



**US Army Corps
of Engineers®**

ENGINEERING AND CONSTRUCTION BULLETIN

No. 2026-4

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SUBJECT: Buy American Act Information

CATEGORY: For Information

1. References:

- a. [CM Knowledge Library Buy American Act Article, 13 Nov 2024.](#)
- b. Defense Federal Acquisition Regulation Supplement (DFARS) Subpart 225, 10 Nov, 2025
- c. Federal Acquisition Regulation (FAR) Part 25 Foreign Acquisition, 20 Sep, 2025
- d. Federal Acquisition Regulation (FAR) Part 52 Solicitations and Contract Provisions, 28 Oct, 2025

2. Purpose.

This Engineering and Construction Bulletin (ECB) is for information only.

3. Applicability.

This ECB applies to all Army military construction (MILCON), sustainment, renovation and modernization (SRM) projects, and Civil Works vertical construction projects.

4. Background.

The Buy American Act creates demand for domestically produced goods, helping to sustain and grow domestic manufacturing and the millions of jobs domestic manufacturing supports throughout product supply chains. All construction materials must be provided from the US or Designated Countries in accordance with the Buy American Act and related trade agreements based on contract size and are not small business set aside contracts. The Architectural Engineering Firms must provide a design that can be constructed using construction materials from the US or Designated Countries.

Our choice to source materials under the Buy American Act is more than a compliance step. It is a powerful sustainability strategy. For more detailed information on Buy American Act USACE implementation go to [CM Knowledge Library Buy American Act Article, 13 Nov 2024.](#)

By prioritizing U.S.-made materials like steel, concrete, glass, and fixtures, we:

- a. Promote local resilience: Strong domestic supply chains reduce project delays and dependence on overseas markets.

- b. Ensure transparency: American manufacturers adhere to strict environmental and labor standards, so we know exactly how materials are produced.
- c. Support circular practices: Many U.S. suppliers use recycled content and invest in waste-reduction technologies.
- d. Create community impact: Buying local keeps dollars in regional economies, funding family-wage jobs and encouraging green innovation at home.

5. Implementation.

The Buy American Act should be considered when specifying materials in design. See 00 21 00 Clauses and provisions for Buy American Act contract requirements. The submittal review process is essential to make sure products match our design intent, performance standards, and contract requirements. Performance of Preparatory and Initial inspections can identify and resolve Buy American Act issues in a timely fashion.

6. Definitions.

- a. Domestic construction material: The Two-part test to determine “Domestic Construction Material” is:
 - 1. It must be manufactured in the United States and,
 - 2. The cost of components from the U.S. must exceed 65% (from 2024-2028) of the cost of all components (95% for iron and steel products).

Note: The domestic component test has been waived for Commercial off the Shelf (COTS) items. COTS must still be manufactured in the US.

- b. Components: Components means an article, material, or supply incorporated directly into an end product or construction material.
- c. Temporary materials and equipment: Tools, equipment, materials, and items like form work that are not ultimately incorporated into the construction and NOT subject to Buy American Act.
- d. Designated country end product: A WTO GPA country end product, an FTA country end product, a least developed country end product, or a Caribbean Basin country end product. A complete list of designated countries can be found in reference c ([FAR 25.003.](#))

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Subject Executive Order Effects on Existing Sustainability Policies

7. **Date of Applicability.** This ECB is effective immediately.
8. **Update.** No additional policy updates are necessary as this is for information only.
9. **Point of Contact.** HQUSACE point of contact for this ECB is Edward Citzler, AIA, CECW-EC, (817) 876-2294.

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