Buy America

FHWA Requirement for Federal Aid Projects

23 CFR 635.410
Buy America

- 23 USC 313 (law)
- 23 CFR 635.410 (regulation)
- All Federal-aid construction projects
- Applicable to IRON & STEEL only
- Minimal use = 0.1% (contract value) or $2500 whichever is greater
- Must be certified
Buy America Coverage

EAF Mini-Mill Producing Sheet Products

Can be Foreign

SCRAP

Domestic Manufacturing
Recent Developments

- 2012 Clarification memo on manufactured products has been withdrawn
- It defined a “Manufactured product” as steel or iron products with 90% steel content
- Granted an exception to miscellaneous steel or iron components
- VDOT transitioned out of the 2012 memo in April 30th 2016
How to Certify Materials

- See Special Provision for Use of Domestic Material (handout)
- “All Manufacturing Processes must occur in the United States”
- Prior to incorporation of Material into project, the Contractor shall furnish a Certificate of Compliance
## Material Safety Data Sheets

Material Safety Data Sheets are available at [www.nucorbar.com](http://www.nucorbar.com) or by contacting your inside sales representative.

### CERTIFIED MILL TEST REPORT

**Ship from:**

**Date:** 2-May-2013

**B.L. Number:**

**Load Number:**

### Table: Physical Tests and Chemical Tests

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<tr>
<th>LOT #</th>
<th>DESCRIPTION</th>
<th>PHYSICAL TESTS</th>
<th>CHEMICAL TESTS</th>
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<td>WWR Gr65</td>
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</table>

**Certification Statement:**

I hereby certify that the material described herein has been manufactured in accordance with the specifications and standards listed above and that it satisfies those requirements.

1. Weld repair was not performed on this material.
2. **melted and manufactured in the United States.**
3. Mercury, Radium or Alpha source materials in any form have not been used...

**Chemistry of the steel not required by ASTM A1664. NSCT includes this information to maintain a consistent look and feel across all product mill certifications.**
Buy America Compliance

• Steel mill test report from Moscow

D’oh!
What is Step Certification?

- A step certification is a process under which each handler (supplier, fabricator, manufacturer, processor, etc) of the iron and steel products certifies that their step in the process was domestically performed.

- This process applies to cases where the material has multiple manufacturing processes E.g. Melting, rolling, coating, etc.
Federal Aid Essentials

- Short videos of Federal Regulations
- Google: Federal Aid Essentials
- Buy America Field Compliance Video
Questions?

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