

**Class Deviation for Federal Acquisition Regulation Part 4 in accordance with Executive Order 14275, “Restoring Common Sense to the Federal Procurement”
(2026-0003)**

1. Purpose: To issue a class deviation to Federal Acquisition Regulation (FAR) Part 4 for purposes of implementing the FAR Council’s model deviation text to FAR Part 4.

2. Effective Date: Immediately.

3. Expiration Date: Expires when the FAR Council’s model deviation text to FAR Part 4 is incorporated into the FAR or this class deviation is otherwise rescinded.

4. Background: On April 15, 2025, the [Executive Order \(EO\) 14275, Restoring Common Sense to Federal Procurement](#), was signed. Section 2 of the EO 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- Remove duplicative or outdated language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.

5. Summary of Changes: FAR Part 4, *Administrative and Information Matters*, has been reorganized within each subpart to follow the acquisition process (i.e., steps to take before solicitation vs. after award). This new structure makes it easier and faster to find needed information at each stage of a procurement. A significant amount of content is also relocated to FAR Part 40 to better align with security requirements.

Statutory requirements retained in the RFO FAR Part 4 model deviation include, but are not limited to, the following:

- 26 U.S.C. §§ 6041 et seq, Information Concerning Transactions with Other Persons
- 26 U.S.C. § 6109, Identifying Numbers
- 31 U.S.C. § 6303, Using Procurement Contracts
- 31 U.S.C. § 7701, Taxpayer Identifying Number
- 41 U.S.C. § 1122, Functions, Federal Procurement Data System
- 41 U.S.C. § 1712, Record Requirements
- 41 U.S.C. § 2301, Use of Electronic Commerce in Federal Procurement
- 41 U.S.C. § 4706, Examination of Facilities and Records of Contractor
- Pub. L. 109-282, Federal Funding Accountability and Transparency Act of 2006
- Pub. L. 113-101, Digital Accountability and Transparency Act of 2014

Non-statutory requirements removed from FAR Part 4 include, but are not limited to, the following:

- The model deviation text deletes subpart 4.2 “Contract Distribution”. This subpart, which prescribed procedures for distributing paper copies of contracts, is now obsolete in an acquisition environment dominated by electronic contract writing, signature, and distribution systems. Essential notification requirements, such as informing the payment office, are now covered in other sections, to include the new 4.307.
- Subparts 4.4, 4.19, 4.20, 4.21, 4.22, and 4.23 are all security- related and are relocated to RFO FAR part 40.
- The following provisions and clauses are removed and incorporated into RFO FAR Part 40.
 - 52.204-2 Security Requirements.
 - 52.204-21 Basic Safeguarding of Covered Contractor Information Systems.
 - 52.204-23, Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab Covered Entities.
 - 52.204-24, Representation Regarding Certain Telecommunications and Video Surveillance Services or Equipment.
 - 52.204-25, Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment.
 - 52.204-26, Covered Telecommunications Equipment or Services—Representation.
 - 52.204-27, Prohibition on a ByteDance Covered Application.
 - 52.204-28, Federal Acquisition Supply Chain Security Act Orders—Federal Supply Schedules, Governmentwide Acquisition Contracts, and Multi-Agency Contracts.
 - 52.204-29, Federal Acquisition Supply Chain Security Act Orders—Representation and Disclosures.
 - 52.204-30, Federal Acquisition Supply Chain Security Act Orders—Prohibition.
- The following provisions and clauses are removed as they are obsolete.
 - 52.204-1, Approval of Contract.
 - 52.204-22, Alternative Line Item Proposal.

6. Required Action: The CFPB acquisition workforce shall follow the RFO Part 4 and corresponding 52 model deviation text instead of FAR Parts 4 and 52 as codified at 48 CFR Chapter 1. The Council’s RFO Part 4 model deviation text is available at [Acquisition.gov/far-overhaul](https://www.acquisition.gov/far-overhaul) and is incorporated into this class deviation.

- 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](https://www.acquisition.gov/far-overhaul). Do not include any of the removed provisions or clauses in future solicitations and contracts.
- 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.

- For any solicitation or contract using RFO provisions or clauses, contracting officers may include the following language: *“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 this solicitation. Contracting officers will rely on representations from offers based on provisions in the solicitation. Entities are not required to, nor are they able to, update their entity registration to remove these representations in SAM.”*
- Contracting activities must review templates and related standard operating procedures to align with this deviation and remove unnecessary processes and steps.

7. Applicability: This class deviation applies to all CFPB procurements.

8. Authority: This deviation is issued under the authority of Executive Order 14275, OMB Memo M-25-26, 48 CFR 1.4, and RFO FAR 1.304.

9. Point of Contact: If you have any questions, please contact Vanessa del Toro, Supervisory Contracting Officer, at vanessa.deltoro@cfpb.gov.

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