



## U.S. Department of Justice

### Justice Management Division

*Washington, D.C. 20530*

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#### MEMORANDUM FOR BUREAU PROCUREMENT CHIEFS

**FROM:** William N. Taylor II  
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for Policy, Management, and Procurement  
Senior Procurement Executive

**SUBJECT:** Class Deviation from the Federal Acquisition Regulation (FAR) Part 31 in support of Executive Order 14275 on Restoring Common Sense to Federal Procurement

#### 1. **PURPOSE**

This memorandum approves a class deviation to Federal Acquisition Regulation (FAR) Part 31 for purposes of implementing the Federal Acquisition Regulatory Council's (the Council's) model deviation text to FAR Part 31 available at <https://www.acquisition.gov/far-overhaul/far-part-deviation-guide/far-overhaul-part-31>.

#### 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 31, concerning contract cost principles and procedures, has been updated to implement plain language edits to enhance readability and to remove redundant, unclear, or non-essential

language. The majority of the content in Part 31 is retained as it implements appropriations law.

Statutory requirements retained in the RFO FAR part 31 model deviation include, but are not limited to, the following:

- Armed Services Procurement Act of 1947, Public Law 413
- 41 U.S.C. Chapter 43 and 10 U.S.C. Chapter 273, Allowable Costs
- 31 U.S.C. Chapter 37, Subchapter III, Claims Against the United States Government
- 18 U.S.C. § 1031, Major Fraud Against the United States
- OMB Circular A-122, Cost Principles for Nonprofit Organizations
- OMB Circular A-21, Cost Principles for Educational Institutions
- OMB Circular A-87, Cost Principles for State, Local, and Indian Tribal Governments

The following items have been removed:

- Definitions that are well-known business definitions or otherwise defined in the Cost Accounting Standards.

#### **4. AUTHORITY**

This class deviation is issued under the authority of [E.O. 14275](#), [OMB M-25-26](#), and RFO FAR 1.304.

#### **5. DEVIATION**

The DOJ acquisition workforce must follow the RFO Part 31 model deviation text instead of FAR Part 31 as codified at 48 CFR Chapter 1. The Council's RFO Part 31 model deviation text is available at <https://www.acquisition.gov/far-overhaul/far-part-deviation-guide/far-overhaul-part-31>.

#### **6. EFFECTIVE DATE AND EXPIRATION**

This class deviation is effective immediately and remains in effect until rescinded or incorporated into the FAR.

#### **7. SCOPE AND APPLICABILITY**

This class deviation applies to all DOJ procurements.

#### **8. ADDITIONAL INFORMATION**

If you have questions, please contact [DOJAcquisitionPolicy@usdoj.gov](mailto:DOJAcquisitionPolicy@usdoj.gov).

#### **9. ATTACHMENTS**

Attachment 1 – Deviation to FAR Text – FAR Part 31 (Line-In/Line-Out)

