

Buy American Act (BAA) Compliance Statement

August 2023

The Buy American Act (BAA), 42 U.S.C. §§ 8301 – 8305, as implemented by applicable provisions of the Federal Acquisition Regulation (FAR), generally requires that supplies acquired by federal agencies for use in the United States be “domestic end products.” An end product qualifies as domestic if it is manufactured in the United States, and either: (1) more than 50% of the cost of all of its component parts are also manufactured in the United States, or (2) it is a commercially available off-the-shelf (COTS) item.

For purposes of the FAR, COTS items include any items that are of a type customarily sold to and used by the general public or by nongovernmental entities for other than governmental purposes and are offered to the government, without modification, in the same form in which they are sold in the commercial marketplace.

The Touché Lighting Control (ESI Ventures, LLC) products listed in the table below are COTS items which are manufactured in the United States at our facility in Fort Wayne, Indiana and thus qualify as “domestic end products” under the BAA.

Category	Product Series
Distributed Dimmers/Relays	RM, SP, SP-PLUS, SLC, SCC, SES, LRM
Centralized Dimmers/Relays	RD, DIM1, DIM1M, DIM-010, R-2P, RL-1P, RS-2P
Control Devices	SS-SF, SS-2B, SS-K, SW-TS-M, WS-TS-C, WS-C-MINI
Occupancy/Vacancy Sensors	SMAOS
Photocells/Photosensors	DI-PS
Interfaces/Other	STC, CI-RS232, CI-DMX

Note: Acceptance of products is determined by the actual project specifications and at the discretion of the government procurement officer.