



MEMORANDUM

Date: June 4, 2025

Refer To: S1QC

To: Tom Holland
Deputy Commissioner
for Office of Mission Support

From: Adam Goldstein
Associate Commissioner
for Acquisition and Grants

Subject: Request for Class Deviation from the Federal Acquisition Regulation (FAR) Parts 1, 10, and 34--DECISION

ISSUE

We request approval of a class deviation from FAR parts 1, 10, and 34 for purposes of implementing the Federal Acquisition Regulatory Council's model deviation text to FAR parts 1, 10, and 34.

BACKGROUND

Executive Order (E.O.) 14275, Restoring Common Sense to Federal Procurement, was signed on April 15, 2025. 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 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- Remove duplicative or outdated language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 initiative is referred to as the Revolutionary FAR Overhaul (RFO).

The RFO FAR Part 1 model deviation text establishes guiding principles. Statutory requirements retained in the FAR part 1 model deviation text include, but are not limited to:

- 31. United States Code (U.S.C.) 3702, Authority to Settle Claims
- 41 U.S.C. 13 et seq, Acquisition Councils
- 41 U.S.C. 17 et seq, Agency Responsibilities and Procedures
- 41 U.S.C 1908, Inflation Adjustment of Acquisition Thresholds
- 41 U.S.C. 3102, Delegation and Assignment of Powers, Functions, and Responsibilities.

Non-statutory requirements removed from FAR Part 1 include, but are not limited to:

- The list of Office of Management and Budget (OMB) approved control numbers (now listed on Acquisition.gov)
- Subpart 1.2, Administration
- Subpart 15.5, Agency and Public Participation procedures.

Another key change requires approval by the FAR Council for FAR class deviations except those required to implement agency-specific executive or statutory direction.

The RFO FAR Part 10 concerns market research. The RFO part 10 model deviation text offers acquisition teams more flexibility in their research methods. Statutory requirements retained in the FAR part 10 model deviation text include, but are not limited to:

- 10 U.S.C §3453, Preference for Commercial Products and Commercial Services
- 41 U.S.C §3306, Planning and Solicitation Requirements
- 41 U.S.C §3307, Preference for Commercial Products and Commercial Services
- 41 U.S.C. §1703 note, Effective Communication Between Government and Industry, inclusive of 41 U.S.C. §3301 et seq and 41 U.S.C. §2101 et seq.

Non-statutory requirements removed from FAR part 10 include, but are not limited to:

- Requirements to consider various issues in market research, including consolidation or bundling procurement (covered in FAR part 7)
- Requirements for disaster relief purchasing (covered in FAR part 26).

The RFO 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 (EVMS) in acquisitions designation 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. Non-statutory requirements removed from FAR part 34 include the general guidance provided in sections 34.001 through 34.005.

RECOMMENDATION


FAR 1.404(a) authorizes the approval of class deviations by the agency head or his or her designee. The Commissioner delegated this authority to grant deviation requests to the Deputy Commissioner for the Office of Mission Support.

I recommend approval of the class deviation under the authority of FAR 1.404(a), E.O. 14275, and OMB Memorandum M-25-26.

DECISION

Approval of a class deviation is:

Approved [X] Disapproved []


Tom Holland
Deputy Commissioner
for Office of Mission Support

June 11, 2025

Date

Attachments:

- (a) OMB Memorandum M-25-26



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- (b) E.O 14275



E.O. 14275.pdf

- (c) FAR part 1 model deviation text

[FAR Overhaul - Part 1 | Acquisition.GOV](#)

- (d) FAR part 10 model deviation text

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- (e) FAR part 34 model deviation text

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