

Change to the Buy American provision for the coming school year.

As discussed at the Back to School workshops, the document to track non-domestic food purchases has changed a bit to incorporate the final rule from this year's Implementation

The document is located on page 43 of the Lunch Production book or page 145 of the Administrative Records book. You will notice a new box in the middle of the page that lists several non-domestic food items used in school menus, including bananas, canned pineapple, and mandarin oranges. If the school purchases these items, there is no longer a need to document a justification for buying them. The list is a shortened version of the Federal Acquisition Regulation that allows any federally supported program to purchase the items on this list without much red tape. Find the list at FAR 25.104 located here: [25.104 Nonavailable articles. | Acquisition.GOV](#)

We tried to include anything from this list in the updated Buy American document but check the list if you don't see your non-domestic item on it.

You will notice green olives on the list; however, black olives are not. If you use black olives or anything else that is not on this list but find a label that says "Product of China (or any other country besides the U.S.A.) then you must record your purchase along with the reason why you are not using (and supporting) the products of your American farmers and businesses.

If you need more room on these pages, please keep the documentation on another piece of paper. Hopefully, that won't be the case, as you need to start preparing for the additional changes that will go into effect down the road. These changes will put a maximum amount spent from the food service account on non-domestic products.

Reach out to our office at dpicnfd@nd.gov if you have any questions related to 'Buy American'.