



March 28, 2024

Department Bulletin 15 Manufacturers

Re: Buy America's Manufactured Products Waiver Notification

Dear Bulletin 15 Manufacturers:

On November 15, 2021, President Biden signed into law the Infrastructure Investment and Jobs Act, which includes the Build America, Buy America Act. The Act requires federal agencies to review existing general applicability waivers of Buy America requirements.

As a result of the Federal Highway Administration's (FHWA) review of the general applicability waiver for manufactured products, they have released the following:

The FHWA published the [Manufactured Products Notice of Proposed Rulemaking](#) in the Federal Register on Tuesday, March 12, 2024. The FHWA is proposing to discontinue its general waiver of Buy America requirements for manufactured products. The FHWA is also proposing standards for applying Buy America to manufactured products should the waiver be discontinued. Comments must be received on or before May 13, 2024.

The FHWA is seeking additional information on the domestic availability of specific manufactured products commonly used in FHWA-funded projects to ensure the continued effective implementation of FHWA programs that would be subject to new requirements for manufactured products. The [Manufactured Products RFI](#) was published in the Federal Register on Tuesday, March 12, 2024.

Comments must be received on or before May 13, 2024.

The Department is preparing its formal responses and determining a path forward if the general applicability waiver for manufactured products is rescinded or modified in any manner.

Additional information is available at:
<https://www.transportation.gov/office-policy/transportation-policy/made-in-america>

Should you require additional information, please contact Matthew B. Briggs, Chief, New Products and Innovations Section, at 717.346.1581 or mabriggs@pa.gov.

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Sincerely,

Christine Norris /s/

Christine Norris, P.E., Director
Bureau of Construction and Materials

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bcc: Federal Highway Administration, Pennsylvania Division
Pennsylvania Turnpike Commission
Robert Latham, Associated Pennsylvania Constructors
Peter Vlahos, Pennsylvania Aggregates and Concrete Association
Charlie Goodhart, Pennsylvania Asphalt Pavement Association
John Becker, P.E., American Concrete Pavement Association, Pennsylvania
Brent Sailhamer, American Council of Engineering Companies of Pennsylvania
Michael Rebert, P.E., Highway Administration
Christine Spangler, P.E., Highway Administration
Gavin Gray, P.E., Highway Administration
Christa Newmaster, Bureau of Maintenance
Daniel Farley, P.E., Bureau of Operations
Richard Runyen, P.E., Bureau of Bridge
Mark Kopko, Strategic Development and Implementation Office
Andrea Bahoric, Bureau of Planning and Research
District Executives
Assistant District Executives for Construction
Assistant District Executives for Design
Assistant District Executives for Maintenance
Assistant District Executives for Services
Jason Wolgemuth, Office of Chief Counsel
Joseph Robinson, P.E., Bureau of Construction and Materials
Daryl St. Clair, P.E., Highway Administration
Brent Trivelpiece, Bureau of Construction and Materials
Matthew Briggs, Bureau of Construction and Materials
District Materials Engineers/Managers
Melissa Turner, Bureau of Construction and Materials