

## OMB E-Mail

The following is sent on behalf of the Director, Made in America Office, and the Acting Administrator for Federal Procurement Policy

Subject: New Digital Waiver Process to Improve the Transparency of Made in America Waivers

Colleagues:

Today the Made in America Office (MIAO) and OFPP jointly released guidance, [\*Improving the Transparency of Made in America Waivers\*](#), that provides direction to Federal executive branch departments and agencies on the use of a new digital waiver portal available via [SAM.gov](#) to centralize collection and posting of proposed waivers on [MadeinAmerica.gov](#), beginning with waivers for procurement non-availability. Centralized posting of proposed waivers will provide sellers of domestic products with greater insight into the needs of the Federal marketplace and help the MIAO and agencies more effectively close gaps in U.S. supply chains. The requirements take effect on November 16, 2021, for CFO Act agencies and January 1, 2022, for non-CFO Act agencies subject to E.O. 14005 (independent regulatory agencies are exempt).

As explained in the memorandum, with certain limited exceptions, contracting officials must:

- Develop proposed waivers and seek approval in accordance with internal agency procedures;
- Submit the proposed waivers via SAM.gov for immediate posting on MadeinAmerica.gov;
- Wait for the MIAO to complete its review (typically 3-7 days and generally less for waivers involving small dollar transactions) **before issuing an award**; and
- Record information on the final waiver action in FPDS in accordance with current FAR requirements.

The MIAO, OFPP, and GSA are taking the following steps to assist agencies in transitioning to the use of the waiver collection portal which will go live on November 16, 2021:

- Deployment of workforce awareness training (with CLP credit) developed by the Federal Acquisition Institute, to be available in early November.
- Development of a waiver process and data collection user guide, available beginning in early November, in the training resources section of [MadeinAmerica.gov](http://MadeinAmerica.gov) which can be accessed by logging into [SAM.gov](http://SAM.gov).
- A joint virtual briefing for SAOs for Domestic Sourcing, CAOs, and SPEs at noon on **Thursday, October 28, Noon-1 P.M.** (zoom invite to be sent by separate email).
- Zoom Town Hall open to all interested contracting staff on **Thursday, November 4 at 10-11 A.M.** (zoom invite to be sent by separate email).
- Office Hour Sessions, beginning on **Monday, November 8** (zoom invite to be sent by separate email). See the schedule below.

Date	Time	Focus
Monday November 8, 2021	12:00 PM EST	Policy and Procedures
Monday November 15, 2021	4:00 PM EST	Policy and Procedures
Thursday November 18, 2021	1:00 PM EST	Portal Functionality
Monday November 22, 2021	2:30 PM EST	Portal Functionality

We urge you to share this message and the guidance broadly. Thank you for your attention and continued partnership in this important pillar of the Administration's Build Back Better initiative.