

February 25, 2014

To All NDIA Divisions, Committees, and Chapters:

On February 12, the Directorate of Defense Procurement and Acquisition Policy (DPAP) solicited the impacts of contracting statutes on industry through the *Federal Register*. (See TAB A.) Respondents were asked to provide their input in 30 days. Because the solicitation itself notes more than 400 regulations based on statute, the major defense industry associations, led by NDIA, pushed back on the unrealistic deadline. (See TAB B.) In response to our request for more time, DPAP has granted another month, with a new deadline of April 23. While this deadline remains an unrealistic target, we would like to provide you an opportunity to respond to get the conversation started with DPAP on how best to deregulate the Defense Acquisition System.

While it is impossible for NDIA or its members to thoroughly inventory all federal law related to acquisition, the Federal Acquisition Regulation (FAR), the Defense Federal Acquisition Regulation Supplement (DFARS), and DoD acquisition guidance memoranda in a mere 60 days, we may be able to inventory a small subset of the costliest and most troublesome of these provisions to provide a detailed, if limited, response to DPAP. We ask you to give particular focus to regulations that you would like removed from DFARS (and federal law, the FAR, or internal DoD guidance memoranda), specifically regulations that do not generate much benefit that can be easily unwound without further significant cost to industry. You can review the DFARS [here](#).

DPAP asked for responses about DFARS impacts along the following lines:

- 1) The particular impact associated with a specific statute or regulation. (NDIA note: Identify the statute, regulation, or other provision, then describe the impact it has on your company's attempts to do business with DoD. The more objectively quantifiable the impact in terms of dollar cost, work hours, or full-time equivalent positions in your company, the more persuasive your input is likely to be.)
- 2) Why the identified impact does not achieve the intended benefit or why the benefit is not helpful to the Department. (NDIA note: Or why the cost outweighs the intended benefit.)
- 3) Any recommendations for alternative approaches to achieve the intended benefit of the underlying legislation.

**We ask that you respond with your input back to NDIA by March 24.**

This deadline will give NDIA a month to sort through, organize, and merge the responses it receives, cleanse them of company-specific information, and combine them with the responses of other defense industry associations.

Thank you in advance for contributing to this process. If you have any questions, please do not hesitate to contact me.

Sincerely,

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