



**ASSISTANT SECRETARY OF DEFENSE**

**3600 DEFENSE PENTAGON  
WASHINGTON, DC 20301-3600**

**ACQUISITION**

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


**FEB - 7 2019**

Dear Mr. Chairman:

Pursuant to section 836(i) of the John S. McCain National Defense Authorization Act (NDAA) for Fiscal Year (FY) 2019 (Public Law 115-232), the Under Secretary of Defense for Acquisition and Sustainment, in coordination with members of the Defense Business Board, the Defense Science Board, and the Defense Innovation Board as appropriate, are required to submit an implementation plan that addresses five elements: 1) an implementation timeline and schedule for changes to the law the Under Secretary deems appropriate and necessary including revising definitions or categories of items, products, and services; 2) a review of the independent 809 panel recommendations pertaining to commercial items; 3) a review of commercial item provisions from the FY 2016, FY 2017, and FY 2018 NDAA's; 4) an analysis of the extent to which DoD should treat commercial service contracts and commercial products in a similar manner; and 5) any other matters considered appropriate with respect to commercial item procurement. The implementation plan is to be submitted by April 1, 2019 to the House and Senate Armed Services Committees.

To review and analyze all five elements to be addressed in the implementation plan represents a significant effort that will include input from the Defense Pricing and Contracting staff and other appropriate organizations. We expect to complete the data analysis, plan, coordination, and submittal of the implementation plan no later than the end of July 2019. An identical letter has been sent to the House Committee on Armed Services.

Sincerely,

  
Kevin M. Fahey

cc:

The Honorable Jack Reed  
Ranking Member



**ASSISTANT SECRETARY OF DEFENSE**

**3600 DEFENSE PENTAGON  
WASHINGTON, DC 20301-3600**

**ACQUISITION**

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

**FEB - 7 2019**

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Sincerely,

A handwritten signature in blue ink that reads "Kevin M. Fahey".

Kevin M. Fahey

cc:

The Honorable William M. "Mac" Thornberry  
Ranking Member