

# **Procurement Class Deviation**

PCD 25-19

**SEPTEMBER 22, 2025** 

# CLASS DEVIATION FROM FEDERAL ACQUISITION REGULATION (FAR) PART 51 AND NASA FAR SUPPLEMENT (NFS) PART 1851 TO IMPLEMENT THE REVOLUTIONARY FAR OVERHAUL (NASA Case 2025-N021)

**PURPOSE:** To provide a Class Deviation from the FAR to implement the FAR Council's model deviation text to FAR Part 51, Use of Government Sources by Contractors, and deviation to NFS Part 1851, Use of Government Sources by Contractors, which have been deleted and reserved.

**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 51 model deviation has been released by the FAR Council. RFO Part 51 has been deleted and reserved. Burdensome, duplicative, or outdated language and language not required by statute have been removed from FAR Part 51. RFO Part 51 statutory text and essential text retained to support sound procurement is moved to FAR Part 8, Required Sources of Supplies and Services.

To align with the RFO FAR Part 51, the NFS Part 1851, has been revised to remove non-statutory and outdated language. NFS Part 1851 statutory text and essential text retained to support sound procurement is moved to NFS Part 1808, Required Sources of Supplies and Services. This deviation implements the revised RFO Part 51 and NFS Part 1851.

#### **GUIDANCE:**

- (1) Contracting officers shall follow the RFO Part 51 deviated text instead of FAR Part 51 as codified at 48 CFR Chapter 1, Subchapter G, Part 51. The FAR Council's RFO text is available at FAR Overhaul Part 51 | Acquisition.GOV/.
- (2) COs shall also follow the NFS Part 1851 deviated text enclosed within this deviation.

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

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DATE:** This PCD is effective as dated and shall remain in effect until implemented in the FAR and NFS or otherwise rescinded.

**PROVISION AND CLAUSE CHANGES:** This deviation includes the following clause changes:

- FAR Clause 52.251-1, Government Supply Sources, has been revised to FAR clause 52.208-10, Government Supply Sources, and is now prescribed in FAR 8.105-2(c);
- FAR Clause 52.251-2, Interagency Fleet Management System Vehicles and Related Services, has been revised to FAR clause 52.208-11, GSA Fleet and Related Services, and is prescribed in FAR 8.105-3(c).

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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 1851 USE OF GOVERNMENT SOURCES BY CONTRACTORS

(Revised April 7, 2017)

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<b>SUBPART</b> 1851.102	<u>1851.1</u>	[RESERVED]  CONTRACTOR USE OF GOVERNMENT SUPPLY SOURCES  Authorization to use Government supply sources.
SUBPART	<u>1851.2</u>	CONTRACTOR USE OF INTERAGENCY FLEET -MANAGEMENT SYSTEM (IFMS) VEHICLES
1851.202 1851.205		Authorization.  Contract clause.

# PART 1851 USE OF GOVERNMENT SOURCES BY CONTRACTORS

#### Subpart 1851.1--Contractor Use of Government Supply Sources

#### 1851.102 Authorization to use Government supply sources.

(e) The contracting officer shall use the agency-wide Authorization to Use Government Supply Sources template for letters authorizing contractor use of Government supply sources.

[PN 23-15]

# Subpart 1851.2 Contractor Use of Interagency Fleet Management System (IFMS) Vehicles

#### 1851.202 Authorization.

(a) In accordance with NPR 6200.1, "NASA Transportation and General Traffic Management", the contracting officer shall confirm that the procurement request initiator has received concurrence from the Center Transportation Officer/Traffic Manager before authorizing a contractor to obtain Government-owned or -leased vehicles and related services.

#### 1851.205 Contract clause.

When the clause at FAR 52.251-2 is included in a solicitation or contract, also include the clause set forth at 1852.223-76.

## CLEAN REGULATORY VERSION WITH CHANGES INCORPORATED:

#### **PART 1851**

## **USE OF GOVERNMENT SOURCES BY CONTRACTORS**

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# PART 1851 USE OF GOVERNMENT SOURCES BY CONTRACTORS

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