

FTA

FEDERAL TRANSIT ADMINISTRATION

Legal Update 2016

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U.S. Department of Transportation
Federal Transit Administration

Certifications and Assurances

- TrAMS shows only the currently selected C&A for this year
- Copy of signed paper version must be uploaded to TrAMS
- Must also PIN electronically in TrAMS
- May delegate someone to PIN in TrAMS for the Official and the Attorney, but Official and Attorney must still sign paper copy.

Buy America

Proposed Policy Guidance

- Contracts entered into before October 1, 2015
 - 60% domestic content applies, regardless of when vehicles are delivered or option exercised
 - No assignment of options (“piggybacking”) for vehicles delivered in FY2018 & beyond
- Contracts entered into after October 1, 2015
 - Domestic content in effect for the year of delivery of the vehicle applies:
 - FY2016-2017: 60%
 - FY2018-2019: 65%
 - FY2020+: 70%

Buy America

- State Purchasing Schedules
 - Contract is formed at time order is placed.
 - Purchase orders placed against State purchasing schedules on or before October 1, 2015, for delivery in FY2018 and beyond, the increased domestic content requirements will not apply.
 - For purchase orders placed on or after October 1, 2015, domestic content in effect for the year of delivery of the vehicle applies:
 - FY2016-2017: 60%
 - FY2018-2019: 65%
 - FY2020+: 70%

Buy America

- Proposed Public Interest Waiver
 - For Contracts entered into between effective date (10/1/2015) and enactment date (12/4/2015)
 - 60% domestic content applies, regardless of when vehicles are delivered or option exercised
 - No assignment of options (“piggybacking”)
 - For Contracts entered into after 12/4/2015 as a result of a solicitation for bids or request for proposals advertised before 12/4/2015
 - 60% domestic content applies, regardless of when vehicles are delivered or option exercised
 - No assignment of options (“piggybacking”)

Buy America

- Comments on the Proposed Policy should be submitted to www.regulations.gov by **May 6, 2016**.
- Comments on the Proposed Waiver were due by **April 13, 2016**, but late comments may be considered to the extent practicable.

Questions?



Federal Transit
Administration
www.fta.dot.gov

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