
January 1, 2025

USDA Buy American Provision - KeVita® Sparkling Lemonades With Prebiotics

The Richard B. Russell National School Lunch Act ("NSLA") contains a "Buy American" provision (Section 12 (n)) requiring that school food authorities purchase, to the maximum extent practicable, domestically grown and processed food products. The NSLA defines a "domestic product as one that is processed in the United States and substantially uses agricultural commodities that are also produced in the United States. USDA further relies on one of the reports accompanying the legislation to interpret the term "substantially," as used above, to require that over 51% of the final processed product consists of agricultural commodities that were grown domestically.

There are two exceptions to the Buy American provision that allow for the purchase of products that do not meet the provision's definition of a domestic product: 1) the product is not produced or manufactured in the U.S. in a sufficient and reasonable available quantities of a satisfactory quality; or 2) competitive bids reveal the costs of a U.S. product are significantly higher than the non-domestic product.

As of the date set forth above, the KeVita® products shown below are manufactured in domestic US facilities; however, we cannot certify that they have at least 51% US content due to some fruit juices and concentrates in KeVita® being sourced outside the US. The demand for fruit juices is high and we are not able to source all of our juices and concentrates locally at a reasonable cost.

KeVita® Sparkling Lemonade With Prebiotics – Classic	12 oz. can	(00000)
KeVita® Sparkling Lemonade With Prebiotics – Strawberry	12 oz. can	(00001)
KeVita® Sparkling Lemonade With Prebiotics – Mango	12 oz. can	(00002)

I verify the above information is accurate.

Valerie Maldonado

Valerie Maldonado
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