CLASS DEVIATION FROM THE FEDERAL ACQUISITION REGULATION

Determination and Findings

In accordance with the Federal Acquisition Regulatory Council (the Council) memorandum entitled, "Deviation Guidance to Support the Overhaul of the Federal Acquisition Regulation" the Department of Commerce is authorizing a class deviation to ensure compliance with Executive Order 14275, "Restoring Common Sense to Federal Procurement" and Office of Management and Budget (OMB) memorandum M-25-25, "Overhauling the Federal Acquisition Regulation."

Findings

- Section 2 of Executive Order 14275 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."

- Office of Management and Budget (OMB) memorandum M-25-25, "Overhauling the Federal Acquisition Regulation," states that the Council will issue guidance with clear, plain language model deviation text by FAR part, on a rolling basis, which streamlines the regulation back to its statutory base. The revisions will retain limited non-statutory coverage only when necessary to advance core stewardship principles and practices.

- The Council issued a memorandum entitled, "Deviation Guidance to Support the Overhaul of the Federal Acquisition Regulation," to provide guidance to agencies to support the issuance of deviations to implement Executive Order 14275 and OMB Memorandum M-25-25. This guidance states that agencies should generally issue agency-specific class deviations within 30 days after the Council has released class deviation text on acquisition.gov. On June 27, 2025, the Council released deviated language for FAR Part 6.

Determination

In accordance with FAR 1.304, I hereby authorize this class deviation. The area of the FAR that is affected by this class deviation is Part 6.

This class deviation will remain in effect until rescinded or incorporated into the FAR.

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