

Department of the Interior Acquisition, Arts, and Asset Policy (DOI-AAAP)

Title	Class Deviation Regarding Executive Orders 14148 and 14208
Reference Number	0210
Version Number	01
Function(s)	Acquisition
Point of Contact	Antonia Giammo
Source of this Requirement	CAAC Letter 2025-02, Supplement 1
Regulatory Reference	CAAC Letter 2025-02, Supplement 1, FAR

Version Detail

The table below describes the version history of this policy.

Version Number	Date	Author	Description of update
01	Date of Signature	Antonia Giammo	Implements the CAAC Letter 2025-02, Supplement 1 deviation for the Department of the Interior to implement Executive Orders 14148 and 14208.

Purpose:

The purpose of this policy is to issue a Class Deviation to the Federal Acquisition Regulation (FAR) to implement Section 2 of Executive Orders (EO) [14148, Initial Rescissions of Harmful Executive Orders and Actions](#), which revoked [EO 14057, Catalyzing Clean Energy Industries and Jobs Through Federal Sustainability](#), and [EO 14208, Ending Procurement and Forced Use of Paper Straws](#), in accordance with [Civilian Agency Acquisition Council \(CAAC\) Letter 2025-02, Supplement 1](#).

Scope:

This policy applies to Department of the Interior (DOI) solicitations and contracts subject to the Federal Acquisition Regulation (FAR).

Effective date:

This policy is effective upon signature and will remain in effect until the FAR is amended or the policy is otherwise rescinded.

Background:

[CAAC Letter 2025-02, Supplement 1](#) issues a class deviation from the FAR regarding [14148, Initial Rescissions of Harmful Executive Orders and Actions](#), rescinding [EO 14057, Catalyzing Clean Energy Industries and Jobs Through Federal Sustainability](#); and [EO 14208, Ending Procurement and Forced Use of Paper Straws](#). Several FAR regulations, provisions and clauses promulgated to enforce EO 14057 are not consistent with the direction of the President.

EO 14208, Ending Procurement and Forced Use of Paper Straws, directs agencies to take appropriate action to eliminate policies designed to disfavor plastic straws. CAAC Letter 2025-02, Supplement 1 describes changes to the FAR to ensure compliance with EO 14148 and 14208 as outlined above, and serves as consultation in accordance with FAR 1.404, authorizing agencies to issue a class deviation to implement the necessary changes.

Action:

In advancement of Section 2 of Executive Order 14208, the 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 removing requirements related to Executive Order 14057, the [CAAC Letter 2025-02, Supplement 1](#) attachment also reflects recent updates to Code of Federal Regulation citations for the U.S. Department of Agriculture's BioPreferred® Program, a statutory purchasing preference program.

Contract specialists and contracting officers shall:

- Use the revised definitions in part 2 and follow the revised procedures in parts 11, 18, 23, and 37 as illustrated in [CAAC Letter 2025-02, Supplement 1](#).
- When issuing new solicitations or contracts, **do not include** the following provisions and clauses:
 - 52.204-8 Annual Representations and Certifications (JAN 2025)
 - 52.212-3 Offeror Representations and Certifications—Commercial Products and Commercial Services (MAY 2024)
 - 52.212-5 Contract Terms and Conditions Required To Implement Statutes or Executive Orders—Commercial Products and Commercial Services (JAN 2025)
 - 52.213-4 Terms and Conditions—Simplified Acquisitions (Other Than Commercial Products and Commercial Services) (JAN 2025)
 - 52.223-1 Biobased Product Certification (MAY 2024)
 - 52.223-2 Reporting of Biobased Products Under Service and Construction Contracts (MAY 2024)
 - 52.223-10 Waste Reduction Program (MAY 2024)
 - 52.223-19, Compliance with Environmental Management Systems (MAY 2011)
 - 52.223-22, Public Disclosure of Greenhouse Gas Emissions and Reduction Goals—Representation (DEC 2016)
 - 52.223-23, Sustainable Products and Services (MAY 2024)
- When issuing new solicitations or contracts, **include** the following provision and clause deviations, which are provided in the attachment, if applicable.
 - 52.204-8 Annual Representations and Certifications (JAN 2025) (DEVIATION FEB 2025)
 - 52.212-3 Offeror Representations and Certifications—Commercial Products

- and Commercial Services (MAY 2024) (DEVIATION FEB 2025)
 - 52.212-5 Contract Terms and Conditions Required To Implement Statutes or Executive Orders—Commercial Products and Commercial Services (JAN 2025) (DEVIATION FEB 2025)
 - 52.213-4 Terms and Conditions—Simplified Acquisitions (Other Than Commercial Products and Commercial Services) (JAN 2025) (DEVIATION FEB 2025)
 - 52.223-1 Biobased Product Certification (MAY 2024) (DEVIATION FEB 2025)
 - 52.223-2 Reporting of Biobased Products Under Service and Construction Contracts (MAY 2024) (DEVIATION FEB 2025)
 - 52.223-10 Waste Reduction Program (MAY 2024) (DEVIATION FEB 2025)
 - 52.223-23, Sustainable Products and Services (MAY 2024 (DEVIATION FEB 2025))
- When issuing new solicitations, **include** the following notice until system updates are made:
 - "System updates may lag policy updates. The System for Award Management (SAM) may continue to require entities to complete representations based on provisions that are not included in agency solicitations, including 52.223-22, Public Disclosure of Greenhouse Gas Emissions and Reduction Goals—Representation, and paragraph (t) of 52.212-3, Offeror Representations and Certifications—Commercial Products and Commercial Services. Agencies will not consider or use these representations. Entities are not required to, nor are they able to, update their entity registration to remove these representations in SAM."

Any open solicitations should be amended to include these required provisions and clauses provided in the attachment.

All existing contracts must be modified no later than ninety (90) days from the effective date of this policy to remove and add clauses in accordance with the above.

Attachments:

[Civilian Agency Acquisition Council \(CAAC\) Letter 2025-02, Supplement 1](#)

Approval Signature

3/21/2025

X Megan Olsen

Megan Olsen
Director, Office of Acquisition and Pro...
Signed by: MEGAN OLSEN