ONESOURCE ASSOCIATES, INC.

Product Quick Guide

This is a guide of the manufacturers One Source represents whom offer fixtures that are Buy American compliant, Build America, Buy America compliant, or Made in USA. It lists types of products offered along with the manufacturer's compliance with the purpose of providing a sense of options available for project needs. It is the responsibility of the customer to utilize project documentation to verify that products meet project and/or funding requirements. The information in this document is for general informational purposes only. Contact your One Source rep for further details or assistance.



Buy American Act (BAA):

Products that are not predominately iron and/or steel must meet the following requirements.

- Final manufacturing & assembly point must be in the U.S.
- Domestic content must be greater than the percentage listed below, by cost.

BAA 2024: Domestic content must be greater than 65% BAA 2029: Domestic content must be greater than 75%

Products that ARE predominately iron and/or steel must be 100% manufactured in the U.S. This longstanding act specifically applies when the Federal government is purchasing products for their own projects.

BAA differs from the Buy America Act (BA), which holds a domestic requirement that 100% of the components of supplies or construction materials are to be made in the US. The cost-based waiver for this act states that the cost of domestic materials must be 25% more expensive than foreign materials. Buy America is typically associated with DoT projects as well as projects that received DoT grants/funding.

Build America, Buy America Act (BABAA):

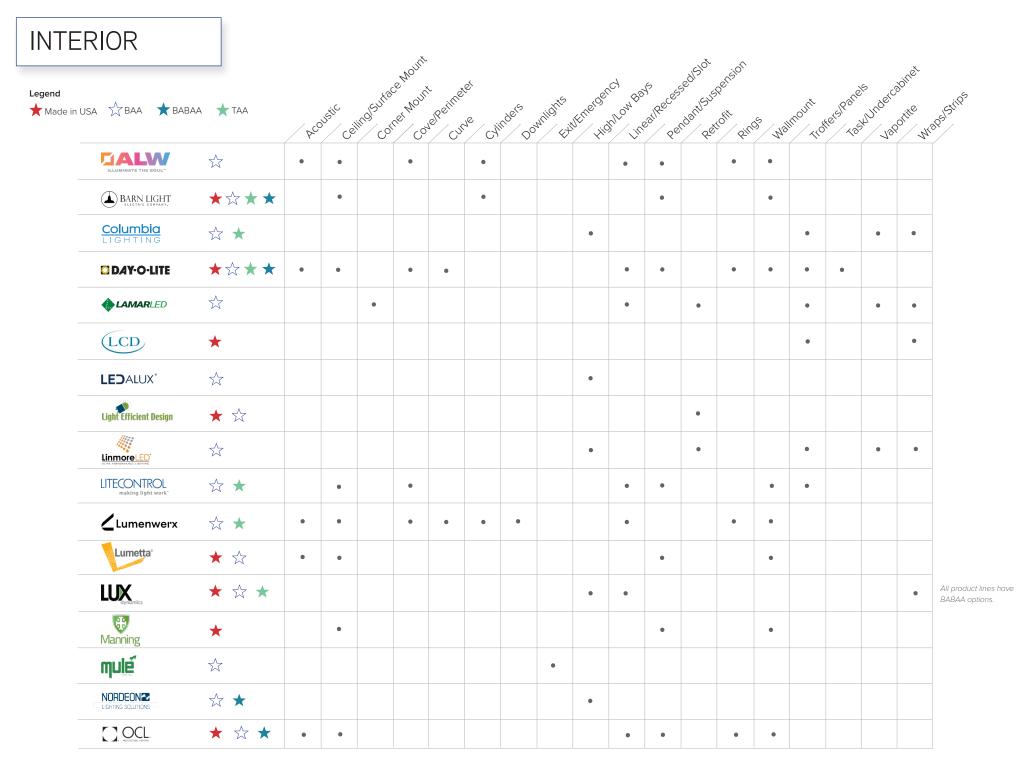
BABAA focuses on the federal government's use of domestic services, goods, products, and materials produced and offered in the US. Products that are manufactured product must meet the following requirements: Final manufacturing & assembly point must be in the U.S.; and domestic content must be greater than 55% by cost.

Trade Agreements Act (TAA):

BAA waivers may be given where the Trade Agreements Act of 1979 is applicable. In these instances, goods from designated countries receive equal consideration with offers of domestically produced goods. Products may qualify as "designated country construction material" per FAR 52.225-11 Buy American–Construction Materials under Trade Agreements.

Made in USA:

Governed by the Federal Trade Commission (FTC). For a product to claim "Made in USA," the product must be all or virtually all made in the United States.





INTERIOR

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Categories and products below are for visual reference.

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SYSTEMS & DEVICES

POWPAKS



DEVICES & INTERFACES



DIMMERS, SWITCHES, IN-WALL SENSORS





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ROOM CONTROLLER



OCCUPANCY/VACANCY SENSORS



WIRED & WIRELESS SENSORS & KEYPADS

POWER PACK

EXTERIOR

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What is the Buy American Act? (FAR §52.225-9)

- The term "Buy American" is often used generically to describe a variety of laws and regulations that impose domestic content requirements. The Buy American Act of 1933 ("BAA") is the major domestic preference statute governing procurement by the federal government. This legislation protects domestic labor by requiring a preference for domestic end products and construction materials.
- Where applicable, the BAA restricts purchases of supplies and construction materials to domestic end products and construction materials unless an exception or waiver (for example under the Trade Agreements Act) applies.
- Non-domestic products may be offered for a BAA job, but the contracting officer will add a cost factor when comparing them to offers of domestic products.
- Products that satisfy the BAA qualify as "domestic construction material" per (i) FAR §52.225-9 Buy American-Construction Materials and (ii) FAR §52.225-11 Buy American-Construction Materials under Trade Agreements. In other words, a product that satisfies FAR §52.225-9 will also satisfy FAR §52.225-11 (but not vice versa).

What is the Trade Agreements Act? (FAR §52.225-11)

- Under the Trade Agreements Act of 1979 ("TAA"), the President may waive BAA requirements such that products from certain countries are not treated less favorably than domestic products.
- Generally, if the specification includes a TAA waiver, products from certain designated countries (including Free Trade Agreement countries like Mexico and Taiwan) receive equal consideration with domestic products.
- Products that satisfy the TAA qualify as "designated country construction material" per FAR §52.225-11 Buy American-Construction Materials under Trade Agreements.

How is the Buy American Act different from the Buy America Act?

- The Buy America Act (note there is no "n") is the popular name for a group of domestic content restrictions that attach to funds administered by the Department of Transportation. In short, various domestic content requirements apply to purchases made with federal transportation funds. The source of the money is federal but the purchases are not made directly by the federal government.
- This could include projects for the FTA (49 USC 5323(j)); FHWA (23 USC 313), FAA (49 USC 50101 & 50103) or AMTRAK (49 USC 24305)

Is the Buy American Act the same as "Made in the USA"?

• No. "Made in the USA" claims are governed by the Federal Trade Commission (FTC). For a product to claim "Made in USA," the product must be all or virtually all made in the United States.

How do I know which regulation I need to satisfy?

Check your solicitation; consult with Contracting Officer/General Contractor/Project manager responsible for procurement.

Information sourced from Current Lighting. This information does not provide legal advice. If you have questions about the application of any government contract provision, seek the advice of a qualified attorney.

