

S 395

Buy American Improvement Act of 2005

Congress: 109 (2005–2007, Ended)

Chamber: Senate

Policy Area: Government Operations and Politics

Introduced: Feb 16, 2005

Current Status: Read twice and referred to the Committee on Homeland Security and Governmental Affairs. (text of mea

Latest Action: Read twice and referred to the Committee on Homeland Security and Governmental Affairs. (text of measure as introduced: CR S1528) (Feb 16, 2005)

Official Text: <https://www.congress.gov/bill/109th-congress/senate-bill/395>

Sponsor

Name: Sen. Feingold, Russell D. [D-WI]

Party: Democratic • **State:** WI • **Chamber:** Senate

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Homeland Security and Governmental Affairs Committee	Senate	Referred To	Feb 16, 2005

Subjects & Policy Tags

Policy Area:

Government Operations and Politics

Related Bills

No related bills are listed.

Buy American Improvement Act of 2005 - Amends the Buy American Act to: (1) prohibit Federal agencies from determining that it would not be in the public interest to enter into a contract subject to Buy American requirements after a solicitation of offers notice for such contract is published; and (2) apply Buy American requirements without regard to whether products to be acquired are for use outside the United States if they are not needed on an urgent basis or if they are acquired on a regular basis. Requires before a contract is entered in the latter type of case an analysis of the difference in costs of such products from manufacturers inside and outside the United States.

Requires Federal agencies to: (1) give preference in the procurement process to a company that manufactures the solicited product in the United States, if such company's bid is substantially the same as a bid made by a non-U.S. manufacturer, or such company is the only one that manufactures the product in the United States; and (2) report annually on agency acquisitions from entities that manufacture products outside the United States.

Prohibits an agency head from determining that articles to be procured are not available from domestic sources without first determining that domestic production cannot be initiated to meet procurement needs, and that a comparable product is not available from a company in the United States.

Defines a product as made "substantially all" from domestic components when the cost of such components exceeds 75 percent.

Requires the Comptroller General to report to Congress with recommendations for defining "unreasonable cost" and "inconsistent with the public interest" for purposes of applying waivers of Buy American requirements.

Prohibits an agency from entering a contract with a foreign entity that involves giving such entity information that would facilitate the manufacture of a dual-use item on the Commerce Control List unless approval has been obtained in accordance with the Export Administration Act of 1979.

Actions Timeline

- **Feb 16, 2005:** Introduced in Senate
- **Feb 16, 2005:** Sponsor introductory remarks on measure. (CR S1526-1528)
- **Feb 16, 2005:** Read twice and referred to the Committee on Homeland Security and Governmental Affairs. (text of measure as introduced: CR S1528)