

AMENDMENT TO RULES COMMITTEE PRINT 117-

17

OFFERED BY MR. BANKS OF INDIANA

Add at the end the following:

1 **TITLE XIV—BUY AMERICAN**

2 **SEC. ____ . BUY AMERICAN REQUIREMENT.**

3 (a) REQUIREMENT.—Notwithstanding any other pro-
4 vision of law, a covered official may not obligate any funds
5 authorized to be appropriated or appropriated under titles
6 III, XI, or XII through contracts or grants for any con-
7 struction, alteration of real property, or other project re-
8 lating to real property, unless all materials used in such
9 projects are produced in the United States.

10 (b) EXCEPTION.—

11 (1) DETERMINATION.—A covered official may
12 make an exception to the requirement under sub-
13 section (a) for any materials that the covered official
14 determines are not produced in the United States in
15 sufficient and reasonably available quantities or of a
16 satisfactory quality.

17 (2) AUTHORIZED PROCUREMENTS.—If a cov-
18 ered official makes an exception under paragraph
19 (1) with respect to materials, the covered official

1 may only procure such materials from a country des-
2 ignated under the Trade Agreements Act of 1979
3 (19 U.S.C. 2501 et seq.).

4 (c) DEFINITIONS.—In this section:

5 (1) The term “covered official” means the head
6 of a department or agency of the Federal Govern-
7 ment responsible for construction activities carried
8 out using funds authorized to be appropriated or ap-
9 propriated under titles III, XI, or XII.

10 (2) The term “materials” means steel, iron,
11 non-ferrous metals, manufactured products (includ-
12 ing plastic and polymer-based products), and other
13 construction materials (including glass, lumber, and
14 drywall).

15 (3) The term “produced in the United States”
16 means—

17 (A) in the case of steel, iron, or non-fer-
18 rous metals products, that all manufacturing
19 processes, from the initial melting stage
20 through the application of coatings, occurred in
21 the United States; and

22 (B) in the case of manufactured products
23 and other construction materials, that the prod-
24 uct or material was manufactured in the United
25 States and the cost of its components that are

1 mined, produced, or manufactured in the
2 United States is greater than 55 percent of the
3 total cost of all its components.

