Additional details can be found in Section 00 21 13 *Instructions to Bidders*, Section 00 41 00 *Bid Proposal Form*; and Section 00 73 73 *Build America, Buy America Act Requirements for Projects with Federal Financial Assistance*.

End of Section 00 72 13.1
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