§ 176.40 Procedure. The award official shall insert the
standard award term in this subpart in all awards funded in whole or in part
with Recovery Act funds, except for those that are classified, awarded to in-
dividuals, or awarded under mandatory and entitlement programs, except as
specifically required by OMB, or expressly exempted from the reporting
requirement in the Recovery Act.

§ 176.50 Award term—Reporting and
registration requirements under
section 1512 of the Recovery Act.

Agencies are responsible for ensuring that their recipients report information
required under the Recovery Act in a timely manner. The following
award term shall be used by agencies to implement the recipient reporting
and registration requirements in section 1512:

(a) This award requires the recipient to complete projects or activities which
are funded under the American Recovery and Reinvestment Act of 2009
(Recovery Act) and to report on use of Recovery Act funds provided through
this award. Information from these reports will be made available to the
public.

(b) The reports are due no later than ten calendar days after each calendar
quarter in which the recipient receives the assistance award funded in whole
or in part by the Recovery Act.

(c) Recipients and their first-tier recipients must maintain current reg-
istrations in the Central Contractor Registration (http://www.ccr.gov) at all
times during which they have active federal awards funded with Recovery
Act funds. A Dun and Bradstreet Data Universal Numbering System (DUNS)
Number (http://www.dnb.com) is one of the requirements for registration in
the Central Contractor Registration.

(d) The recipient shall report the information described in section 1512(c)
of the Recovery Act using the reporting instructions and data elements
that will be provided online at http://www.FederalReporting.gov and ensure
that any information that is pre-filled is corrected or updated as needed.

Subpart B—Buy American Re-
quirement Under Section 1605
of the American Recovery
and Reinvestment Act of 2009

§ 176.60 Statutory requirement.

Section 1605 of the Recovery Act pro-
hibits use of recovery funds for a
project for the construction, alter-
ation, maintenance, or repair of a pub-
lic building or public work unless all of
the iron, steel, and manufactured goods
used in the project are produced in the
United States. The law requires that
this prohibition be applied in a manner
consistent with U.S. obligations under
international agreements, and it pro-
vides for waiver under three cir-
cumstances:

(a) Iron, steel, or relevant manu-
factured goods are not produced in the
United States in sufficient and reason-
ably available quantities and of a satis-
factory quality;

(b) Inclusion of iron, steel, or manu-
factured goods produced in the United
States will increase the cost of the
overall project by more than 25 per-
cent; or

(c) Applying the domestic preference
would be inconsistent with the public
interest.

§ 176.70 Policy.

Except as provided in §176.80 or
§176.90—

(a) None of the funds appropriated or
otherwise made available by the Re-
covery Act may be used for a project
for the construction, alteration, main-
tenance, or repair of a public building
or public work (see definitions at
§§176.140 and 176.160) unless—