

MANAGEMENT MEMO

	NUMBER: MM19-01
SUBJECT: BUY CLEAN CALIFORNIA ACT	DATE ISSUED: MARCH 21, 2019 EXPIRES: JANUARY 1, 2020
REFERENCES: PUBLIC CONTRACT CODE (PCC) § 3500-3505	ISSUING AGENCY: DEPARTMENT OF GENERAL SERVICES

Purpose

This Management Memo (MM) provides awarding authorities with directives to meet the requirements set forth in the Buy Clean California Act.

Policy

Beginning **January 1, 2019**, awarding authorities will request successful bidders for public works contracts to submit current facility-specific Environmental Product Declarations (EPDs) for all eligible materials.

Awarding authorities are those identified in PCC § 3501 (a) and state agencies granted authority to work on public works projects under MM 18-01. Eligible materials subject to the EPD requirement are structural steel, carbon steel rebar, flat glass, and mineral wool board insulation.

Project bid specifications must require that facility-specific EPDs are compliant to ISO 14025 and applicable Product Category Rules located on the Department of General Services (DGS) Buy Clean California Act website.

Reporting Requirement

Awarding authorities must report the following information to DGS upon request:

- Awarded contract information
- Eligible materials used in project(s)
- EPDs submitted by successful bidder(s)

Background

The Buy Clean California Act was introduced as Assembly Bill (AB) 262 and signed into law on October 15, 2017. Beginning July 1, 2021, it targets the embedded carbon emissions of certain construction materials used in public works projects. AB 262 requires that these materials have a Global Warming Potential (GWP) that falls below a limit set by the Department of General Services. Environmental Product Declarations will be used to gauge GWP compliance.

Additional Resources

The Department of General Services Buy Clean California Act website is located here: <https://www.dgs.ca.gov/PD/Resources/Page-Content/Procurement-Division-Resources-List-Folder/Buy-Clean-California-Act>

STATE ADMINISTRATIVE MANUAL

Questions

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