



INDIANA DEPARTMENT OF TRANSPORTATION

100 North Senate Avenue
Room N758 CM
Indianapolis, Indiana 46204

PHONE: (317) 232-5502
FAX: (317) 232-5551

Eric Holcomb, Governor
Joe McGuinness, Commissioner

January 28, 2021

CONSTRUCTION MEMORANDUM 21-03

TO: District Deputy Commissioners
District Construction Directors
District Technical Services Directors
District Testing Engineers
District Area Engineers
Project Management Director
District LPA Coordinators
Project Engineers/Supervisors
Field Engineers

FROM: 
Greg Pankow, Chief Engineer of Construction
Division of Construction Management and District Support

SUBJECT: Buy America Certification Supplemental Information

The verification that all steel and iron materials permanently incorporated into Department contracts are made in the United States is addressed within 106.01(c), IC 5-16-8, and the Code of Federal Regulations 23 CFR 635.410. This process is known as Buy America. Two previous Construction Memoranda, [20-03](#) and [20-06](#), were issued regarding Buy America. These memoranda provided background information on Buy America Certifications by explaining how a Buy America Certification was required for each item and that one “blanket” Buy America Certification for the entire contract is no longer acceptable based on current CFR statutes.

Further guidance was provided on how Buy America Certifications were to be incorporated into the final construction record by uploading the received documents into SiteManager. To support this effort, SiteManager testing template SM1004 was created and activated on every material requiring a Buy America Certification.

At this time, all items that are steel, iron, or contain steel or iron components that are permanently incorporated into the contract continue to require a Buy America Certification, in accordance with 106.02(c). Certifications for these materials must be obtained from the Contractor and the certifications received for these materials need to be uploaded into SiteManager as described in Construction Memorandum 20-03.

For questions regarding the need for a Buy America Certification on a particular item, or when the SiteManager Contract Sample Checklist requires a Buy America Certification that you believe is in error, please contact your District Testing Engineer for assistance.

GGP/KAP/JER