COUNCIL OF DEFENSE AND SPACE INDUSTRY ASSOCIATIONS
4401 Wilson Boulevard, Suite 1110
Arlington, Virginia 22209
codsia@codsia.org

21 Jul 2016

Honorable Anne Rung
Administrator
Office of Federal Procurement Policy
Office of Management and Budget
1800 G St, NW
Washington, DC 20405

RE: FAR Case 2011-001, Organizational Conflicts of Interest

Dear Administrator Rung:

The Council of Defense and Space Industry Associations (CODSIA)[1] requests that the Federal Acquisition Regulatory Council (FAR Council) publish the revisions to FAR Case 2011-001, Organizational Conflicts of Interest as a proposed rule.

The "Open FAR Cases as of 7/15/16," states that:

> "05/17/2016 Resolved draft ***final*** [emphasis added] FAR rule open issues. FAR staff processing. 6/16/2016, Received DoD Approval to Publish"

This FAR case began as an Advanced Notice of Proposed Rulemaking 26 Mar 2008 and was named FAR Case 2007-018, Organizational Conflicts of Interest. It was followed by a proposed rule under a new case number, FAR Case 2011-001, on 26 Apr 2011. The comment period on this proposed rule was extended from 27 Jun 2011 until 27 Jul 2011. In response to the request for public comment, the proposed rule received 20 comments, 9 by the original closing date and an additional 11 by the extended closing date.

The comments on the proposed rule were extensive and suggested many different alternatives to the original proposed language. The FAR Council has been considering those responses and, according to the "Open FAR Cases as of 7/15/16," considered many different redrafts of the rule during the intervening five year period since the comment period closed. Given the significant changes that have taken place over the last five years in statute, regulation and practice in the marketplace, and in keeping with the provisions of the OFPP Act, 41 USC 1707, CODSIA requests that you publish another proposed rule reflecting the FAR Council's consideration of the comments received and any changes to the proposed rule originally published on 26 Apr 2011, some five years ago.

[1] At the suggestion of the Department of Defense, CODSIA was formed in 1964 by industry associations with common interests in federal procurement policy issues. CODSIA consists of six associations – the Aerospace Industries Association, the American Council of Engineering Companies, the Information Technology Alliance for Public Sector, the National Defense Industrial Association, the Professional Services Council, and the U.S. Chamber of Commerce. CODSIA acts as an institutional focal point for coordination of its members' positions regarding policies, regulations, directives, and procedures that affect them. Together these associations represent thousands of government contractors and subcontractors. A decision by any member association to abstain from participation in a particular case is not necessarily an indication of dissent.

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Thank you for your consideration of our request. If you have any questions or need any additional information, please do not hesitate to contact CODSIA Administrative Officer Dave Drabkin at codsia@codsia.org.

Respectfully,

John Luddy Vice President National Security & Acquisition Policy Aerospace Industries Association	Jessica Salmoiraghi Senior Policy Director American Council of Engineering Companies
A.R "Trey" Hodgkins, III, CAE Senior Vice President, Public Sector Information Technology Alliance for the Public Sector	James Thomas Director, Legislative Policy National Defense Industrial Association
Alan Chvotkin Executive Vice President and Counsel Professional Services Council	R. Bruce Josten Executive Vice President *for Government Affairs* *U.S. Chamber of Commerce*

cc:
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