



## CROSS-AGENCY TRANSITION TEAM WHITE PAPER

**SUBJECT:** Software Licenses and Software Maintenance as a Product

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### Issue

The NASA FY 2010 Appropriations Bill provides that NASA's Cross-Agency Support Funds (CASX) are limited to a one-year period of availability and will expire on September 30, 2010. This paper addresses the requirements for Software Licenses and Software Maintenance as a Product.

In accordance with commercial practice, software licenses and software maintenance are provided as non-severable services. Software maintenance includes the development and publishing of "bug" and/or defect fixes, patches, updates, upgrades in function, technology to maintain the operability and usability of the software product, as well as various technical support and diagnostic tools and resources. Here, software maintenance development and promulgation is priced as a single package payable annually at the beginning of the coverage period, regardless of the quantity of patches updates, or other upgrades that are developed and released by the vendor, and regardless of how many times the Government seeks technical support. Outdated and/or vulnerable software does not provide a useful capability to the Government. The Government therefore has a bona fide need for the nonseverable software maintenance in the fiscal year in which this service is purchased.

### Guidance

Software licenses and software maintenance are non-severable. FY 2010 CASX funds may thus be utilized to fund these orders across fiscal years, in accordance with commercial practice.