



ACQUISITION,
AND SUSTAINMENT

THE UNDER SECRETARY OF DEFENSE
3010 DEFENSE PENTAGON
WASHINGTON, DC 20301-3010

JUL - 8 2019

The Honorable James M. Inhofe
Chairman
Committee on Armed Services
United States Senate
Washington, DC 20510

Dear Mr. Chairman:

Title 41, U.S.C., section 8305 and section 8028(b) of the Consolidated Appropriations Act, 2018 (Public Law 115-141), require the Secretary of Defense to submit a report on the amount of Department of Defense (DoD) purchases from foreign entities in that fiscal year. The Department is submitting a combined report to fulfill these reporting requirements.

Of the \$359 billion in total DoD contract obligations in FY 2018, the enclosed report identifies \$11.9 billion was expended on purchases from foreign entities. The total dollar value of items for which the Buy American Act was not applied due to inapplicability, waivers, and authorized exceptions, was \$5.9 billion.

An identical letter has been sent to the President of the Senate, Speaker of the House, and the other congressional defense committees.

Sincerely,

A handwritten signature in black ink that reads "Ellen M. Lord".

Ellen M. Lord

Enclosure:
As stated

cc:
The Honorable Jack Reed
Ranking Member



ACQUISITION,
AND SUSTAINMENT

THE UNDER SECRETARY OF DEFENSE

3010 DEFENSE PENTAGON
WASHINGTON, DC 20301-3010

JUL - 8 2019

The Honorable Richard C. Shelby
Chairman
Subcommittee on Defense
Committee on Appropriations
United States Senate
Washington, DC 20510

Dear Mr. Chairman:

Title 41, U.S.C., section 8305 and section 8028(b) of the Consolidated Appropriations Act, 2018 (Public Law 115-141), require the Secretary of Defense to submit a report on the amount of Department of Defense (DoD) purchases from foreign entities in that fiscal year. The Department is submitting a combined report to fulfill these reporting requirements.

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cc:
The Honorable Richard J. Durbin
Vice Chairman



THE UNDER SECRETARY OF DEFENSE
3010 DEFENSE PENTAGON
WASHINGTON, DC 20301-3010

ACQUISITION,
AND SUSTAINMENT

JUL - 8 2019

The Honorable Peter J. Visclosky
Chairman
Subcommittee on Defense
Committee on Appropriations
U.S. House of Representatives
Washington, DC 20515

Dear Mr. Chairman:

Title 41, U.S.C., section 8305 and section 8028(b) of the Consolidated Appropriations Act, 2018 (Public Law 115-141), require the Secretary of Defense to submit a report on the amount of Department of Defense (DoD) purchases from foreign entities in that fiscal year. The Department is submitting a combined report to fulfill these reporting requirements.

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Enclosure:
As stated

cc:
The Honorable Ken Calvert
Ranking Member



THE UNDER SECRETARY OF DEFENSE
3010 DEFENSE PENTAGON
WASHINGTON, DC 20301-3010

ACQUISITION,
AND SUSTAINMENT

The Honorable Adam Smith
Chairman
Committee on Armed Services
U.S. House of Representatives
Washington, DC 20515

JUL - 8 2019

Dear Mr. Chairman:

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Enclosure:
As stated

cc:
The Honorable William M. "Mac" Thornberry
Ranking Member



ACQUISITION,
AND SUSTAINMENT

THE UNDER SECRETARY OF DEFENSE
3010 DEFENSE PENTAGON
WASHINGTON, DC 20301-3010

JUL - 8 2019

The Honorable Nancy Pelosi
Speaker of the House
U.S. House of Representatives
H-209, The Capitol
Washington, DC 20515

Dear Madam Speaker:

Title 41, U.S.C., section 8305 and section 8028(b) of the Consolidated Appropriations Act, 2018 (Public Law 115-141), require the Secretary of Defense to submit a report on the amount of Department of Defense (DoD) purchases from foreign entities in that fiscal year. The Department is submitting a combined report to fulfill these reporting requirements.

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As stated



ACQUISITION,
AND SUSTAINMENT

THE UNDER SECRETARY OF DEFENSE
3010 DEFENSE PENTAGON
WASHINGTON, DC 20301-3010

The Honorable Michael R. Pence
President of the Senate
United States Senate
Washington, DC 20510

JUL - 8 2019

Dear Mr. President:

Title 41, U.S.C., section 8305 and section 8028(b) of the Consolidated Appropriations Act, 2018 (Public Law 115-141), require the Secretary of Defense to submit a report on the amount of Department of Defense (DoD) purchases from foreign entities in that fiscal year. The Department is submitting a combined report to fulfill these reporting requirements.

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Ellen M. Lord

Enclosure:
As stated

**REPORT TO CONGRESS ON
DEPARTMENT OF DEFENSE
FISCAL YEAR 2018 PURCHASES FROM
FOREIGN ENTITIES**



Office of the Under Secretary of Defense for
Acquisition and Sustainment

July 2019

The estimated cost of this report for the Department of Defense is approximately \$4,470 for the 2019 Fiscal Year. This includes \$0 in expenses and \$4,470 in DoD labor.
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Background

Title 41, U.S.C., section 8305, and section 8028(b) of the Consolidated Appropriations Act, 2018 (Public Law 115-141), requests the Secretary of Defense to submit to Congress a report on the amount of Department of Defense (DoD) purchases from foreign entities in that fiscal year. The Secretary is also required to identify the dollar value of items for which the Buy American Act (BAA) was waived pursuant to any reciprocal defense procurement Memorandum of Understanding (MOU), between the United States and a foreign country pursuant to which the Secretary of Defense has prospectively waived the BAA for certain products in that country, the Trade Agreement Act (TAA) of 1979 (title 19, U.S.C., section 2501 et seq.), or any international agreement to which the United States is a party.

Discussion

The information contained in this report is based on FY 2018 contract data from the Federal Procurement Data System – Next Generation (FPDS-NG). The FPDS-NG data addresses contracting procedures, competition, financing, statutory requirements, socioeconomic programs, and other information relating to DoD contracting activity with prime contractors. The data was then certified by the Military Departments and Defense Agencies.

All procurements from foreign entities

DoD procurement actions recorded and certified in FPDS-NG during FY 2018 totaled approximately \$359 billion. Of that amount, approximately \$11.9 billion or 3.3 percent of total DoD obligations were expended on purchases from foreign entities. Table 1 highlights the twelve (12) countries with the highest amount of contract obligations. These countries accounted for approximately 81 percent of the total DoD foreign obligations during FY 2018. A detailed breakout of obligated dollars by country in the alphabetic order is contained in Table 2.

TABLE 1: Top twelve countries with the highest contract obligations under contract with DoD during FY 2018

ENTITY OF ORIGIN	ACTIONS	OBLIGATED AMOUNT	% OF TOTAL OBLIGATION
JAPAN	14,929	\$1,672,794,612.21	14.02%
UNITED ARAB EMIRATES	32,952	\$1,362,818,183.62	11.43%
GERMANY	25,458	\$1,296,699,164.09	10.92%
SOUTH KOREA	19,041	\$1,108,213,368.00	9.33%
QATAR	708	\$757,085,369.14	6.35%
SAUDI ARABIA	620	\$643,960,781.78	5.40%
CANADA	8,031	\$619,617,760.56	5.19%
AFGHANISTAN	1,666	\$608,591,758.49	5.10%
KUWAIT	1,998	\$594,018,277.27	4.98%
UNITED KINGDOM	7,134	\$463,870,181.42	3.91%
ITALY	3,001	\$251,288,336.77	2.12%
GREECE	248	\$247,483,134.00	2.07%

TABLE 2: All DoD procurement actions with foreign entities during FY 2018

ENTITY OF ORIGIN	ACTIONS	OBLIGATED AMOUNT	% OF TOTAL
TOTAL:	147,477	\$11,873,759,387	100.00%
AFGHANISTAN	1,666	\$608,591,758.49	5.10%
ALBANIA	3	\$240,525.02	0.00%
ANGUILLA [UNITED KINGDOM]	3	\$0.00**	0.00%
ARGENTINA	2	\$182,551.05	0.00%
ARMENIA	2	\$649,420.00	0.01%
ARUBA [NETHERLANDS]	84	\$882,664.35	0.01%
AUSTRALIA	276	\$29,895,628.05	0.25%
AUSTRIA	3	\$3,637.00	0.00%
AZERBAIJAN	1	\$0.00**	0.00%
BAHAMAS.THE	15	\$823,843.82	0.01%
BAHRAIN	3,900	\$181,769,796.93	1.52%
BANGLADESH	33	\$1,111,887.26	0.01%
BARBADOS	59	\$8,718,880.93	0.07%
BELGIUM	1,299	\$46,065,085.99	0.39%
BELIZE	7	\$483,984.36	0.00%
BENIN	2	(\$6,568.50)*	0.00%
BERMUDA [UNITED KINGDOM]	40	\$290,408.04	0.00%
BHUTAN	2	\$46,855.00	0.00%
BOLIVIA	1	\$25,000.00	0.00%
BOSNIA AND HERZEGOVINA	24	\$15,658,524.33	0.13%
BRAZIL	12	(\$56,636.62)*	0.00%
BRITISH VIRGIN ISLANDS [UNITED KINGDOM]	12	\$763,101.00	0.01%
BULGARIA	108	\$7,193,460.01	0.06%
BURMA (MYANMAR)	1	\$121,149.00	0.00%
CAMBODIA	44	\$3,424,381.11	0.03%
CAMEROON	33	\$855,971.64	0.01%

CANADA	8,031	\$619,617,760.56	5.19%
CAPE VERDE	3	\$314,556.00	0.00%
CHAD	10	\$295,640.00	0.00%
CHILE	2	\$0.00**	0.00%
CHINA	1	\$0.00**	0.00%
COLOMBIA	371	\$6,274,107.76	0.05%
COMOROS	1	\$17,351.96	0.00%
CONGO.DEMOCRATIC REPUBLIC OF THE (KINSHASA)	3	\$71,157.43	0.00%
COSTA RICA	198	\$1,488,471.98	0.01%
CROATIA	110	\$19,927,209.42	0.17%
CURACAO	10	\$47,171.39	0.00%
CYPRUS	3	\$311,015.00	0.00%
CZECH REPUBLIC	2	\$6,332,865.00	0.05%
DENMARK	112	\$83,066,487.10	0.70%
DJIBOUTI	229	\$11,691,080.57	0.10%
DOMINICAN REPUBLIC	18	\$588,595.45	0.00%
ECUADOR	17	\$838,322.93	0.01%
EGYPT	12	\$92,771.57	0.00%
EL SALVADOR	81	\$2,286,657.89	0.02%
ESTONIA	19	\$3,015,249.46	0.03%
ETHIOPIA	5	\$39,283.10	0.00%
FIJI	1	\$10,000.00	0.00%
FINLAND	3	\$580,623.00	0.00%
FRANCE	1,040	\$88,444,365.26	0.74%
GABON	18	(\$77,278.82)*	0.00%
GEORGIA	15	\$4,738,532.20	0.04%
GERMANY	25,458	\$1,296,699,164.09	10.92%
GHANA	28	\$1,184,576.10	0.01%
GIBRALTAR [UNITED KINGDOM]	36	\$28,574,720.19	0.24%
GREECE	248	\$247,483,134.00	2.07%
GREENLAND [DENMARK]	1	\$606,761.00	0.01%
GUATEMALA	159	\$4,622,781.64	0.04%
GUINEA	1	\$125,230.30	0.00%
GUYANA	1	\$155,200.55	0.00%
HONDURAS	366	\$27,948,272.34	0.24%
HONG KONG	69	\$224,814,877.41	1.88%
HUNGARY	7	\$168,310.74	0.00%
ICELAND	4	\$2,617,019.10	0.02%
INDIA	22	\$682,442.92	0.01%
INDONESIA	52	\$2,044,640.15	0.02%
IRAQ	675	\$133,840,285.90	1.12%
IRELAND	7	\$732,506.29	0.01%
ISRAEL	168	\$162,017,276.67	1.36%
ITALY	3,001	\$251,288,336.77	2.12%
JAMAICA	3	\$163,844.34	0.00%
JAPAN	14,929	\$1,672,794,612.21	14.02%
JORDAN	674	\$101,026,658.25	0.85%
KAZAKHSTAN	10	\$20,793,658.22	0.17%

KENYA	37	\$1,363,408.55	0.01%
KOSOVO	19	\$743,524.31	0.01%
KUWAIT	1,998	\$594,018,277.27	4.98%
LAOS	31	\$4,443,945.75	0.04%
LATVIA	31	\$6,530,919.15	0.05%
LEBANON	5	\$858,696.86	0.01%
LITHUANIA	33	\$1,374,740.53	0.01%
LUXEMBOURG	22	\$6,634,898.40	0.06%
MACEDONIA	5	\$695,788.00	0.01%
MADAGASCAR	3	\$119,288.41	0.00%
MALAWI	5	\$21,272.50	0.00%
MALAYSIA	86	\$3,827,379.38	0.03%
MALDIVES	1	\$325,780.00	0.00%
MALI	4	\$135,980.45	0.00%
MALTA	2,172	\$54,184,222.32	0.45%
MAN.ISLE OF	50	\$109,207.73	0.00%
MARSHALL ISLANDS	15	\$1,836,265.14	0.02%
MARTINIQUE [FRANCE]	6	\$9,808.50	0.00%
MAURITANIA	55	\$7,479,142.82	0.06%
MAURITIUS	3	\$54,788.00	0.00%
MEXICO	3	\$0.00**	0.00%
MICRONESIA.FEDERATED STATES OF	1	\$27,274.33	0.00%
MOLDOVA	10	\$1,383,852.99	0.01%
MONGOLIA	18	\$1,316,083.84	0.01%
MONTENEGRO	2	\$149,155.32	0.00%
MOROCCO	5	\$677,727.71	0.01%
NAMIBIA	2	\$98,821.01	0.00%
NEPAL	27	\$2,250,464.36	0.02%
NETHERLANDS	413	\$27,429,180.69	0.23%
NETHERLANDS ANTILLES [NETHERLANDS]	6	\$0.00**	0.00%
NEW ZEALAND	69	\$32,692,528.39	0.27%
NIGER	143	\$4,851,293.71	0.04%
NIGERIA	17	\$1,224,068.83	0.01%
NORWAY	196	\$147,431,843.17	1.24%
OMAN	53	\$2,897,055.40	0.02%
PAKISTAN	119	\$2,635,833.44	0.02%
PALAU	26	\$165,421.33	0.00%
PANAMA	302	\$4,638,163.93	0.04%
PAPUA NEW GUINEA	7	\$313,734.41	0.00%
PARAGUAY	3	(\$799.00)*	0.00%
PERU	207	\$2,620,017.09	0.02%
PHILIPPINES	2,078	\$26,744,809.68	0.22%
POLAND	83	\$2,276,703.61	0.02%
PORTUGAL	139	\$8,478,917.97	0.07%
QATAR	708	\$757,085,369.14	6.35%
ROMANIA	676	\$14,798,096.51	0.12%
SAINT KITTS AND NEVIS	19	\$502,856.65	0.00%
SAMOA	2	\$450,410.92	0.00%

SAUDI ARABIA	620	\$643,960,781.78	5.40%
SENEGAL	15	\$716,374.18	0.01%
SERBIA	36	\$2,120,260.77	0.02%
SEYCHELLES	1	(\$2,143.27)*	0.00%
SIERRA LEONE	1	(\$6,361.00)*	0.00%
SINGAPORE	1,371	\$78,162,585.65	0.66%
SLOVAKIA	3	\$10,603.02	0.00%
SOMALIA	41	\$3,526,046.50	0.03%
SOUTH AFRICA	5	\$6,038,572.51	0.05%
SOUTH KOREA	19,041	\$1,108,213,368.00	9.33%
SPAIN	1,558	\$224,837,715.66	1.89%
SRI LANKA	65	\$540,088.86	0.00%
SWEDEN	84	\$82,930,739.23	0.70%
SWITZERLAND	2,325	\$42,139,230.30	0.35%
SYRIA	6	\$1,083,326.25	0.01%
TAIWAN, PROVINCE OF CHINA	2	\$68,850.00	0.00%
TANZANIA	6	\$1,339,700.00	0.01%
THAILAND	3,586	\$33,783,134.85	0.28%
TRINIDAD AND TOBAGO	15	\$388,693.55	0.00%
TUNISIA	27	\$488,474.79	0.00%
TURKEY	4,561	\$132,716,951.62	1.12%
UGANDA	56	\$2,904,024.23	0.02%
UKRAINE	57	\$3,907,268.04	0.03%
UNITED ARAB EMIRATES	32,952	\$1,362,818,183.62	11.43%
UNITED KINGDOM	7,134	\$463,870,181.42	3.91%
URUGUAY	10	\$512,850.17	0.00%
VIETNAM	115	\$10,191,293.10	0.09%
ZAMBIA	3	\$460,760.00	0.00%

* Net contract de-obligations exceed obligations during the fiscal year.

** Zero net contract obligations or de-obligations associated with contract actions during the fiscal year.

The \$11.9 billion of obligations cover services, petroleum, construction, subsistence, defense equipment, and other miscellaneous items. Chart 1 provides a breakout of procurement categories from the foreign entities. Petroleum, services, construction, and subsistence account for approximately 72 percent of the total purchases from foreign entities. Defense equipment constitutes approximately 14 percent of the purchases from foreign entities. The remaining 14 percent of the purchases cover a variety of categories.

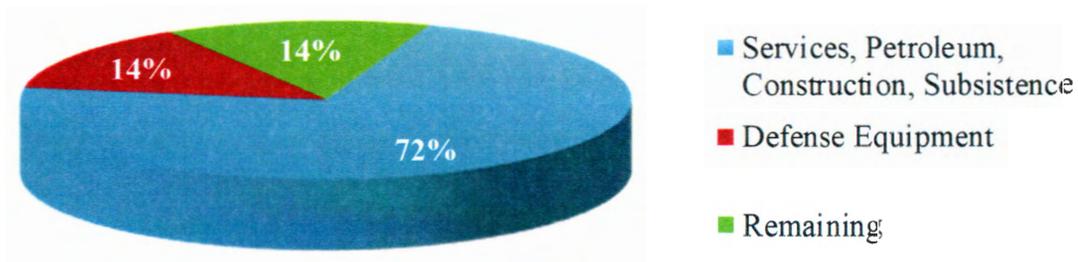


CHART 1: Percentage of DoD Procurement Category from Foreign Entities

Table 3 provides a breakout of the \$11.9 billion by purchase category and the percentage of the total obligation.

TABLE 3: DoD foreign purchases by category and the total obligation during FY 2018

DOD PURCHASE CATEGORY	ACTIONS	DOLLARS	% OF TOTAL
TOTAL:	151,667	\$11,927,577,027	100.00%
CONSTRUCTION	7.661	\$2,968,461,872.8	24.89%
PETROLEUM	25.805	\$2,799,348,730.2	23.47%
SERVICES	41.910	\$2,774,591,770.3	23.26%
ALL OTHERS NOT IDENTIFIABLE TO ANY OTHER	56.418	\$1,550,681,406.6	13.00%
SHIPS	5.975	\$349,287,712.36	2.93%
OTHER AIRCRAFT EQUIPMENT	1.186	\$338,462,851.16	2.84%
ELECTRONICS AND COMMUNICATION EQUIPMENT	758	\$198,214,461.56	1.66%
WEAPONS	635	\$170,333,654.51	1.43%
AIRFRAMES AND SPARES	1,572	\$126,309,848.35	1.06%
AMMUNITION	185	\$115,869,632.17	0.97%
COMBAT VEHICLES	911	\$96,224,035.60	0.81%
AIRCRAFT ENGINES AND SPARES	1,255	\$92,854,665.63	0.78%
NON-COMBAT VEHICLES	1,096	\$83,406,713.72	0.70%
OTHER FUELS AND LUBRICANTS	463	\$52,460,980.73	0.44%
MEDICAL AND DENTAL SUPPLIES AND EQUIPMENT	932	\$44,269,088.42	0.37%
MISSILE AND SPACE SYSTEMS	42	\$39,503,807.55	0.33%
MATERIALS HANDLING EQUIPMENT	127	\$22,897,475.95	0.19%
TEXTILES, CLOTHING AND EQUIPAGE	38	\$18,086,468.12	0.15%
CONSTRUCTION EQUIPMENT	281	\$15,875,012.00	0.13%
BUILDING SUPPLIES	96	\$12,195,764.71	0.10%
PRODUCTION EQUIPMENT	8	\$2,267,449.63	0.02%
SEPARATELY PROCURED CONTAINERS AND HANDLING	8	\$1,059,337.56	0.01%
SUBSISTENCE	93	\$516,335.59	0.00%
MISCELLANEOUS	17	\$359,399.28	0.00%
PHOTOGRAPHIC EQUIPMENT AND SUPPLIES	4	\$181,540.47	0.00%
TRANSPORTATION EQUIPMENT (RAILWAY)	1	\$39,371.86	0.00%

Dollar value of manufactured articles for which the restrictions of the BAA were not applied pursuant to MOUs, the TAA, or other international agreements

The restrictions of the BAA were not applied to 71,255 DoD purchases totaling approximately \$5.9 billion due to inapplicability, waivers, and authorized exceptions. The breakout of these purchases is as follows:

- About 49 percent of purchases or 19,101 actions totaling approximately \$2.9 billion represent those contract actions for which the restrictions of the BAA **are not applicable** because they are for items manufactured and used outside the United States.
- The total authorized **waivers** of the BAA pursuant to MOUs, the TAA or other international agreements represented 44,891 purchases totaling approximately \$2.7 billion.
- The total authorized **exceptions** to the BAA represented 7,263 purchases for approximately \$220 million. These exceptions provided in the law include: (1) manufactured outside the United States – Resale; (2) manufactured outside the United States – Commercial Information Technology; (3) manufactured outside the United States – Public Interest Determinations; (4) manufactured outside the United States – Determination made based on Domestic Non-Availability; and (5) manufactured outside the United States – Unreasonable Cost of Domestic End Product.

Chart 2 provides a breakout of the approximately \$5.9 billion of manufactured articles for which the restrictions of the BAA were not applied due to waivers, authorized exceptions, and inapplicability.

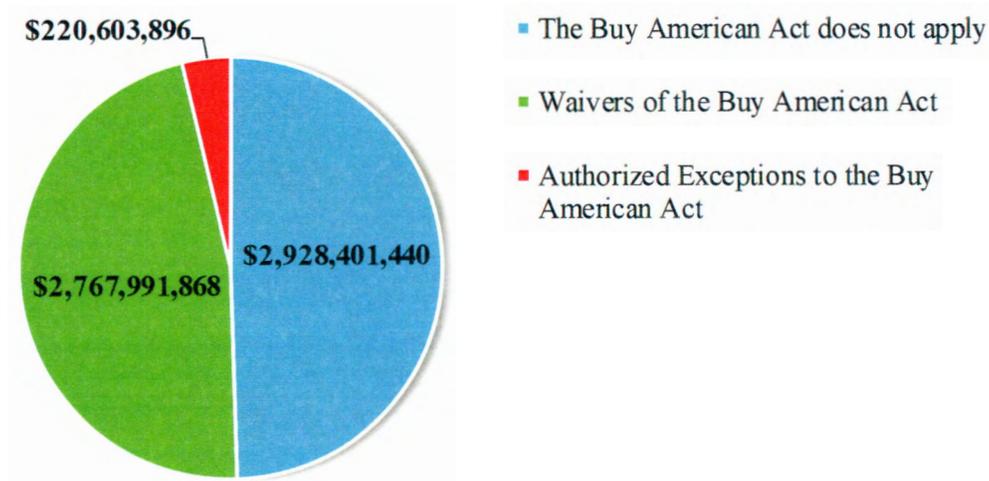


CHART 2: Obligations for which the restrictions of the Buy American Act were not applied in FY 2018

Table 4 provides a detailed breakout of the actions and dollars by category and an explanation of the authority for each of the categories.

TABLE 4: Number of purchases and dollar value of manufactured articles for which the restrictions of the BAA were not applied in FY 2018

Authority	Actions	Dollars	% of Total
The Buy American Act does not apply			
Use outside the U.S.	19,101	\$2,928,401,440	49.49%
Waivers of the Buy American Act			
Qualifying Countries	42,983	\$2,683,251,527	45.35%
WTO GPA and Free Trade Agreements	1,908	\$84,740,341	1.43%
	44,891	\$2,767,991,868	46.78%
Authorized Exceptions to the Buy American Act			
Domestic Non-availability Determinations	2,714	\$135,721,001	2.29%
Commercial IT	691	\$63,293,959	1.07%
Resale	100	\$2,561,772	0.04%
Unreasonable Cost	3,743	\$18,487,114	0.31%
Public Interest Exception	15	\$540,050	0.01%
	7,263	\$220,603,896	3.73%
Total:	71,255	\$5,916,997,203	100.00%