

Re: Build America, Buy America Act  
From: FC Lighting

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## Build America, Buy America Act

On November 15, 2021, President Biden signed into law the Infrastructure Investment and Jobs Act ("IIJA"), Pub. L. No. 117-58, which includes the Build America, Buy America Act ("the Act"). Pub. L. No. 117-58, §§ 70901-52. The Act strengthens Made in America Laws and bolsters America's industrial base, protects national security, and supports high-paying jobs. The Act requires that no later than May 14, 2022 — 180 days after the enactment of the IIJA — the head of each covered Federal agency shall ensure that "none of the funds made available for a Federal financial assistance program for infrastructure, including each deficient program, may be obligated for a project unless all of the iron, steel, manufactured products, and construction materials used in the project are produced in the United States."

The Act requires the following Buy America preference:

- (1) All iron and steel used in the project are produced in the United States. This means all manufacturing processes, from the initial melting stage through the application of coatings, occurred in the United States.
- (2) All manufactured products used in the project are produced in the United States. This means the manufactured product was manufactured in the United States, and the cost of the components of the manufactured product that are mined, produced, or manufactured in the United States is greater than 55% of the total cost of all components of the manufactured product, unless another standard for determining the minimum amount of domestic content of the manufactured product has been established under applicable law or regulation.
- (3) All construction materials are manufactured in the United States. This means that all manufacturing processes for the construction material occurred in the United States.<sup>1</sup>

We proudly own and operate a manufacturing facility in St. Charles, IL, USA. Our 100,000 sq. V. facility features a fabrication shop with CNC Laser cutting, sanding, drilling, bending, and other equipment and an 8-stage powder coating paint facility. Adjacent to fabrication, we have a large production area for product assembly with an equally sizeable 6-Qer level warehouse of parts for assembly and shipping. An in-house engineering team and ETL certification and performance testing laboratories support our production facility.

The FC Lighting products listed below qualify for Infrastructure Investment and Jobs Act projects by meeting the requirements for the Build America, Buy America Act.

- Exterior Cylinders
- Exterior Surface Luminaires