



National Aeronautics and  
Space Administration  
Washington, DC 20546

# Procurement Class Deviation

PCD 25-32

September 26, 2025

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## CLASS DEVIATION FROM FEDERAL ACQUISITION REGULATION (FAR) PART 24 AND NASA FAR SUPPLEMENT (NFS) PART 1824 TO IMPLEMENT THE REVOLUTIONARY FAR OVERHAUL (NASA Case 2025-N036)

**PURPOSE:** To provide a Class Deviation from the FAR to implement the FAR Council's model deviation text to FAR part 24, Protection of Privacy and Freedom of Information, and deviation to NFS 1824.

**BACKGROUND:** On April 15, 2025, the Executive Order (E.O.) 14275, "[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." To implement E.O. 14275, the Office of Federal Procurement Policy (OFPP) is leading the **Revolutionary FAR Overhaul (RFO)** initiative. This effort is supported by the Federal Acquisition Regulatory Council (the Council) member agencies—General Services Administration, Department of Defense, NASA, along with other agencies. In line with the E.O., the initiative aims to eliminate unnecessary regulations and policies across all levels of the federal government.

The Office of Management and Budget (OMB) memorandum, M-25-26 issued on May 2, 2025, titled, Overhauling the Federal Acquisition Regulation, provided additional guidance to federal agencies regarding the FAR overhaul.

**FAR Streamlining.** As part of the RFO, the FAR will be streamlined to include only statutory requirements, while non-statutory content will move to new buying guides, collectively forming the Strategic Acquisition Guidance (SAG). The Council will first issue model deviation guidance by FAR part, followed by formal rulemaking through the notice-and-comment process. Agencies will have 30 days to issue class deviations based on the model text once it is released.

**Streamlining Agency Acquisition Supplements.** Agencies must streamline their FAR supplements by removing regulations not based on statute or executive orders and aligning with the FAR Council's deviation guidance. Supporting policies must also be updated to

reflect these changes. This approach ensures the NASA FAR Supplement (NFS) remains consistent with the streamlined FAR.

**FAR Buying Guides and NFS Companion Guide (CG) (coming soon).** As the FAR and the NFS are streamlined, helpful non-regulatory content will be moved to new FAR Buying Guides and NFS CG. These guides are intended to offer practical instructions and best practices for implementing effective contracting methods.

RFO part 24, Protection of Privacy and Freedom of Information, is one of several model deviations released by the FAR Council. RFO part 24 establishes the foundation of protecting individual privacy in government contracts and public requests made through the Freedom of Information Act. Burdensome, duplicative, or outdated language and language not required by statute have been removed from FAR part 24. This plain language version of FAR part 24 must be adhered to.

To align with the RFO FAR part 24, the NFS 1824, Protection of Privacy and Freedom of Information, was impacted by the removal of non-statutory and outdated language. This deviation implements the revised RFO part 24 and NFS part 1824.

***GUIDANCE:***

(1) Contracting officers must follow the RFO part 24 deviated text instead of FAR part 24 as codified at 48 CFR Chapter 24. The FAR Council's RFO text is available at <https://www.acquisition.gov/far-overhaul/far-part-deviation-guide/far-overhaul-part-24>.

(2) COs must also follow the NFS part 1824 deviated text enclosed within this deviation.

***ACTION REQUIRED BY CONTRACTING OFFICERS:*** Effectively immediately, ensure that new contract actions issued on or after the effective date complies with the policy in the PCD.

***EFFECTIVE DATE:*** This PCD is effective as dated and must remain in effect until implemented in the FAR and NFS or otherwise rescinded.

***PROVISION AND CLAUSE CHANGES:*** This deviation renders no provision or clause obsolete.

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Acting Assistant Administrator for Procurement  
**Enclosure**

Changes in the NFS Deviation text below are identified as follows:  
Deletions shown as ~~strike-throughs~~; and additions shown as **[bold in brackets]**

**PART 1824**  
**PROTECTION OF PRIVACY AND FREEDOM OF INFORMATION**  
*(September 2015)*

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<b>SUBPART</b>	<b><u>1824.1</u></b>	<b>PROTECTION OF INDIVIDUAL PRIVACY</b>
1824.102		General.
1824.103		<del>Procedures.</del>
<b>SUBPART</b>	<b><u>1824.2</u></b>	<b><del>FREEDOM OF INFORMATION ACT</del></b>
1824.203		<del>Policy.</del>

**PART 1824**  
**PROTECTION OF PRIVACY AND FREEDOM OF INFORMATION**

**Subpart 1824.1—Protection of Individual Privacy**

**1824.102 General.**

(1) For NASA rules and regulations implementing the Privacy Act, see Privacy Act - NASA Regulations, (14 CFR 1212). The Act applies to any contractor maintaining a system of records to accomplish a NASA mission.

(2) Systems of records to which the Privacy Act does not apply include—

- (i) Records maintained by a contractor on individuals employed by the contractor on its own behalf for the purpose of providing supplies and services to the Federal Government; and
- (ii) Records that—
  - (A) Are maintained under contracts with educational institutions to provide training;
  - (B) Are generated on students working under the contract relative to their attendance (admission forms, grade reports, etc.);
  - (C) Are similar to those maintained on other students; and
  - (D) Are commingled with their records on other students.

**~~1824.103 Procedures.~~**

~~(b)(2) Ensure the contract work statement references the applicable sections of 14 CFR 1212, Privacy Act - NASA Regulations and NPR 1382.1, NASA Privacy Procedural Requirements.~~

## **~~Subpart 1824.2—Freedom of Information Act~~**

### **~~1824.203 Policy.~~**

~~(a) For NASA implementation of the Freedom of Information Act, see Availability of Agency Records to Members of the Public (14 CFR 1206).~~

~~(b) When the contracting officer receives a Freedom of Information Act (FOIA) request from the public, the contracting officer shall **must** immediately refer the request to the cognizant FOIA Officer. A listing of NASA FOIA Officers and their contact information can be found [here](#).~~

CLEAN REGULATORY VERSION WITH CHANGES INCORPORATED:

**PART 1824**  
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