



## COMMONWEALTH OF MASSACHUSETTS

### MASSTRAILS GRANTS PROGRAM

#### **Build America, Buy America Act Guidance**

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Established in 2021 as part of the Infrastructure Investment and Jobs Act, the Build America, Buy America Act (BABA) seeks to maximize the use of American-made products and materials in all federally funded projects, including grants funded through federal agencies. The Recreational Trails Program (RTP) is funded by the Federal Highway Administration and thus the new Build America, Buy America Act applies to grants awarded through MassTrails' federally funded arm.

However as of August 16, 2023, all RTP sub-recipient projects (which include MassTrails grants) that do not exceed \$500,000 will qualify for a waiver of BABA. This includes equipment purchases. If a Grantee's project will not exceed \$500K during phases involving federal funding, no further documentation or action is required by the applicant. If a project is anticipated to have costs greater than \$500K during combined phases with federal funding, then BABA regulations must be adhered to in order to receive federal funds. In almost all cases, a MassTrails RTP grant will qualify for the waiver.

The current Build America, Buy America waiver is valid through August 16, 2028. For waiver details please visit: <https://www.federalregister.gov/documents/2023/08/16/2023-17602/waiver-of-buy-america-requirements-for-de-minimis-costs-and-small-grants>.