



Global Acquisitions

U.S. DEPARTMENT *of* STATE

Acquisition Alert 26-06-01

TO: All Contracting Activities

FROM: Sharon D. James
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SUBJECT: Federal Acquisition Regulation (FAR) Class Deviation for FAR Part 45 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 part 45 for purposes of implementing the Federal Acquisition Regulatory Council's model deviation text to that part. **The purpose of this amendment is to revise the effective date. Changes implemented as part of this amendment are outlined in red font.**

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- Remove duplicative or outdated language;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 plain language;
- Revise language for the new FAR framework; and
- 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 45, Government Property, has been retained with minimal deletions and minor updates made for plain language. No changes were made to provisions or clauses. The revised language includes the following:

- The FAR Companion Guide will include additional guidance and best practices to support this FAR part.
- All of the clauses and provisions for this part have been retained with no changes.

Statutory requirements retained in the RFO FAR part 45 model deviation include:

- 40 U.S.C. § 503, Exchange or Sale of Similar Items
- 40 U.S.C. § 524, Duties of Executive Agencies
- 40 U.S.C. § 546, Contractor Inventories

Non-statutory requirements removed from FAR part 45 and moved to the FAR Companion:

- 45.104 (b) and (d), Responsibility and liability for Government property,
- 45.201 (d), solicitation instructions or property management,
- 45.606 (b), Contractor scrap procedures

Corresponding DOSAR Deviation Summary

There is Department of State Acquisition Regulation (DOSAR) coverage at DOSAR part 645. However, no changes are required for this part based on the FAR Overhaul changes.

3. Acquisition Impact: The changes resulting from this class deviation affect all DoS procurements issued on or after the effective date of the AA.

4. Action Required: The acquisition workforce must follow the RFO part 45 model deviation text instead of FAR part 45 as codified at 48 CFR Chapter 1. The FAR Council's RFO model deviation text is available at [Acquisition.gov/far-overhaul](https://www.acquisition.gov/far-overhaul), and is incorporated into this class deviation.

- a. For new solicitations or contracts, when using any provisions or clauses that have been revised, utilize the RFO model deviation language at RFO FAR

part 52. Do not include any of the removed provisions or clauses in future solicitations and contracts.

- b. For open solicitations or awarded contracts, the contracting officer has discretion regarding the need to enforce or amend the provisions or clauses. Note that without some of the removed provisions or clauses, the contracting officer may be required to separately address certain aspects in the contract.

5. Effective Date: The model deviated language was released on September 11, 2025; however, this deviation is effective **January 30, 2026, or 30 days following the end of the current lapse in appropriations; whichever is later.**

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 AcquisitionPolicy@state.gov.

8. Attachments: None.

9. Referenced Documents, Checklists, Guides and Templates:

[FAR Part 45 Practitioner Album](#)