

**Memorandum**

**Date**: September 11, 2025

**To**: All holders of Standard Special Provisions

**From**: Bill Cornelius, Standards and Specifications Unit Manager

**Subject**: New standard special provision: Revision of Section 106 Buy America (BA) and Build America Buy America (BABA) a requirements – Projects with $500,000 or more in Federal-Aid Highway Funding

As of September 11, 2025, this unit has issued the new standard special provision, Revision of Section 106 Buy America (BA) and Build America Buy America (BABA) requirements – Projects with $500,000 or more in Federal-Aid Highway Funding, with 1 page, and dated September 11, 2025.

This provision is an update to the manufactured products section of our Buy America specifications. It is necessary to comply with the recent elimination of the 1983 Manufactured Products Waiver. This revision will require an additional certification statement be provided by the manufacturer of a manufactured product, that the final assembly of the manufactured product occurred in the United States. This is in addition to a certification statement that any iron/steel used in the manufactured product is Buy America compliant. Additionally, language was added that requires the certification be provided before the manufactured product is installed or paid for.

Please use this on all projects with $500,000 or more in federal-aid highway funding, with a construction phase federal funding obligation date on or after October 1, 2025.

This standard special provision will become mandatory in projects advertised on or after October 1, 2025. You may use this standard special provision in projects advertised before this date.

For those of you who keep a book of Standard Special Provisions, please include this new provision. For your convenience, this provision and the latest SSP Index are attached in the email. You can also find these in our Construction Specifications web pages: [Standard Special Provisions](https://www.codot.gov/business/designsupport/cdot-construction-specifications/2025-construction-specifications) and the [Recently Issued Special Provisions.](https://www.codot.gov/business/designsupport/cdot-construction-specifications/2025-construction-specifications/recently-issued-special-provisions)

If you have any questions or comments, please contact this office.



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