

AMENDMENT TO H.R. 2997
OFFERED BY MR. LIPINSKI OF ILLINOIS

Page 96, after line 19, insert the following:

1 **“§ 90321. Project and contracting requirements**

2 “(a) BUY AMERICA.—

3 “(1) PREFERENCE.—The ATC Corporation
4 may enter into contracts for the construction or al-
5 teration of facilities or equipment only if steel and
6 manufactured goods used in the project are pro-
7 duced in the United States.

8 “(2) WAIVER.—Paragraph (1) shall not apply if
9 the CEO, after soliciting public comment in response
10 to a notice conspicuously published on the Corpora-
11 tion’s internet website for a period of 90 days or
12 more, finds that—

13 “(A) applying paragraph (1) would be in-
14 consistent with the public interest;

15 “(B) the steel and goods produced in the
16 United States are not produced in a sufficient
17 and reasonably available amount or are not of
18 a satisfactory quality;

19 “(C) with respect to a facility or equip-
20 ment whose final assembly has occurred in the

1 United States, the cost of components and sub-
2 components produced in the United States is
3 more than 60 percent of the cost of all compo-
4 nents of the facility or equipment; or

5 “(D) including domestic material will in-
6 crease the cost of the overall project by more
7 than 25 percent.

8 “(b) DAVIS-BACON.—The ATC Corporation shall be
9 considered part of the Government for purposes of the
10 Davis-Bacon Act of 1931 (46 Stat. 1494) and regulations
11 issued thereunder”.

