

Subject: ACI's Manufactured Goods Compliance with the American Recovery & Reinvestment Act of 2009 (ARRA)

Sec. 1605(a) of the American Recovery & Reinvestment Act of 2009 ("ARRA") provides as follows:

- (a) None of the funds appropriated or otherwise made available by this Act may be used for a project for the construction, alteration, maintenance, or repair of a public building or public work unless all of the iron, steel and **manufactured goods** used in the project are produced in the United States.

On April 23, 2009, the Office of Federal Financial Management ("OFFM") established a government wide guidance and standard award terms for agencies to include in financial- assisted awards implementing Sec. 1605 of ARRA, 74 Fed. R. 18449. §176.70 of such guidance, provides that none of the funds appropriated or otherwise made available by the Recovery Act may be used for a project, unless all of the **manufactured goods** used in the project are produced or manufactured in the United States.

§176.70(2)(ii) provides:

- (ii) There is no requirement with regard to the origin of components or subcomponents in manufactured goods used in the project, as long as the manufacturing occurs in the United States.

The United States Environmental Protection Agency also issued a memorandum on April 28, 2009 (ARRA –09-1) to all Water Management Division Directors, which provides:

Manufactured Good: "Manufactured good" means a good brought to the construction site for incorporation into the building or work that has been -

- (1) Processed into a specific form and shape; or
- (2) Combined with other raw material to create a material that has different properties than the properties of the individual raw materials.

There is no requirement with regard to the origin of components or subcomponents in manufactured goods, as long as the manufacture of the goods occurs in the United States.

ACI assembles all of the raw materials and components or subcomponents for ACI's finished "Manufactured Goods" that ACI supplies to our markets, at its sole manufacturing site, which is located at: 2305 Pleasant View Road, Middleton Industrial Park, Middleton, WI 53562 USA. To the best of ACI's knowledge and belief, and based upon a good faith interpretation of the existing requirements and guidance concerning Sec. 1605 of the ARRA, ACI's manufactured goods to be supplied to you or your project are in full compliance with Sec. 1605 of the ARRA (i.e. entirely manufactured in the United States).



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Sensor Solution"*

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