



National Aeronautics and
Space Administration
Washington, DC 20546

Procurement Class Deviation

PCD 25-10

July 27, 2025

CLASS DEVIATION FROM FEDERAL ACQUISITION REGULATION (FAR) PART 6 AND NASA FAR SUPPLEMENT (NFS) PART 1806 TO IMPLEMENT THE REVOLUTIONARY FAR OVERHAUL (NASA Case 2025-N012)

PURPOSE: To provide a Class Deviation from the FAR to implement the FAR Council's model deviation text to FAR Part 6, Competition Requirements, and deviation to NFS 1806.

BACKGROUND: On April 15, 2025, the Executive Order (E.O.) 14275, ["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." To implement E.O. 14275, the Office of Federal Procurement Policy (OFPP) is leading the **Revolutionary FAR Overhaul (RFO)** initiative. This effort is supported by the Federal Acquisition Regulatory Council (the Council) member agencies (General Services Administration, Department of Defense, NASA), along with other agencies. In line with the E.O., the initiative aims to eliminate unnecessary regulations and policies across all levels of the federal government.

The Office of Management and Budget (OMB) memorandum, M-25-26 issued on May 2, 2025, titled, Overhauling the Federal Acquisition Regulation, provided additional guidance to federal agencies regarding the FAR overhaul.

FAR Streamlining. As part of the RFO, the FAR will be streamlined to include only statutory requirements, while non-statutory content will move to new buying guides, collectively forming the Strategic Acquisition Guidance (SAG). The Council will first issue model deviation guidance by FAR part, followed by formal rulemaking through the notice-and-comment process. Agencies will have 30 days to issue class deviations based on the model text once it is released.

Streamlining Agency Acquisition Supplements. Agencies must streamline their FAR supplements by removing regulations not based on statute or executive orders and aligning with the FAR Council's deviation guidance. Supporting policies must also be updated to reflect these changes. This approach ensures the NFS remains consistent with the streamlined FAR.

FAR Buying Guides and NFS Companion Guide (CG) (coming soon). As the FAR and the NFS are streamlined, helpful non-regulatory content will be moved to new FAR Buying Guides and NFS CG. These guides are intended to offer practical instructions and best practices for implementing effective contracting methods.

RFO Part 6, Competition Requirements, is one of a few model deviations released by the FAR Council. RFO Part 6 establishes policies and procedures for full and open competition. Burdensome, duplicative, or outdated language and language not required by statute have been removed from FAR Part 6. This plain language version of FAR Part 6 shall be adhered to.

To align with the RFO FAR Part 6, the NFS 1806, is revised to remove non-statutory and outdated language. This deviation implements the revised RFO Part 6 and NFS Part 1806.

GUIDANCE:

(1) Contracting officers (COs) shall follow the RFO Part 6 deviated text instead of FAR Part 6 as codified at 48 Code of Federal Regulations (CFR) Chapter 6. The FAR Council's RFO text is available at [FAR Overhaul - Part 6 | Acquisition.GOV](#)

(2) COs shall also follow the NFS Part 1806 deviated text enclosed within this deviation.

ACTION REQUIRED BY CONTRACTING OFFICERS: Effectively immediately, ensure that new contract actions issued on or after the effective date complies with the policy in the PCD.

EFFECTIVE DATE: This PCD is effective as dated and shall remain in effect until implemented in the FAR and NFS or otherwise rescinded.

PROVISION AND CLAUSE CHANGES: N/A

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Karla Smith
Jackson

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Karla Smith Jackson
Assistant Administrator for Procurement
Enclosure

Changes in the NFS Deviation text below are identified as follows:
Deletions shown as ~~strike throughs~~; and additions are shown as **[bold in brackets]**.

PART 1806
COMPETITION REQUIREMENTS
(Revised June 8, 2017)

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PART 1806
COMPETITION REQUIREMENTS

[RESERVED]

~~Subpart 1806.2—Full and Open Competition After Exclusion of Sources~~

~~1806.202 Establishing or maintaining alternative sources.~~

~~(a) The authority of FAR 6.202 is to be used to totally or partially exclude a particular source.~~

~~(b)(1) The Senior Procurement Executive is the designated official to approve the determination and findings required by FAR 6.202(b).~~

~~.~~

~~1806.202-70 Formats.~~

~~The contracting officer shall use the agency-wide Authority to Exclude a Source Determination and Findings template to document the file for all actions excluding a particular source under the authority of FAR 6.202(a).~~

~~Subpart 1806.3—Other Than Full and Open Competition~~

~~1806.302 Circumstances permitting other than full and open competition.~~

~~1806.302-4 International agreement.~~

~~(c) Pursuant to 10 U.S.C. 3204, an individual justification for other than full and open competition under the authority of FAR 6.302-4 is not required when the procurement officer signs a Memorandum for the Record that describes the specific terms of the international agreement or treaty that limit acquisitions in support of, or as a result of, the agreement or treaty to less than full and open competition.~~

~~[PN 23-12]~~

~~1806.302-7 Public interest.~~

~~(c)(2) The NASA Headquarters, Office of Legislative and Intergovernmental Affairs is responsible for notifying Congress. The Headquarters Office of Procurement, Procurement Strategic Operations Division shall request the notice to Congress be made immediately upon approval of a D&F and shall advise the contracting activity of the date upon which the notification period ends.~~

~~(3) The contracting officer shall prepare the D&F required by FAR 6.302-7(c)(1) in any format that clearly documents the determination and the supporting findings.~~

~~1806.303 Justifications.~~

~~1806.303-1 Requirements.~~

~~(c) Justifications for using less than full and open competition may be prepared by the technical office initiating the contract action when it is recommending the use of the justification authority, or by the contracting officer if the technical office does not make such a recommendation.~~

~~(d) The contracting officer shall send a copy of each approved justification or D&F that cites the authority of FAR 6.302-7 to the Headquarters Office of Procurement, Procurement Strategic Operations Division, unless one of the exceptions at FAR 25.401 applies to the acquisition. The transmittal shall indicate that the justification is being furnished under FAR 6.303-1.~~

~~1806.303-170 Sole source purchases by contractors.~~

~~The requirements of FAR Part 6 and NFS part [1806](#) apply if NASA directs a prime contractor (by specifications, drawings, parts lists, or otherwise) to purchase items on a sole source basis. Accordingly, procurement officers shall take necessary actions to ensure that such sole source acquisitions are properly justified.~~

~~1806.303-2 Content.~~

~~(a) The contracting officer shall use the Justification for Other than Full and Open Competition (JOFOC) template to document the file for all JOFOC actions using the authorities under FAR 6.302.~~

~~1806.303-270 Use of unusual and compelling urgency authority.~~

~~(a) When using the authority of FAR 6.302-2, the justification required in FAR 6.303 shall describe and provide rationale as to the extent and nature of the harm to the Government by: quantifying the serious injury; estimating the cost and describing the basis for the estimate of the financial injury. If personal injury or loss of life or any other injury is probable, describe the circumstances behind this potential injury/loss and why no other action could avert these conditions. Include a chronological explanation of events that caused the urgent situation. The justification must also explain the extent to which competition is limited and describe the extent to which maximum practicable competition was obtained given the circumstances.~~

~~(b) If the authority at FAR 6.302-2 is used for extending the performance period of an existing services contract, the justification shall contain the information required by FAR 6.303-2 and;~~

~~(1) Documentation that the acquisition process for the successor contract was started early enough to allow for adequately planning and conducting a full and open competition, together with a description of the circumstances that prevented award in a timely manner; and~~

~~(2) Documentation of the reasons why no other source could practicably compete for the interim requirement.~~

~~1806.304 Approval of the justifications.~~

~~(a) Contracting officers shall obtain concurrences and approvals for justifications. Additionally, if there are any changes to the requirements, basis for the justification, market conditions, or increases in the estimated value of the proposed action occur at any time prior to award, the contracting officer shall re-obtain the required concurrences and approvals via a revised justification.~~

Concurrences and approvals for justifications of contract actions consistent with the dollar values identified in FAR subparts 6.2 and 6.3 shall be obtained from the following NASA officials:

~~(a)(2) The approving official is the contracting activity Competition Advocate.~~

~~(a)(3) The concurring officials are the procurement officer and the contracting activity Competition Advocate. The approving official is the head of the contracting activity. The approval authority may not be delegated to other than the installation's deputy procurement officer.~~

~~(a)(4) The concurring officials are the procurement officer, the contracting activity Competition Advocate, the head of the contracting activity, and the Agency Competition Advocate. The approving official is the Senior Procurement Executive.~~

~~—(b) For proposed contract actions requiring approval by the Senior Procurement Executive, the justification shall be transmitted electronically to the cognizant Procurement Strategic Operations Division Procurement Analyst in Headquarters' Office of Procurement.~~

~~—(c) Regardless of dollar value, class justifications shall be approved by the Senior Procurement Executive.~~

~~/PN 19-05, PN 20-03, PN 24-05/~~

~~Subpart 1806.5—Advocates for Competition~~

~~1806.501 Requirement.~~

~~—(1) The Deputy Assistant Administrator for Procurement is the agency competition advocate, reporting to the Assistant Administrator for Procurement on issues related to competition of NASA acquisitions.~~

~~—(2) The designated individual competition advocate at each NASA installation is identified in the [Procurement Ombudsman / Competition Advocate Points of Contact](#) listing.~~

CLEAN REGULATORY VERSION WITH CHANGES INCORPORATED:

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