

One Hundred Eighteenth Congress
of the
United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Wednesday,
the third day of January, two thousand and twenty four*

An Act

To require the purchase of domestically made flags of the United States of America
for use by the Federal Government.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. SHORT TITLE.

This Act may be cited as the “All-American Flag Act”.

**SEC. 2. REQUIREMENT FOR AGENCIES TO BUY DOMESTICALLY MADE
UNITED STATES FLAGS.**

(a) REQUIREMENT FOR AGENCIES TO BUY DOMESTICALLY MADE
UNITED STATES FLAGS.—

(1) IN GENERAL.—Chapter 63 of title 41, United States
Code, is amended by adding at the end the following new
section:

**“§ 6310. Requirement for agencies to buy domestically made
United States flags**

“(a) REQUIREMENT.—Except as provided in subsections (b)
through (d), funds appropriated or otherwise available to an agency
may not be used for the procurement of any flag of the United
States, unless such flag has been 100 percent manufactured in
the United States from articles, materials, or supplies that have
been grown or 100 percent produced or manufactured in the United
States.

“(b) AVAILABILITY EXCEPTION.—Subsection (a) does not apply
to the extent that the head of the agency concerned determines
that satisfactory quality and sufficient quantity of a flag described
in such subsection cannot be procured as and when needed at
United States market prices.

“(c) EXCEPTION FOR CERTAIN PROCUREMENTS.—Subsection (a)
does not apply to the following:

“(1) Procurements by vessels in foreign waters.

“(2) Procurements for resale purposes in any military com-
missary, military exchange, or nonappropriated fund
instrumentality operated by an agency.

“(3) Procurements for amounts less than the simplified
acquisition threshold.

“(d) PRESIDENTIAL WAIVER.—

“(1) IN GENERAL.—The President may waive the require-
ment in subsection (a) if the President determines a waiver
is necessary to comply with any trade agreement to which
the United States is a party.

“(2) NOTICE OF WAIVER.—Not later than 30 days after granting a waiver under paragraph (1), the President shall publish a notice of the waiver in the Federal Register.

“(e) DEFINITIONS.—In this section:

“(1) AGENCY.—The term ‘agency’ has the meaning given the term ‘executive agency’ in section 102 of title 40.

“(2) SIMPLIFIED ACQUISITION THRESHOLD.—The term ‘simplified acquisition threshold’ has the meaning given that term in section 134.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“6310. Requirement for agencies to buy domestically made United States flags.”.

(b) APPLICABILITY.—Section 6310 of title 41, United States Code, as added by subsection (a)(1), shall apply with respect to any contract entered into on or after the date that is 180 days after the date of the enactment of this Act.

Speaker of the House of Representatives.

*Vice President of the United States and
President of the Senate.*