



Oregon

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CA009

To: Resident Engineers
Resident Engineers - Consultant Projects
Transportation Project Managers / Local Agency Liaisons
Region Assurance Specialist

From: Michael Dennee
Contract Administration Group Coordinator

Subject: Removal of Buy America Exempted Items list.

The purpose of this memo is to provide notification of the decision to rescind the Buy America Exempted Item List that excluded small amounts of commercially available, off the shelf, iron and steel items from the total Foreign Steel Allowance. This decision becomes effective for projects awarded July 1, 2024 and later. Foreign materials previously identified as exempted items will no longer be excluded from the allowable foreign iron and steel total cost.

For projects awarded prior to July 1, 2024 the ODOT Buy America exempted items list can still be used to identify items that are exempt from the Buy America requirements. For all projects awarded July 1, 2024 and later, all foreign materials must be listed on the Foreign Steel Summary form without the "exempt" classification.

A list of [Material Classification of Unique Items](#) was developed to help identify the Build America Buy America classification of construction materials and manufactured products previously included on the Buy America Exempted Items List.

All (except for de minimis allowances) iron and steel items used in a project must be produced in the United States. This means all manufacturing processes, from the initial melting stage through the application of coatings, are required to occur in the United States. Iron or Steel items are articles, materials, or supplies that are wholly or predominantly made of iron or steel or a combination of both. Buy America requirements apply to any iron or steel product and requires a Certificate of Materials Origin according to 00160.20(a).

ODOT REs please share with your support staff.

Transportation Project Managers, and RE/CP's, please forward this information to the Local Agencies and Consultants administering ODOT projects.

Thank you for your assistance.

