



## **CLASS DEVIATION FROM THE FEDERAL ACQUISITION REGULATION**

### **Determination and Findings**

In accordance with Civilian Agency Acquisition Council (CAAC) Letter 2025-02 Supplement 1 "Supplement to CAAC Consultation to Issue a Class Deviation From the Federal Acquisition Regulation (FAR) Regarding Section 2 of the Executive Order 14148, 'Initial Rescissions of Harmful Executive Orders and Actions,' which revoked Executive Order 14057 and Section 2 of Executive Order 14208, 'Ending Procurement and Forced Use of Paper Straws'" the Department of Commerce is authorizing a class deviation to ensure compliance with Executive Orders 14148 and 14057.

### **Findings**

- Section 2 of Executive Order 14148, "Initial Rescissions of Harmful Executive Orders and Actions," of January 20, 2025 (see 90 FR 8237), revoked Executive Order 14057, "Catalyzing Clean Energy Industries and Jobs Through Federal Sustainability," of December 8, 2021.
- Section 2 of Executive Order 14208, "Ending Procurement and Forced Use of Paper Straws," of February 10, 2025 (see 90 FR 9585), directs agencies to take appropriate action to eliminate policies designed to disfavor plastic straws. Removal of requirements related to Executive Order 14057 eliminates all non-statutory sustainability requirements or preferences in purchases of food service wares, including paper straws.
- In addition to the changes due to the cited Executive Orders, recent updates to Code of Federal Regulation citations for the U.S. Department of Agriculture's BioPreferred® Program, a statutory purchasing preference program, are incorporated.
- Contracting officers are provided deviated FAR language including applicable clauses, provisions, and their alternates as included in CAAC Letter 2025-02 Supplement 1.

### **Determination**

In accordance with FAR 1.404, I hereby authorize this class deviation. The areas of the FAR that are affected by this class deviation are Parts 1, 2, 11, 18, 23, 37, and 52.

This class deviation will remain in effect until rescinded or incorporated into the FAR.

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Approved:  
Olivia J. Bradley  
Senior Procurement Executive and  
Director for Acquisition Management

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Date: