

CERTIFICATION OF COMPLIANCE WITH THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009

Buy American Provisions Equipment and Materials

The manufacturer/supplier of this equipment is aware that the Town of Washington will receive Federal Funds for the Project under the American Recovery and Reinvestment Act of 2009 (Pub. L. No. 111-5) and said Act and published OMB Interim Final Guidance, 2 CFR Part 176 (April 23, 2009) contain the following requirements:

“None of the funds appropriated or otherwise made available by the Recovery Act may be used for a project for the construction, alteration, maintenance, or repair of any public building or public work unless (1) The public building or public work is located in the United States; and (2) All of the iron, steel, and manufactured goods used in the project are produced or manufactured in the United States. (i) Production in the United States of the iron and steel used in the project requires that all manufacturing processes must take place in the United States, except metallurgical process involving refinement of the steel additives. These requirements do not apply to iron or steel as used in components or subcomponents of manufactured goods used in this project. (ii) There is no requirement with regard to the origin of the components or subcomponents in manufactured goods used in the project, as long as the manufacturing occurs in the United States.”

The EPA has defined “produced in the United States” as a product that is produced in the United States where it is wholly manufactured in the United States, or, in the case of a product which consists in whole or in part of materials from another country, it has substantially transformed into a new and different article of commerce with a name, character, or use distinct from of the article or articles from which it was so transformed. The equipment subject to this certification meets that “substantial transformation” standard for “produced in the United States.”

QUESTIONS FOR DETERMINING WHETHER SUBSTANTIAL TRANSFORMATION HAS OCCURRED IN THE U.S.

Per the EPA guidelines, a respondent must answer "Yes" to either questions 1, 2, or 3, below. All "Yes" answers need to be accompanied by a thorough explanation of the response. Simple "Yes" answers are always entirely insufficient to make the case that an item has been substantially transformed in the United States. For further details, see the EPA release: [http://www.epa.gov/water/eparecovery/docs/10_23_09 Substantial Transformation memo Final.pdf](http://www.epa.gov/water/eparecovery/docs/10_23_09%20Substantial%20Transformation%20memo%20Final.pdf)

QUESTION	YES	NO
1. Were all of the components of the manufactured good manufactured in the United States, and were all of the components assembled into the final product in the U.S.? (If the answer is yes, then this is clearly manufactured in the U.S., and the inquiry complete)	✓	

IF THE ANSWER IS "YES" TO ANY OF 2A, 2B, 2C, THEN THE ANSWER TO 2 IS "YES"

2. Was there a change in character or use of the good of the components in America? (These Questions are asked about the finished good as a whole, not each individual component.)		
A. Was there a change in the physical and/or chemical properties or characteristics designed to alter the functionality of the good?		
B. Did the manufacturing or processing operation results in a change of a product(s) with one use into a product with a different use?		
C. Did the manufacturing or processing operation result in the narrowing of the range or possible uses of a multiuse product?		

IF THE ANSWER IS "YES" TO AT LEAST TWO OF 3A, 3B, 3C, 3D, OR 3E, THEN THE ANSWER TO 3 IS "YES"

3. Was (were) the process(es) performed in the U.S. (including but not limited to assembly) complex and meaningful?		
A. Did the process(es) take a substantial amount of time?		
B. Was(were) the process(es) costly?		
C. Did the process(es) require particular high level skills?		
D. Did the process(es) require a number of different operations?		
E. Was substantial value added in the process(es)?		

This certification applies to the following specific equipment items proposed to be incorporated into this project:

Manufacturer Name	Equipment Description	Manufacturing Location(s)
PipeLife Jet Stream, Inc.	PVC Pipe	Siloam Springs, Arkansas

The undersigned hereby certifies that this equipment complies with all applicable provisions of the American Recovery and Reinvestment Act of 2009 in accord with the Interim Final Guidance issued by the OMB and in compliance with the "substantial transformation" test as currently applied.

SIGNATURE:	COMPANY: PipeLife Jet Stream, Inc.
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