

**AMENDMENT TO H.R. 4310, AS REPORTED
OFFERED BY MR. CRAVAACK OF MINNESOTA**

At the end of title VIII, add the following new section:

1 **SEC. 833. BUY AMERICAN IRON AND STEEL REQUIREMENT**
2 **FOR MILITARY CONSTRUCTION.**

3 (a) REQUIREMENT.—None of the funds authorized
4 by this Act may be used for a project for the construction
5 or improvement of a military installation in the United
6 States unless the steel and iron used in the project are
7 produced in the United States.

8 (b) WAIVER AUTHORITY.—Subsection (a) shall not
9 apply in any case or category of cases in which the Sec-
10 retary of Defense finds that—

11 (1) applying subsection (a) would be incon-
12 sistent with the public interest;

13 (2) iron and steel are not produced in the
14 United States in sufficient and reasonably available
15 quantities and of a satisfactory quality;

16 (3) inclusion of iron and steel produced in the
17 United States will increase the cost of the overall
18 project by more than 25 percent; or

1 (4) a waiver is necessary because of war or na-
2 tional emergency.

3 (c) WAIVER REQUIREMENTS.—

4 (1) IN GENERAL.—If the Secretary receives a
5 request for a waiver under this section, the Sec-
6 retary shall provide notice of and an opportunity for
7 public comment on the request at least 30 days be-
8 fore making a finding based on the request.

9 (2) NOTICE REQUIREMENTS.—A notice pro-
10 vided under paragraph (1) shall include the informa-
11 tion available to the Secretary concerning the re-
12 quest and shall be provided by electronic means, in-
13 cluding on the official public Internet Web site of
14 the Department of Defense.

15 (3) DETAILED JUSTIFICATION.—If the Sec-
16 retary issues a waiver under this section, the Sec-
17 retary shall publish in the Federal Register a de-
18 tailed justification for the waiver that addresses the
19 public comments received under paragraph (1), and
20 shall ensure that such justification is published be-
21 fore the waiver takes effect.

22 (4) EXCEPTION.—Paragraphs (1), (2), and (3)
23 shall not apply in the case of a waiver made under
24 subsection (b)(4).

1 (d) INTERNATIONAL AGREEMENTS.—This section
2 shall be applied in a manner consistent with United States
3 obligations under international agreements.

