INDIANA DEPARTMENT OF TRANSPORTATION
INDIANAPOLIS, INDIANA 46204-2249
INTER-DEPARTMENT COMMUNICATION
January 29, 2003

MEMORANDUM
03-02

To: District Directors
   District Construction Engineers
   Toll Road Operations Engineer
   District Material & Tests Engineers
   District Area Engineers
   Project Engineers/Supervisors

FROM: Timothy D. Bertram, Chief
      Contracts & Construction Division

RE: Buy American Specification

Recently INDOT has been getting calls concerning specification 106.01(c) which
deals with the Buy American Requirement for all construction contracts. That
specification states “All contracts, whether financed entirely or partially with State or
Federal funds, shall comply with IC 5-16-8 and the 23 CFR 635.410.” These two
references are the Indiana Code and Federal Registry both of which are law.

This memorandum is being written to remind all field personnel that 106.01(c) is still
a valid specification and must be followed on all contracts. In general all steel
products permanently incorporated in the contract work shall be manufactured in the
United States. The contractor is required to fill out a certification in accordance with
916.02(g) and 916.03(a) of the standard specifications. This paperwork should be
included in the project’s final construction record.

Please read the above referenced specifications and remind the contractors at the
pre-construction conferences of this contract requirement.

TB/dak