

FreightCar America, Inc. Conflict Minerals Policy

FreightCar America, Inc. (“FreightCar”) is committed to the highest standards of ethics and business conduct. Accordingly, we fully support the goals and objectives of Section 1502 of the Dodd-Frank Wall Street Reform and Consumer Protection Act of 2010 (the “Act”), which aims to prevent the use of certain “conflict minerals” that directly or indirectly finance or benefit armed groups in the Democratic Republic of the Congo (the “DRC”) and adjoining countries (as defined in the Act). “Conflict minerals” are defined to include columbite-tantalite (coltan), cassiterite, gold, wolframite and three specified derivatives (tin, tantalum and tungsten) and any other mineral or its derivatives (collectively, the “Designated Minerals”) determined by the U.S. Secretary of State to be financing conflict in the DRC or an adjoining country.

FreightCar is committed to avoiding the use of conflict minerals that directly or indirectly finance or benefit armed groups in the DRC or adjoining countries. FreightCar is committed to complying with Section 1502 of the Act, which requires companies to inquire into the country of origin of the Designated Minerals in their supply chains and report on the reasonable inquiry or due diligence they conduct to determine whether their purchase supported armed groups in the DRC or an adjoining country.

FreightCar does not procure minerals directly and only a fraction of the world’s minerals originate from the DRC or an adjoining country, but we are incorporating the principles of this policy into our procurement process and will work with our suppliers to increase transparency, ensuring responsible procurement by our suppliers and sub-suppliers. We recognize that tracing the origin and chain of custody of the Designated Minerals contained in our products will be a complex process, which will require the cooperation and support of our direct and indirect suppliers.

FreightCar suppliers of products that contain tantalum, tin, tungsten or gold that is necessary for production or functionality of the products that FreightCar manufactures or contracts to be manufactured will be expected to perform due diligence in order to provide FreightCar with the source country of the Designated Mineral and a conclusion relating to the Designated Mineral’s conflict status.

FreightCar reserves the right to request additional documentation from its suppliers regarding the source of any Designated Minerals included in its products to ensure that our supply chain remains compliant with Section 1502 of the Act. If FreightCar identifies a reasonable risk that a supplier is violating our commitments set forth in this policy, we will require it to commit to and implement a corrective action plan within a reasonable timeline. Continued non-compliance and refusal to address issues of concern may ultimately lead to termination of the supplier relationship.