

Acquisition Alert 25-18

TO: All Contracting Activities

FROM: Michael W. Derrios Senior Procurement Executive U.S. Department of State Ramona E Watts-Sutton Digitally signed by Ramona E Watts-Sutton Date: 2025.05.22 14:15:56 -04'00'

SUBJECT: Federal Acquisition Regulation (FAR) Class Deviation for FAR Part 34 in Support of Executive Order on Restoring Common Sense to Federal Procurement

1. Introduction: The purpose of this Acquisition Alert is to issue a FAR class deviation to parts 34 for purposes of implementing the Federal Acquisition Regulatory Council's model deviation text to those parts.

2. Background: On April 15, 2025, Executive Order (E.O.) 14275 on 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."

The FAR is being updated to:

- Remove language that is 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- Remove duplicative or outdated language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 project is referred to as the Revolutionary FAR Overhaul (RFO) initiative. This class deviation is issued under the authority of E.O. 14275, OMB M-25-25, and 48 CFR 1.4.

Deviation Summary

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 in acquisitions designated 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. Subpart 34.1 deals with statutory requirements tied to 50 U.S.C. 4531 et seq. Subpart 34.2 deals with Earned Value Management requirements tied to OMB Circular A-11. Non-statutory requirements removed from FAR part 34 include the general guidance provided in sections 34.001 through 34.005. In addition, the provisions at FAR 52.234-2 and 52.234-3 have also been removed and should no longer be utilized.

Corresponding DOSAR Deviation Summary

Based on the Council's model deviated language, a class deviation is hereby issued to the Department of State Acquisition Regulations (DOSAR) to make the following corresponding changes:

• Rescinding DOSAR part 634 because the corresponding FAR subsections have been removed.

3. Acquisition Impact: The changes resulting from this class deviation affect all DoS procurements and contracting activities.

4. Action Required: The acquisition workforce must follow the RFO part 1 model deviation text instead of FAR part 1 as codified at 48 CFR Chapter 1 and the RFO part 34 deviation text instead of FAR part 34 as codified at 48 CFR Chapter 34. The Council's RFO model deviation text is available at <u>Acquisition.gov/far-overhaul</u>, and is incorporated into this class deviation.

5. Effective Date: While this Acquisition Alert is effective upon issuance, the model deviated language was released on May 2, 2025.

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- **6. Expiration Date:** This Acquisition Alert expires upon incorporation into the FAR, DOSAR, and/or DOSAM.
- **7. Additional Information:** Questions regarding this Acquisition Alert may be directed to <u>AcquisitionPolicy@state.gov</u>.

8. Attachments:

Attachment A - DOSAR Deviation Line Out Document (Part 634)

9. Referenced Documents, Checklists, Guides and Templates:

FAR Part 34 Deviation Line Out Document