



U.S. COMMODITY FUTURES TRADING COMMISSION

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Division of Administration

CFTC Class Deviation RFO-2025-34

TO: CFTC's Procurement Office

FROM: William M. Roberson, Senior Procurement Executive

DATE: May 30, 2025

SUBJECT: FAR Class Deviation for FAR Part 34 in Support of Executive Order on Restoring Common Sense to Federal Procurement.

1. **Purpose:** This memorandum approves a class deviation to Federal Acquisition Regulation (FAR) part 34 for purposes of implementing the Federal Acquisition Regulatory Council's (the Council's) model deviation text to FAR part 34.
2. **Background:** On April 15, 2025, the [Executive Order \(E.O.\) 14275 on Restoring Common Sense to Federal Procurement](#) was signed. Section 2 of the E.O. establishes the policy that the FAR "should only contain provisions required by statute or essential to sound procurement, and any FAR provisions that do not advance these objectives should be removed."

The FAR is being updated to:

- Remove language that is not required by statute.
- Remove duplicative or outdated language.
- Clarify or provide more plain language.
- Revise language for the new FAR framework.
- Retain language necessary for governmentwide acquisition standards.

This project is referred to as the Revolutionary FAR Overhaul (RFO) initiative.

FAR part 34 describes acquisition policies and procedures for use in acquiring major systems consistent with OMB Circular No. A-109; and the use of an Earned Value Management

System in acquisitions designated as major acquisitions consistent with OMB Circular A-11, part 7.

The RFO part 34 model deviation text retains FAR subparts 34.1 and 34.2. Subpart 34.1 deals with statutory requirements tied to 50 U.S.C. 4531 et seq. Subpart 34.2 deals with Earned Value Management requirements tied to OMB Circular A-11. Non-statutory requirements removed from FAR part 34 include the general guidance provided in sections 34.001 through 34.005.

3. **Instructions:** The CFTC acquisition workforce shall follow the RFO part 34 model deviation text instead of FAR part 34 as codified at 48 CFR Chapter 34. The Council's RFO part 34 model deviation text is available at [Acquisition.gov/far-overhaul](https://www.acquisition.gov/far-overhaul), and is incorporated into this class deviation.
4. **Applicability:** This class deviation applies to all CFTC procurements.
5. **Authority:** This class deviation is issued under the authority of [E.O. 14275](#), [OMB M-25-25](#), and 48 CFR 1.4.
6. **Effective Date:** This class deviation is effective as dated and shall remain in effect until it is incorporated into the FAR or until this class deviation is otherwise rescinded.
7. **Point of Contact:** Questions regarding this class deviation may be directed to CFTC's Senior Procurement Executive, William M. Roberson, at wroberson@cftc.gov.

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