APPENDIX "B"

WAGE RATES, DAVIS-BACON ACT

PART 1 - GENERAL

1.01 SUMMARY

A. Following this page is a list of the current Davis-Bacon wage rates for Tippah County, Mississippi.

B. It is the Contractor's responsibility to check www.sam.gov for the most current wage rates prior to each pay period.

END OF SECTION

"General Decision Number: MS20260045 05/18/2026

State: Mississippi

Construction Types: Building

Counties: Mississippi Counties of
Alcorn, Calhoun, Chickasaw, Choctaw,
Clay, Lee, Lowndes, Monroe, Noxubee,
Oktibbeha, Pontotoc, Prentiss, Tippah,
Tishomingo, Union, Webster and Winston

Modification Number	Publication Date
0	01/02/2026
1	05/18/2026

ELEC0852-003 01/01/2025

	Rates	Fringes
ELECTRICIAN (INCLUDES LOW VOLTAGE WIRING, HVAC/TEMPERATURE CONTROLS INSTALLATION AND WIRING)	$ 28.80	14.14

IRON0167-012 05/01/2024

	Rates	Fringes
IRONWORKER, STRUCTURAL	$ 30.00	19.58

PLUM0568-003 11/01/2024

	Rates	Fringes
PLUMBER	$ 30.41	11.47

SUMS2015-006 04/03/2017

	Rates	Fringes
TRUCK DRIVER: DUMP TRUCK	$ 13.92	1.91
SHEET METAL WORKER, INCLUDES HVAC DUCT INSTALLATION	$ 21.86	11.18
PIPEFITTER	$ 22.77	6.96
PAINTER (BRUSH AND ROLLER)	$ 15.17	0.00
OPERATOR: BACKHOE/EXCAVATOR/TRACKHOE	$ 18.00	0.00
LABORER: PIPELAYER	$ 12.52	0.75
LABORER: MASON TENDER - CEMENT/CONCRETE	$ 12.98	0.00
LABORER: COMMON OR GENERAL	$ 11.36	0.00
ELEVATOR MECHANIC	$ 36.28	29.69
CEMENT MASON/CONCRETE FINISHER	$ 20.00	0.00
CARPENTER	$ 16.13	0.00

WELDERS - Receive rate prescribed for craft performing
operation to which welding is incidental.

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Note: Executive Order (EO) 13706, Establishing Paid Sick Leave
for Federal Contractors applies to all contracts subject to the
Davis-Bacon Act for which the contract is awarded (and any

solicitation was issued) on or after January 1, 2017. If this contract is covered by the EO, the contractor must provide employees with 1 hour of paid sick leave for every 30 hours they work, up to 56 hours of paid sick leave each year. Employees must be permitted to use paid sick leave for their own illness, injury or other health-related needs, including preventive care; to assist a family member (or person who is like family to the employee) who is ill, injured, or has other health-related needs, including preventive care; or for reasons resulting from, or to assist a family member (or person who is like family to the employee) who is a victim of, domestic violence, sexual assault, or stalking. Additional information on contractor requirements and worker protections under the EO is available at https://www.dol.gov/agencies/whd/government-contracts.

Note: Executive Order 13658 generally applies to contracts subject to the Davis-Bacon Act that were awarded on or between January 1, 2015 and January 29, 2022, and that have not been renewed or extended on or after January 30, 2022. Executive Order 13658 does not apply to contracts subject only to the Davis-Bacon Related Acts regardless of when they were awarded. If a contract is subject to Executive Order 13658, the contractor must pay all covered workers at least $13.65 per hour (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on the contract from May 11, 2026, through December 31, 2026. The applicable Executive Order minimum wage rate will be adjusted annually. Additional information on contractor requirements and worker protections under Executive Order 13658 is available at www.dol.gov/whd/govcontracts.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (iii)).

The body of each wage determination lists the classifications and wage rates that have been found to be prevailing for the type(s) of construction and geographic area covered by the wage determination. The classifications are listed in alphabetical order under rate identifiers indicating whether the particular rate is a union rate (current union negotiated rate), a survey rate, a weighted union average rate, a state adopted rate, or a supplemental classification rate.

Union Rate Identifiers

A four-letter identifier beginning with characters other than �SU�, �UAVG�, �SA�, or �SC� denotes that a union rate was prevailing for that classification in the survey. Example: PLUM0198-005 07/01/2024. PLUM is an identifier of the union whose collectively bargained rate prevailed in the survey for this classification, which in this example would be Plumbers. 0198 indicates the local union number or district council number where applicable, i.e., Plumbers Local 0198. The next number, 005 in the example, is an internal number used in processing the wage determination. The date, 07/01/2024 in the example, is the effective date of the most current negotiated rate.

Union prevailing wage rates are updated to reflect all changes over time that are reported to WHD in the rates in the collective bargaining agreement (CBA) governing the classification.

Union Average Rate Identifiers

The UAVG identifier indicates that no single rate prevailed for those classifications, but that 100% of the data reported for the classifications reflected union rates. EXAMPLE: UAVG-OH-0010 01/01/2024. UAVG indicates that the rate is a weighted union average rate. OH indicates the State of Ohio. The next number, 0010 in the example, is an internal number used in producing the wage determination. The date, 01/01/2024 in the example, indicates the date the wage determination was updated to reflect the most current union average rate.

A UAVG rate will be updated once a year, usually in January, to reflect a weighted average of the current rates in the collective bargaining agreements on which the rate is based.

Survey Rate Identifiers

The �SU� identifier indicates that either a single non-union rate prevailed (as defined in 29 CFR 1.2) for this classification in the survey or that the rate was derived by computing a weighted average rate based on all the rates reported in the survey for that classification. As a weighted average rate includes all rates reported in the survey, it may include both union and non-union rates. Example: SUFL2022-007 6/27/2024. SU indicates the rate is a single non-union prevailing rate or a weighted average of survey data for that classification. FL indicates the State of Florida. 2022 is the year of the survey on which these classifications and rates are based. The next number, 007 in the example, is an internal number used in producing the wage determination. The date, 6/27/2024 in the example, indicates the survey completion date for the classifications and rates under that identifier.

�SU� wage rates typically remain in effect until a new survey is conducted. However, the Wage and Hour Division (WHD) has the discretion to update such rates under 29 CFR 1.6(c)(1).

State Adopted Rate Identifiers

The �SA� identifier indicates that the classifications and prevailing wage rates set by a state (or local) government were adopted under 29 C.F.R 1.3(g)-(h). Example: SAME2023-007 01/03/2024. SA reflects that the rates are state adopted. ME refers to the State of Maine. 2023 is the year during which the state completed the survey on which the listed classifications and rates are based. The next number, 007 in the example, is an internal number used in producing the wage determination. The date, 01/03/2024 in the example, reflects the date on which the classifications and rates under the �SA� identifier took effect under state law in the state from which the rates were adopted.

WAGE DETERMINATION APPEALS PROCESS

1) Has there been an initial decision in the matter? This can be:

a) a survey underlying a wage determination
b) an existing published wage determination
c) an initial WHD letter setting forth a position on a wage determination matter
d) an initial conformance (additional classification and rate) determination

On survey related matters, initial contact, including requests for summaries of surveys, should be directed to the WHD Branch of Wage Surveys. Requests can be submitted via email to davisbaconinfo@dol.gov or by mail to:

Branch of Wage Surveys
Wage and Hour Division
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

Regarding any other wage determination matter such as conformance decisions, requests for initial decisions should be directed to the WHD Branch of Construction Wage Determinations. Requests can be submitted via email to BCWD-Office@dol.gov or by mail to:

Branch of Construction Wage Determinations
Wage and Hour Division
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

2) If an initial decision has been issued, then any interested party (those affected by the action) that disagrees with the decision can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Requests for review and reconsideration can be submitted via email to dba.reconsideration@dol.gov or by mail to:

Wage and Hour Administrator
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210.

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END OF GENERAL DECISION

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APPENDIX "C"

ARC IMPLEMENTATION GUIDE FOR BUILD AMERICA, BUY AMERICA

PART 1 - GENERAL

1.01 SUMMARY

A. Following this page is the Appalachian Regional Commission Interim Implementation Guidance on the Application of the Buy America Preference in ARC Grants.

B. The Contractor shall abide by these provisions.

C. These provisions will be attached to the Owner-Contractor Agreement as an exhibit.

END OF SECTION

APPALACHIAN REGIONAL COMMISSION

Interim Implementation Guidance on the Application of the Buy America Preference in ARC Grants for Infrastructure

On May 5, 2022, ARC notified the implementation of the domestic content procurement preference (Buy America) provided in the Build America, Buy America Act, starting on May 14, 2022. The new requirement in ARC grants for infrastructure projects means that, 1-all of the iron and steel in the project is produced in the United States, 2-the manufactured products used in the project are produced in the United States, and 3- the construction materials used in the project are produced in the United States. This interim guidance describes the type of projects subject to the Buy America requirements and the process to request waivers.

I. Applicability:

This guidance applies to all ARC grants whether or not funded through Infrastructure Investment and Jobs Act, Pub. L. No. 117-58 (IIJA)—where funds are made available and used in the infrastructure portion of all grants involving infrastructure. It will also apply to subawards made with ARC grants.

The Buy America preference applies to an entire infrastructure project, even if it is funded by both Federal and non-Federal funds under one or more awards. The Buy America preference only applies to articles, materials, and supplies that are consumed in, incorporated into, or affixed to an infrastructure project. It does not apply to tools, equipment, and supplies, such as temporary scaffolding, brought to the construction site and removed at or before the completion of the infrastructure project. Nor does a Buy America preference apply to equipment and furnishings, such as movable chairs, desks, and portable computer equipment, that are used at or within the finished infrastructure project, but are not an integral part of or permanently affixed to the structure.

II. Definitions:

1. **Construction materials** includes an article, material, or supply— other than an item of primarily iron or steel; a manufactured product; cement and cementitious materials; aggregates such as stone, sand, or gravel; or aggregate binding agents or additives — that is or consists primarily of: non-ferrous metals; plastic and polymer-based products (including polyvinylchloride, composite building materials, and polymers used in fiber optic cables); glass (including optic glass); lumber; or drywall.
2. **Domestic content procurement preference**- The term "domestic content procurement preference" means all iron and steel used in the project are produced in the United States; the manufactured products used in the project are produced in the United States; or the construction materials used in the project are produced in the United States.

3. **Infrastructure-** The term infrastructure encompasses public infrastructure projects. Thus, the term "infrastructure" includes, at a minimum, the structures, facilities, and equipment for roads, highways, and bridges; public transportation; dams, ports, harbors, and other maritime facilities; intercity passenger and freight railroads; freight and intermodal facilities; airports; water systems, including drinking water and wastewater systems; electrical transmission facilities and systems; utilities; broadband infrastructure; and buildings and real property.

   In determining whether a particular construction project constitutes "infrastructure" for purposes of the Buy America requirement, the ARC will consider whether the project will serve a public function, including whether the project is publicly owned and operated, privately operated on behalf of the public, or is a place of public accommodation, as opposed to a project that is privately owned and not open to the public. Projects with the former qualities have greater indicia of infrastructure, while projects with the latter quality have fewer. If ARC determines that no funds from a particular grant will be used for infrastructure, a Buy America preference does not apply to that grant award.
4. **Produced in the United States-** The term produced in the United States means-
   (A) in the case of iron or steel products, that all manufacturing processes, from the initial melting stage through the application of coatings, occurred in the United States;
   (B) in the case of manufactured products, that (i) the manufactured product was manufactured in the United States; and (ii) the cost of the components of the manufactured product that are mined, produced, or manufactured in the United States is greater than 55 percent of the total cost of all components of the manufactured product, unless another standard for determining the minimum amount of domestic content of the manufactured product has been established under applicable law or regulation; and
   (C) in the case of construction materials, that all manufacturing processes for the construction material occurred in the United States.
5. **Project-** The term project means construction, alteration, maintenance, or repair of infrastructure.

III. Waivers

ARC may waive the application of the Buy America preference in any case in which the Federal Co-Chair finds that—

(1) applying the domestic content procurement preference would be inconsistent with the public interest (a "public interest waiver");

(2) types of iron, steel, manufactured products, or construction materials are not produced in the United States in sufficient and reasonably available quantities or of a satisfactory quality (a "non-availability waiver"); or

(3) the inclusion of iron, steel, manufactured products, or construction materials produced in the United States will increase the cost of the overall project by more than 25 percent (an "unreasonable cost waiver").

A. Non-availability Waivers

In considering a request for a non-availability waiver, ARC will assess whether the recipient or subrecipient performed a thorough market research and adequately considered, where appropriate, qualifying alternate items, products, or materials.

B. Unreasonable Cost Waivers

In considering a request for an unreasonable cost waiver, ARC will examine whether the recipient or subrecipient has provided adequate documentation that no domestic alternatives are available within the cost parameter. An unreasonable cost waiver is available if the inclusion of iron, steel, manufactured products, or construction materials produced in the United States will increase the cost of the overall project by more than 25 percent. The waiver justification must include, as applicable, a comparison of the cost of the domestic product to the cost of the foreign product or a comparison of the overall cost of the project with domestic products to the overall cost of the project with foreign-origin products. Publicly available cost comparison data may be provided in lieu of proprietary pricing information.

C. Public Interest Waivers

ARC may issue public interest waivers when it determines that its statutory mandate and policy goals cannot be achieved consistent with the Buy America requirements and the proposed waiver would not meet the requirements for a non-availability or unreasonable cost waiver. ARC may consider issuing general applicability public interest waivers in the interest of efficiency and to ease burdens for recipients or subrecipients.

IV. Process to Request a Waiver

ARC sponsored construction projects administered by a Federal Basic Agency will follow the policies and procedures of the Federal Agency for Buy American waivers. ARC sponsored construction projects administered by a Registered State Basic Agency that follows the policies and procedures of a Federal agency in administering an ARC grant will follow the policies and procedures for Buy America waivers as determined by said Federal agency. Whenever a construction project is co-funded by a Federal agency and ARC, the grantee and subgrantee will follow the processes and procedures for Buy America waivers of the Federal agency. In the event that two or more Federal agencies participate in funding an infrastructure project, the grantee or subgrantee will follow the policies and procedures for Buy America of the Federal agency with the highest contribution of funds to the project.

The following process will apply in those circumstances not covered in the previous paragraph. ARC grant recipients and subrecipients will submit their request for Buy America waivers in writing (email) to the ARC project coordinator and the administering agency point of contact. All waiver requests must include a detailed justification for the use of goods, products, or materials mined, produced, or manufactured outside the United States and a certification that there was a good faith effort to solicit bids for domestic products supported by terms included in requests for proposals, contracts, and nonproprietary communications with potential suppliers.

The request for a Buy America waiver must include, at a minimum and to the greatest extent practicable, the following information:

- Waiver type (non-availability, unreasonable cost, or public interest)
- Recipient name and Unique Entity Identifier (UEI)
- ARC program name (POWER, INSPIRE, BWI, DCI)
- ARC Grant Award Identification Number
- ARC and Federal financial assistance (if applicable) funding amount
- Total cost of infrastructure expenditures, including all Federal and non-Federal funds (to the extent known)
- Infrastructure project description and location
- List of iron or steel item(s), manufactured products, and construction material(s) proposed to be excepted from Buy America requirements, including name, cost, and country(ies) of origin (if known).
- A certification that the recipient made a good faith effort to solicit bids for domestic products supported by terms included in requests for proposals, contracts, and nonproprietary communications with the prime contractor.
- A statement of waiver justification, including a description of efforts made (e.g., market research, industry outreach), by the recipient, in an attempt to avoid the need for a waiver. Such a justification may cite, if applicable, the absence of any Buy America-compliant bids received in response to a solicitation.
- Anticipated impact if no waiver is issued.

ARC will consider request for waivers on a case-by-case basis. The grantee or subgrantee must promptly submit the request for a Buy America waiver upon having the documentation to support the request for the waiver and not less than 60 days prior to the expected day for starting construction.

In issuing a waiver on Buy America, ARC will consider the statutory provisions of the Build America, Buy America Act, the Appalachian Regional Development Act of 1965, as amended, the Guidance of the U.S. Office of Management and Budget (OMB), and its mission and policy goals described in its Strategic Fiscal Plan for Fiscal Years 2022-2026. ARC Buy America waiver determinations will be notified to the grantees or subgrantees by the ARC project coordinator in writing.

V. Buy America Guidance Updates

ARC would be updating this Buy America guidance, that is applicable to the infrastructure portion of all grants involving infrastructure, as new guidelines are issued by the OMB and the Made in America Office, including but not limited to the final standards on construction material.