

CEPEDA Associates, Inc.

Number: Q-33

Revision: 8/12/2012

Title: FAR 25.1 "BUY AMERICAN ACT"

Clause: (a) The Buy American Act restricts the purchase of supplies that are not domestic products. For manufactured products, the Buy American Act uses a two-part test to define a domestic end product

(1) The article must be manufactured in the United States; and

(2) The cost of domestic components must exceed 50 percent of the cost of all the components.

(b) The Buy American Act applies to small business set asides. A manufactured product of a small business concern is a U.S.-made end product, but is not a domestic end product unless it meets the component test in paragraph (a) (2) of this section.

(c) Exceptions that allow the purchase of a foreign end product are listed at 25.103. The unreasonable cost exception is implemented through the use of an evaluation factor applied to low foreign offers that are not eligible offers. The evaluation factor is not used to provide a preference for one foreign offer over another. Evaluation procedures and examples are provided in Subpart 25.5.

NOTE: If further information or clarification is required, contact the buyer.

For more information refer to [QCP300.2, Supplier Quality Assurance Requirements](#).