On January 19, 2021, the FAR Council issued a final rule that makes substantial changes to the FAR’s Buy American requirements in accordance with Executive Order 13881, “Maximizing Use of American-Made Goods, Products, and Materials.” The revised FAR clauses (FAR 52.225-1, 52.225-3, 52.225-9 and 52.225-11) became effective January 21, 2021, and are to be inserted in all new contracts beginning February 22, 2021.

Contractors can use the following flowchart to determine whether a product or material is “domestic” under the revised FAR provisions:

**Do iron and steel make up more than 50% of the total cost of the components?**

- **If yes**, the product is “domestic” only if it is:
  1. Manufactured in the U.S.; and
  2. Less than 5% of the total component costs are for foreign iron and steel (excluding costs for COTS fasteners).

- **If no**, is it a Commercially Available Off-The-Shelf (COTS) item?

  - **If yes**, then it is “domestic” if it is manufactured in the U.S.
  - **If no**, then it is “domestic” if it is:
    1. Manufactured in the U.S.; and
    2. Made up of at least 55% domestic components (by cost).