



# Global Acquisitions

U.S. DEPARTMENT *of* STATE

## Acquisition Alert 25-44-01

**TO:** All Contracting Activities

**FROM:** Sharon D. James  
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**SUBJECT:** Federal Acquisition Regulation (FAR) Class Deviation for FAR Part 46 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 46 for purposes of implementing the Federal Acquisition Regulatory Council's model deviation text to those parts. **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- Remove duplicative or outdated language.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 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. 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FAR Part 46, Quality Assurance, has been revised to remove content determined to be outdated, redundant or otherwise unnecessary, use plain language, and simplify procedures to allow for more flexibility for the acquisition team. This section retains requirements based in statute, but other subparts have been reorganized and removed for clarity.

Statutory requirements retained in the RFO FAR part 46 model deviation include, but are not limited to, the following:

- Value Engineering (41 U.S.C. § 1711)
- Preference for Commercial Products and Commercial Services (41 U.S.C. § 3307)
- Federal Acquisition Streamlining Act of 1994 (FASA)(P.L. 103-355)
- Detection and Avoidance of Counterfeit Electronic Parts (Pub. L. 112-81 Sec 818)
- Subparts 46.1, 46.2, 46.3, 46.4, 46.5, 46.6, 46.7, 46.8 are streamlined.
- All Definitions at 46.101 are retained.
- All existing clauses are retained with no changes to the text.

Non-statutory requirements removed from FAR part 46 include the following:

- FAR Section 46.105 Contractor Responsibilities is deleted and marked reserved, as the content was redundant to contract clauses.
- Section 46.704 Authority for Use of Warranties is deleted and marked reserved. This section stated that warranty use must be approved by agency procedures.

**3. Acquisition Impact:** The changes resulting from this class deviation affect all DoS procurements and contracting activities. The DOSAR does not cover FAR part 46 and therefore is not impacted by this deviation.

**4. Action Required:** The acquisition workforce must follow the RFO part 46 model deviation text instead of FAR part 46 as codified at 48 CFR Chapter 1. The 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.

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- 5. Effective Date:** This Acquisition Alert is effective **January 30, 2026, or 30 days following the end of the current lapse in appropriations; whichever is later.** The model deviated language was released on August 21, 2025.
- 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](mailto:AcquisitionPolicy@state.gov).
- 8. Attachments:** None.
- 9. Referenced Documents, Checklists, Guides and Templates:** [Part 46 Practitioner Guide](#)