



PROCUREMENT MEMORANDUM 2026-01

ACTION

MEMORANDUM FOR: Senior Bureau Procurement Officials

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

SUBJECT: Federal Acquisition Regulation (FAR) Deviation Procedures for
Agency Implementation of the Revolutionary FAR Overhaul (RFO)

Background

On May 2, 2025, the Federal Acquisition Regulatory Council (FAR Council) issued a memorandum entitled, “Deviation Guidance to Support the Overhaul of the Federal Acquisition Regulation”. The memorandum provided guidance for agencies to issue FAR deviations to adopt the FAR Council’s model deviation text, to implement Executive Order 14275, “Restoring Common Sense to Federal Procurement,” and OMB Memorandum M-25-26, “Overhauling the Federal Acquisition Regulation.” This guidance states agencies should prepare to streamline their FAR supplements to minimize regulations that are not based in statute or executive order and should align with the FAR Council’s deviation guidance. Agency alignment should also address policies that further implement the agency’s regulatory supplements.

Purpose

This procurement memorandum provides guidance for implementing the Commerce Acquisition Regulation (CAR) and Commerce Acquisition Manual (CAM).

Required Actions

- a. Effective immediately, contracting officers shall comply with the revised CAR and CAM language found in Attachment A.
- b. For published FAR deviations¹ that are not effective immediately but permit immediate adoption, contracting officers shall note in memos and other written documentation any deviated FAR parts being used before the effective date. For any provision or clause

¹ These are FAR deviations that have been signed by the Department of Commerce Senior Procurement Executive. Publication of the model deviation text on acquisition.gov does not constitute an executed FAR deviation for the Department of Commerce.

being used before the effective date, the whole provision or clause shall be inputted into the solicitation or contract, even if otherwise designated as one “incorporated by reference.”

Effective Date

This procurement memorandum is effective immediately and remains in effect until rescinded.

Questions

Please direct any questions regarding this procurement memorandum to
OAM_Mailbox@doc.gov.

Attachment A – FAR Deviation Text