



Monday, March 13th

To: Chair Holvey, Vice-Chair Elmer, Vice-Chair Sosa, Members of the Committee,

CC:

Chair Holvey, Vice-Chair Elmer, Vice-Chair Sosa, Members of the Committee,

For the record My name is Ranfis Giannettino Villatoro and I am the Oregon Policy Manager with BlueGreen Alliance that works with labor and environmental organizations to address our environmental challenges while creating good quality jobs. BlueGreen Alliance is guided by the principle that we can no longer choose between good jobs and a clean and safe environment—that the actions we take to create quality jobs and to protect working people and the environment must go hand-in-hand, and that together, we will build a clean, thriving, and fair economy.

BlueGreen Alliance proudly supports HB 3332 the Buy America Preference legislation and the -1 amendment because it serves as a prime example of promoting domestic manufacturing while supporting cleaner steel and iron products as we try to meet our climate goals.

What HB 3332 does:

- In **Section 2(1)(a) defines “manufactured product”** as an article, material, or supply that a contractor brings for a public improvement or public works project or that a state agency acquired for public use
- In **Section 2(1)(b)(A) Defines “domestically produced” or “Produced in the United States”** For iron and steel products, that all manufacturing processes, from the initial melting stage through the application of coatings, **and additionally under Section 2(1)(b)(A)(iii)** that all parts and components that are mined, produced, or manufactured in the United States is more than 55% of total cost of all components of the product
- In **section 2(2)(a) directs state contracting agency a preference for domestically produced iron and steel products in public works and public improvement contracts and subparagraph (b)** includes a required attestation from the contractor.
- In **Section 2(2)(c)(A)(i-iii) Allows for a waiver of the buy america preference** for ODOT and Department of administrative Services for either the public interest, whether materials are unavailable in sufficient or reasonably available quantity and with satisfactory quality, and price if utilizing materials or manufactured goods would increase the public works or public improvement contract by 25%.



- In **Section 2(2)(c)(B) directs the director of DAS or ODOT** to issue a draft finding of with written explanation for a waiver; post a public notice; 7 day public comment period; final public notice of granted waiver
- In **Section 2(2)(d-e) allows for DAS/ODOT director to apply the finding to single or class of public improvement contracts or public works**; and allows the power for director to review, continue, amend, or lift a waiver at any time
- In **Section 2(2)(f) allows DAS director to delegate the duties** in paragraph (c) and (d).
- Section 3 applies to procurement that a state advertises, solicits, or enters into an an agreement for a public improvement of public works contract on the operative date
- In **Section 4 makes January 1st 2024 the operative date** for the legislation

We look forward to a -1 amendment and hope the committee will join us in supporting HB 3332.

Respectfully,

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