



Memorandum

Date of Issuance: June 9, 2025

To: David Ingram, Director of Acquisition and Contracting (AAQ-1)

From: Jake Lewis, Deputy Administrator for Acquisition and Business Services, FAA Acquisition Executive (ACQ-1) (Acting)

Via: Tye White, Director of Acquisition Policy and Oversight (AAP-1) (Acting)

Subject: Interim Changes to AMS Policy and Guidance – Implementation of SHARE IT Act

1. **Purpose.** The Memorandum implements interim changes to the Federal Aviation Administration (FAA) Acquisition Management System (AMS) to comply with the Source Code Harmonization And Reuse In Information Technology Act (SHARE IT Act) (Public Law 118-187), enacted December 23, 2024.
2. **Effective Date.** The interim changes implemented to AMS listed in part 5 of this Memorandum are effective June 9, 2025. They remain in effect indefinitely until they are permanently incorporated into AMS or are otherwise rescinded.
3. **Applicability.** The interim changes apply to new Screening Information Requests (SIRs) and contracts after the effective date of this Memorandum that require the programming of custom-developed code where the code is either:
 - (1) developed specifically under an FAA contract, or
 - (2) developed under any other agreement exclusively funded by the federal government.
4. **AMS Implementation.** Pursuant to 49 U.S.C § 40110(d), the FAA independently develops and implements the AMS in a manner that addresses the unique needs of the agency. In support of the FAA mission and in furtherance of the critical effort to improve procurement efficiency across the federal government, the FAA will share custom-developed code in a public or private repository, when appropriate.
5. **AMS Changes.** The changes to AMS Policy and Guidance are listed below and provided in their entirety in **Attachment 1** to this memo. The following is added to AMS:

AMS Policy (INTERIM 06/2025)

3.8.9.1 Source Code Harmonization And Reuse In Information Technology

AMS Guidance (INTERIM 06/2025)

T3.8.9A.4. Source Code Harmonization And Reuse In Information Technology

- 6. Contact For Questions.** Contracting Officers may forward questions to their management, who will respond or consult with AAQ/AAP management, as needed.

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Attachment 1: Interim AMS Changes to AMS Policy and Guidance

Attachment 1: Interim Changes to AMS

Part I: Revisions to AMS Policy (June 2025)

Part II: Addition of AMS Guidance (June 2025)

Part I: Revisions to AMS Policy (June 2025)

Summary: New AMS Policy stating the FAA's SHARE IT Act-related requirements.

Revisions: Interim Policy 3.8.9.1 is added.

3.8.9.1 Source Code Harmonization And Reuse In Information Technology **Interim 6/2025**

The FAA will comply with the Source Code Harmonization And Reuse In Information Technology Act (SHARE IT Act) (Public Law 118-187) which requires federal agencies to track the custom-developed source code they create, ensure they have sufficient rights to share and reuse that code, and store and manage it in accordance with best practices.

Part II: Addition to AMS Guidance (June 2025)

AMS Guidance T3.8.9A.4. Source Code Harmonization And Reuse In Information Technology

Summary: New AMS Guidance at T3.8.9A.4. implementing SHARE IT Act requirements.

Revisions: Interim AMS Guidance is established at T3.8.9A.4 Source Code Harmonization And Reuse In Information Technology.

T3.8.9 Information and Communication Technology **Added 4/2023**

A. Acquisition of Information Technology **Added 4/2023**

[...]

[T3.8.9A.4. Source Code Harmonization And Reuse In Information Technology (SHARE IT)]

a. SHARE IT Interim 6/2025

(1) Applicability

All SIRs and contracts that include the programming of custom-developed code as determined by the applicable program office in consultation with the Office of Primary Responsibility (OPR), Office of the Chief Enterprise Architect ADE-200.

(2) Responsibilities

a. *Contracting Officer.*

- (1) Coordinates with the Program Office to determine the applicability of SHARE IT requirements.
- (2) Includes AMS clause 3.5-13 Rights in Data – General, in all SIRs and contracts.

b. *Program Office Consultation of OPR (Office of the Chief Enterprise Architect ADE-200)*

- (1) *Program Office.* Consults OPR to identify the applicability of SHARE IT, i.e. the identification of when a SIR or contract involves the programming of custom-developed code.
 - (2) *OPR.* Serves as the authoritative technical advisor for interpreting SHARE IT applicability. The OPR provides formal guidance, documents exemption determinations, and validates whether the proposed scope meets the definition of custom developed code.
- (3) *Resources.* More information can be found in FAA Order 1370.121B and at EA.FAA.GOV.