



Homeland
Security

MEMORANDUM FOR: Heads of Contracting Activities

FROM: Paul Courtney
Chief Procurement Officer

SUBJECT: FAR Class Deviation (Number 25-37) for FAR Part 45 in Support
of the Executive Order 14275, Restoring Common Sense to
Federal Procurement

1. **Purpose.** This memorandum approves a class deviation to Federal Acquisition Regulation (FAR) Part 45 for purposes of implementing the Federal Acquisition Regulatory Council's (the Council's) model deviation text to FAR Part 45.
2. **Background.** [Executive Order \(E.O.\) 14275, Restoring Common Sense to Federal Procurement](#), signed April 15, 2025, mandates a comprehensive review and simplification of the FAR.

The FAR is being updated to:

- Eliminate non-statutory language
- Remove redundant or obsolete language
- Enhance clarity through plain language
- Align with the new FAR framework
- Preserve essential governmentwide acquisition standards.

This project is referred to as the Revolutionary FAR Overhaul (RFO) initiative. This initiative will make the FAR more concise, understandable, and focused on core procurement requirements.

3. **Summary of Changes.** FAR Part 45, Government Property, has been retained with minimal deletions and minor updates made for plain language. No changes were made to provisions or clauses.

The FAR Companion includes additional guidance and best practices to support this FAR part.

Statutory requirements retained in the RFO FAR Part 45 model deviation include, but may not be limited to, the following:

- 40 U.S.C. § 503, Exchange or Sale of Similar Items
 - 40 U.S.C. § 524, Duties of Executive Agencies
 - 40 U.S.C. § 546, Contractor Inventories
4. **Instructions.** The DHS acquisition workforce must follow the RFO Part 45 and corresponding 52 model deviation text instead of FAR Part 45 and 52 as codified at 48 CFR Chapter 1. The Council's RFO Part 45 model deviation text is available at <https://www.acquisition.gov/far-overhaul/far-part-deviation-guide/far-overhaul-part-45>, and is incorporated into this class deviation.
 5. **Applicability.** This class deviation applies to all DHS procurements.
 6. **Authority.** This class deviation is issued under the authority of E.O. 14275, [OMB M- 25-26](#), and 48 CFR 1.4., and RFO FAR 1.304
 7. **Effective Date.** This class deviation is effective November 3, 2025, and remains in effect until rescinded or incorporated into the FAR.
 8. **Points of Contact.** Questions regarding this class deviation may be directed to Acquisition Policy and Legislation at Acquisition.Policy@hq.dhs.gov.