



January 01, 2024

**USDA Buy American Provision – Gatorade® & Propel® Beverages**

The Richard B. Russell National School Lunch Act (“NSLA”) contains a “Buy American” provision (Section 12(n)) essentially requiring that school food authorities (“SFA”) purchase domestically grown and processed food products. As clarified in a February 2012 USDA memorandum, the NSLA defines a “domestic” commodity or product as one that is produced in the United States *and* processed in the United States substantially using 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.

**The purpose of this letter is to provide a certification, made in good faith, that the Gatorade® products listed below were produced domestically and have at least 51% U.S. content, and therefore qualify under the Richard B. Russell National School Lunch Act’s Buy American provision for purchasing food and food products used in the Child Nutrition Program.**

MFG UPC	Gatorade®	
12006	G2 Glacier Freeze	12 oz
12202	G2 Fruit Punch	12 oz
12203	G2 Grape	12 oz

**All products shown below are bottled in the U.S.; however, they do not contain agricultural commodities. As such, our opinions is that the products qualify under the Richard B. Russell National School Lunch Act for purchasing food and food products used in the Child Nutrition Program.**

MFG UPC	Gatorade®		
<b>12/20 oz</b>			
04342/04354	Gatorade Zero Glacier Freeze	12 oz	20 oz
04339/04214	Gatorade Zero Glacier Cherry	12 oz	20 oz
04338/04318	Gatorade Zero Orange	12 oz	20 oz
04212	Gatorade Zero Lemon Lime		20 oz
04710/04706	Gatorade Zero Cool Blue	12 oz	20 oz
04341	Gatorade Zero Berry	12 oz	
04429/04427	Gatorade Zero Grape	12 oz	20 oz
04428/04426	Gatorade Zero Fruit Punch	12 oz	20 oz
05503/05505	Gatorade Zero Apple Burst	12 oz	20 oz
05504/05506	Gatorade Zero Watermelon Splash	12 oz	20 oz
04457	Gatorade Zero Powder Pack Glacier Freeze	Mix with 16.9 oz. water	
04713	Gatorade Zero Powder Pack Fruit Punch	Mix with 16.9 oz. water	
04458	Gatorade Zero Powder Pack Glacier Cherry	Mix with 16.9 oz. water	

MFG UPC	Propel®		
<b>16.9/20 oz</b>			
00167	Lemon	16.9 oz	
00169/70777	Berry	16.9 oz	20 oz
00171/70778	Kiwi Strawberry	16.9 oz	20 oz
00173/70779	Grape	16.9 oz	20 oz

01437/01358/01359	Watermelon	16.9 oz	20 oz
04759	Immune Support Lemon Blackberry	16.9 oz	
04758	Immune Support Orange Raspberry	16.9 oz	

I verify the above information is accurate.



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