

25.602-1 Section 1605 of the Recovery Act.

Except as provided in [25.603](#)-

(a) None of the funds appropriated or otherwise made available by the Recovery Act *may* be used for a project for the *construction*, alteration, maintenance, or repair of a *public building or public work* unless the *public building or public work* is located in the *United States* and-

(1) All of the iron, *steel*, and manufactured goods used as *construction material* in the project are produced or manufactured in the *United States*.

(i) All *manufactured construction material* must be manufactured in the *United States*.

(ii) *Iron or steel components*.

(A) Iron or *steel components* of *construction material* consisting wholly or predominantly of iron or *steel* must be produced in the *United States*. This does not restrict the origin of the elements of the iron or *steel*, but requires that all manufacturing processes of the iron or *steel* must take place in the *United States*, except metallurgical processes involving refinement of *steel* additives.

(B) The requirement in paragraph (a)(1)(ii)(A) of this section does not apply to iron or *steel components* or subcomponents in *construction material* that does not consist wholly or predominantly of iron or *steel*.

(iii) *All other components*. There is no restriction on the origin or place of production or manufacture of *components* or subcomponents that do not consist of iron or *steel*.

(iv) *Examples*.

(A) If a *steel* guardrail consists predominantly of *steel*, even though coated with aluminum, then the *steel* would be subject to the section 1605 restriction requiring that all stages of production of the *steel* occur in the *United States*, in addition to the requirement to manufacture the guardrail in the *United States*. There would be no restrictions on the other *components* of the guardrail.

(B) If a wooden window frame is delivered to the site as a single *construction material*, there is no restriction on any of the *components*, including the *steel* lock on the window frame; or

(2) If trade agreements apply, the *manufactured construction material* shall either comply with the requirements of paragraph (a)(1) of this subsection, or be wholly the product of or be substantially transformed in a *Recovery Act designated country*;

(b) Manufactured materials purchased directly by the Government and delivered to the site for incorporation into the project shall meet the same domestic source requirements as specified for *manufactured construction material* in paragraphs (a)(1) and (a)(2) of this section; and

(c) A project *may* include several contracts, a single contract, or one or more *line items* on a contract.

Parent topic: [25.602 Policy](#).