

To: All Data Aire Representatives & Distributors,

Re: Buy American Act Requirements

As you may be aware, revisions to the Buy American Act (BAA) were recently announced for procurement by the General Services Administration, Department of Defense, and NASA. The main revision that may affect certain Data Aire products is an increase in the minimum required percentage of domestic content in components of manufactured products (including both end products and construction materials) from the current 55% to 60%, effective for product delivered on or after October 22, 2022. The minimum domestic content requirement will be increased to 65% in 2024 and 75% in 2029.

In view of the new revisions to the BAA, for every project it is imperative that Data Aire be notified of any Buy America, Buy American, or any other Act's requirements and confirms compliance with the Act(s), therefore please advise CS **before** you commit to supply Data Aire products for the project. Certain Data Aire products do not always qualify as compliant under the various Acts and Data Aire cannot and will not certify compliance if the products do not comply. Advance notice of any compliance requirements will allow Data Aire to confirm that our products are in compliance with the required Act(s) and, if they are not, provide us with an opportunity to investigate alternative material sourcing or manufacturing options that may place the product in compliance with the required Act(s). Data Aire will make commercially reasonable efforts to comply with any/all required Act(s), however we will have no liability or responsibility for any compliance requirements that we are unable to meet if we are not informed of project requirements and permitted an opportunity to confirm compliance ahead of your commitment to supply products.

Please contact your Regional Sales Manager with any questions.

As always, we appreciate you for bringing Data Aire to market in your territory.

Eric Jensen,



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