

WV DOT Newsletter

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Volume 83



WEST VIRGINIA
Department of Transportation



SUPPORTIVE SERVICES

- Estimating Training
- Building Capacity
- Mobilization Financing
- Bonding Assistance
- Marketing Plan Development
- Creating a Business Plan
- Website Building
- Plan Reading

URGENT NOTICE TO BUSINESS OWNERS: Beware of 2024 Annual Report solicitations from third parties

WV Secretary of State Mac Warner is issuing an important notice to West Virginia business owners regarding third-party solicitations to file 2024 Annual Reports on their behalf.

According to Secretary Warner, the solicitations have the appearance of an official government form, but are not government approved, reviewed, or official notices in any manner. These are advertisements. Warner urges business owners to read the fine print in the solicitations. Third-party providers have been reported to charge businesses more than 500% of the statutory \$25 fee and often advertise the wrong deadline for state compliance.

Business owners can use free tools provided by the Secretary of State's Office to avail themselves of the most convenient and least costly filing method directly at Business4.WV.gov.

[Read More →](#)



Supportive Services Event for DBEs

Wednesday | December 13th | 9 AM to 1 PM

Location: Valley Park Conference Center

1 Valley Park Dr.

Hurricane, WV 25526

Join us for food, beverages, state officials, coaching with QuickBooks, Estimating and more.

[Register Now!](#)

What Contractors Should Know About the Build America, Buy America Act

Unpacking federal requirements for infrastructure projects

Battling back from the Great Depression, the Hoover administration passed the “Buy American Act” in 1933. The basic premise of the law was to revive and bolster the economy by requiring U.S.-sourced iron and steel mined or produced in the U.S. to be used in projects for the federal government. In 1982 Congress passed the “Buy America Act,” which expanded the requirement that contractors utilize only U.S.-sourced iron and steel on state transportation projects receiving federal funding. The Buy America Act also expanded the items that must be U.S.-sourced to include manufactured items.

More recently, a further expansion, called the “Build America, Buy America Act” (BABA), was passed in 2021 as part of the Infrastructure and Investment Jobs Act (IIJA). Contractors need to be aware of how the law has changed and how it could affect their businesses in new ways.

Most significantly, BABA material requirements apply to all infrastructure projects receiving federal funding — not just IIJA projects — and not only where the federal government is the contracting party, but also on projects where a state or local government entity is the contracting party. Further, “infrastructure” projects are broadly defined to include:

- Roads, tunnels and bridges
- Railways (both passenger and freight)
- Dams, ports, harbors and other maritime facilities
- Airports
- Water systems
- Electrical transmission facilities and systems
- Utilities
- Broadband infrastructure
- Buildings appurtenant to all of the above, including train and bus stations, toll facilities and even office facilities

Here are some other facts you should know about BABA:

- Along with iron, steel and manufactured products, BABA's requirements extend for the first time to construction materials, which must also be U.S.-sourced. Construction materials are defined to include commodities such as glass, drywall, fiber-optic cable, nonferrous metals like copper and aluminum, and PVC and other plastic or polymer-based products. Aggregates and cement are excluded.

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About The WVDOT

The goal of the DBE Supportive Services Program is to increase the number of DBEs participating on WVDOT contracts and facilitate the opportunity for DBEs to obtain contracts. The services are designed to:

- Assist established construction firms to move them from bidding as a subcontractor to bidding as a Prime Contractor to produce sound bids.
- Provide access to training increases DBE expertise in handling of daily business operations.



CEI DBE Supportive Services

(800) 423-7058

www.wvdbesupport.com