

January 01, 2025

USDA Buy American Provision – Frito-Lay® U.S. Products

The Richard B. Russell National School Lunch Act (“NSLA”) contains a “Buy American” provision (Section 12(n)) essentially requiring that school food authorities (“SFAs”) purchase domestically grown and processed food products. The NSLA defines a “domestic” commodity or product as one that is produced in the United States and 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.

The purpose of this letter is to provide a certification, made in good faith, that as of the date set forth above the Frito-Lay® U.S. products listed directly 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.

62933	BAKED CHEETOS® WHOLE GRAIN RICH CHEESE SNACKS CRUNCHY
62984	BAKED CHEETOS® WHOLE GRAIN RICH CHEESE SNACKS CRUNCHY FLAMIN' HOT
52889	BAKED CHEETOS® WHOLE GRAIN RICH CHEESE SNACKS CRUNCHY FLAMIN' HOT LIMON
32078	BAKED LAY'S® POTATO CRISPS BBQ – 0.875 oz single serve package
33625	BAKED LAY'S® POTATO CRISPS REGULAR/ORIGINAL – 0.875 oz single serve package
74847	BAKED LAY'S® POTATO CRISPS SALT & VINEGAR – 0.875 oz single serve package
56882	BAKED RUFFLES® CHEDDAR SOUR CREAM – 0.8 oz single serve package
42537/42391/23193	BAKED TOSTITOS® SCOOPS TORTILLA CHIPS
36098	CHEETOS® FANTASTIX CHILI CHEESE
43578	CHEETOS® FANTASTIX FLAMIN' HOT
74993	CHEETOS® FANTASTIX RANCH
21910	CHEETOS® REDUCED FAT PUFFS
36096	DORITOS® REDUCED FAT TORTILLA CHIPS COOL RANCH
62829	DORITOS® REDUCED FAT TORTILLA CHIPS FLAMAS
31748/20518	DORITOS® REDUCED FAT TORTILLA CHIPS NACHO CHEESE, INCLUDING WALKING TACO
49093	DORITOS® REDUCED FAT TORTILLA CHIPS SPICY SWEET CHILI
67609	DORITOS® REDUCED FAT TORTILLA CHIPS WILD WHITE NACHO
78095	DORITOS® REDUCED FAT TORTILLA CHIPS TANGY GOLDEN SRIRACHA
15066	FRITOS® BEAN DIP
19852/32405/44355/12248/69394	FRITOS® ORIGINAL CORN CHIPS, INCLUDING WALKING TACO
32397	FRITOS® CORN CHIPS CHILI CHEESE
44353	FRITOS® CORN CHIPS FLAVOR TWISTS HONEY BBQ
52545	FRITOS®/SABRITAS® CORN CHIPS TURBO FLAMAS
66689	FUNYUNS® BAKED NOT FRIED ONION FLAVORED RINGS
22642	GRANDMA'S® MINI BITES BLUEBERRY VANILLA CRISPS
66154	GRANDMA'S® WGR MINI CHOCOLATE CHIP COOKIES

11044	LAY'S® BBQ POTATO CHIPS
11045	LAY'S® CLASSIC POTATO CHIPS
11054	LAY'S® SOUR CREAM & ONION POTATO CHIPS
09598	LAY'S® KETTLE 40% LESS FAT SMOKY BBQ
25113	LAY'S® KETTLE 40% LESS FAT SEA SALT & VINEGAR
25111	LAY'S® KETTLE 40% LESS FAT JALAPENO CHEDDAR
25005	LAY'S® KETTLE 40% LESS FAT ORIGINAL
28388	MUNCHIES® CRACKERS CHEESE PEANUT BUTTER
28387	MUNCHIES® CRACKERS TOAST PEANUT BUTTER
74617	NUT HARVEST® SALTED PEANUTS
36308	MUNCHIES® MUNCH MIX SNACK MIX
15940	ROLD GOLD® WHOLE GRAIN RICH PRETZELS HEARTZELS
19132/32430/37679	ROLD GOLD® TINY TWIST PRETZELS
11061	RUFFLES® ORIGINAL POTATO CHIPS
47751	SANTITAS® CORN BLEND TORTILLA CHIPS
47752	SANTITAS® WHITE CORN TORTILLA CHIPS
30900	SMARTFOOD® REDUCED FAT WHITE CHEDDAR POPCORN
49639/49650/49557/49569	STACY'S® NAKED PITA CHIPS
74899/74902/78245	STACY'S® MULTIGRAIN PITA CHIPS
11151/44425	SUNCHIPS® WHOLE GRAIN SNACKS ORIGINAL
11152/44427	SUNCHIPS® WHOLE GRAIN SNACKS HARVEST CHEDDAR
36445/44428	SUNCHIPS® WHOLE GRAIN SNACKS GARDEN SALSA
78785	SUNCHIPS® WHOLE GRAIN SNACKS HONEY BBQ
44380	TOSTITOS® BITE SIZE ROUNDS TORTILLA CHIPS
18792/30103/20510	TOSTITOS® REDUCED FAT CRISPY ROUNDS TORTILLA CHIPS, INCLUDING WALKING TACO
47753	TOSTITOS® CRISPY ROUNDS TORTILLA CHIPS
13641	TOSTITOS® TRIANGLES RESTAURANT STYLE TORTILLA CHIPS
56048	TOSTITOS® THICK CUT YELLOW ROUNDS TORTILLA CHIPS
62399	TOSTITOS® WHOLE GRAIN RICH CRISPY ROUNDS TORTILLA CHIPS
47906	TOSTITOS® SALSA TO GO CUP – 3.8 oz.
30672/76002	TOSTITOS® NACHO CHEESE FLAVORED DIP – bulk

As of the date set forth above, the Frito-Lay® U.S. products listed directly below are produced in our domestic facilities. However, the first ingredient in these products, potato flakes, are not available in the U.S. in sufficient and reasonably available quantities of a satisfactory quality to support commercial demand for all package sizes.¹ Due to recent poor growing years and crop harvest of flaking potato in the U.S., combined with increased global demand of frozen potatoes, a supply chain was required to be developed outside of the U.S. for east coast facilities.

44395	BAKED LAY'S® POTATO CRISPS BBQ – 1.125 oz single serve package
44369	BAKED LAY'S® POTATO CRISPS REGULAR/ORIGINAL – 1.125 oz single serve package

I verify the information above is accurate.



Sarah Meyer

VP Supply Chain Quality and Food Safety, PepsiCo Foods North America

1. See USDA Food and Nutrition Service (FNS) Compliance with and Enforcement of the Buy American Provision in the National School Lunch Program, June 30, 2017, <https://fns-prod.azureedge.us/sites/default/files/cn/SP38-2017os.pdf> (**Exception 1** from the Buy American provision when an agricultural commodity is not produced in the U.S. in sufficient and reasonably available quantities of a satisfactory quality).

