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July 17, 2023

The Honorable Tammy Duckworth
Chairman, Senate Armed Services Committee
524 Hart Senate Office Building
Washington, DC 20510

Subject: Proposed Amendment to NDAA for FY2024, Sec. 815, Earned Value Management System Requirements

Dear Chairman Duckworth:

Please consider amending the NDAA for FY2024, Sec. 815, Modifications to Earned Value Management System (EVMS) Requirements. The current provision includes:

“Update subpart 234.2 of the Defense Federal Acquisition Regulation Supplement (DFARS) to exempt all software contracts and subcontracts from EVM requirements.”

The scope of the exemption should be clarified to include, as discussed in DoD policy regarding the software acquisition pathway,:

“software embedded in weapon systems and other military-unique hardware systems.”

Background and justification for this request was provided to you in my letter dated Jan. 13, 2023, Subj: *Acquisition Reforms on DoD Major Acquisitions and Software Development.*

Respectfully,



Paul J. Solomon

CC:

William LaPlante, USD for Acquisition and Sustainment
Heidi Shyu, (USD(R&E))
Andrew Hunter, AF Asst. Sec. for AT&L
Adam Smith, Chair HASC
Susan Collins, Defense Appropriations Subcommittee
Anthony Capaccio, Bloomberg News