



# Global Acquisitions

U.S. DEPARTMENT *of* STATE

## Acquisition Alert 26-14

**TO:** All Contracting Activities

**FROM:** Sharon D. James  
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U.S. Department of State

**SUBJECT:** Federal Acquisition Regulation (FAR) Class Deviation for FAR Part 22 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 22 for purposes of implementing the Federal Acquisition Regulatory Council's model deviation text to that part.
- 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- Remove duplicative or outdated language;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 22, Application of Labor Laws to Government Acquisitions, has been retained with updates made for plain language. This part has been significantly streamlined by moving wage determinations, Service Contract Labor Standards, and other sections to the FAR Companion (see below for more information).

Statutory requirements and presidential directives retained in the RFO FAR part 22 model deviation include, but may not be limited to, the following:

- 8 U.S.C. § 1324a, Unlawful Employment of Aliens
- 18 U.S.C. § 874, Kickbacks from Public Works Employees
- 22 U.S.C. §§ 7101 et seq, Trafficking Victims Protection
- 29 U.S.C. §§ 201 et seq, Fair Labor Standards
- 29 U.S.C. § 793, Employment Under Federal Contracts
- 38 U.S.C. § 4212, Veterans' Employment Emphasis Under Federal Contracts
- 40 U.S.C. §§ 3141 et seq, Wage Rate Requirements
- 40 U.S.C. §§ 3701 et seq, Contract Work Hours and Safety Standards
- 41 U.S.C. § 6502, Required Contract Terms
- 41 U.S.C. §§ 6701 et seq, Service Contract Labor Standards
- E.O. 11755, Relating to Prison Labor, as amended by E.O.s 12608 and 12943
- E.O. 13126, Prohibition of Acquisition of Products Produced by Forced or Indentured Child Labor
- E.O. 13496, Notification of Employee Rights Under Federal Labor Laws
- E.O. 13706, Establishing Paid Sick Leave for Federal Contractors
- E.O. 14063, Use of Project Labor Agreements for Federal Construction Projects

Non-statutory requirements removed from FAR part 22 include, but are not limited to, the following:

- The definitions of “Wage and Hour Division” and “Wage Determination” formerly at section 22.1001, are removed and expected to be included in the FAR Companion.
- Subpart 22.8, “Equal Employment Opportunity”, is removed and marked reserved to comply with E.O. 14173, Ending Illegal Discrimination and Restoring Merit-Based Opportunity.
- Subpart 22.11, “Professional Employee Compensation” is removed and marked reserved.
- Subpart 22.1003-1 Service Contract Labor Standards, Applicability

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The following provisions and clauses are removed and marked reserved to comply with E.O. 14173 or because they are not required by statute or essential to sound procurement:

- 52.222-21 (Clause), Prohibition of segregated facilities
- 52.222-22 (Provision), Previous Contracts and Compliance Reports
- 52.222-23 (Provision), Notice of Requirement for Affirmative Action To Ensure Equal Employment Opportunity for Construction
- 52.222-24 (Provision), Preaward On-Site Equal Opportunity Compliance Evaluation
- 52.222-25 (Provision), Affirmative Action Compliance
- 52.222-26 (Clause), Equal Opportunity
- 52.222-27 (Clause), Affirmative Action Compliance Requirements for Construction
- 52.222-29 (Clause), Notification of Visa Denial
- 52.222-38 (Provision), Compliance with Veterans' Employment Reporting Requirements
- 52.222-46 (Provision), Evaluation of Compensation for Professional Employees

### ***Corresponding DOSAR Deviation Summary***

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

- Adjusting terminology and section titles to mirror FAR part 22 changes; and
- Other administrative updates.

**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 22 model deviation text instead of FAR part 22 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.

**5. Effective Date:** The model deviated language was released on September 30, 2025; however, this deviation will be effective on February 27, 2026.

**6. Expiration Date:** This Acquisition Alert expires upon incorporation into the FAR, DOSAR, and/or DOSAM.

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**7. Additional Information:** Questions regarding this Acquisition Alert may be directed to [AcquisitionPolicy@state.gov](mailto:AcquisitionPolicy@state.gov).

**8. Attachments:** [DOSAR Part 22 Deviation Line In Line Out](#)

**9. Referenced Documents, Checklists, Guides and Templates:**

[FAR Part 22 Practitioner Album](#)