

# Memorandum

**TO:** Office of Management Services **DATE:** March 9, 2026

**FROM:** Cindy Hennigan  
Deputy Managing Director  
Office of Managing Director  
Senior Procurement Executive

**SUBJECT:** Class Deviation for Federal Acquisition Regulation Part 8 in Support of Executive Order on Restoring Common Sense to Federal Procurement

1. **Purpose:** To issue a class deviation to Federal Acquisition Regulation (FAR) Part 8 for purposes of implementing the FAR Council's model deviation text to FAR Part 8.
2. **Effective Date:** Immediately
3. **Expiration Date:** Expires when incorporated into the FAR or is otherwise rescinded.
4. **Background:** On April 15, 2025, the 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- Remove duplicative or outdated language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 initiative will make the FAR more concise, understandable, and focused on core procurement requirements.

**5. Summary of Changes.** Summary of Changes. FAR Part 8, Required Sources of Supplies and Services, is significantly updated. The model deviation language:

- Enhances usability by restructuring and organizing the part in the logical flow of the acquisition lifecycle.
- Simplifies mandatory source guidance.
- Make the use of Governmentwide Best-In-Class (BIC) contracts mandatory.
- Retains focus on the Importance of the AbilityOne Program.

This revolutionary change also moves the procedures for ordering under the Federal Supply Schedule (FSS) from the FAR into the General Services Administration Acquisition

Regulation (GSAR). The new language represents a significant shift from the overly prescriptive framework found in FAR subpart 8.4. FSS ordering procedures have been revised to create a streamlined structure that provides only the essential requirements needed to place orders and establish blanket purchase agreements (BPAs) against FSS contracts.

This streamlined structure enhances the speed of acquisition, and empowers acquisition professionals to use innovative approaches to acquire products/services/solutions under the FSS program.

Statutory requirements retained in the RFO FAR Part 8 model deviation include, but are not limited to, the following:

- Use of Procedures Other than Competitive Procedures (10 U.S.C. § 3204)
- Products of Federal Prison Industries (10 U.S.C. § 3905)
- Purchase of Prison-Made Products by Federal Departments (18 U.S.C. § 4124)
- Services for Executive Agencies (40 U.S.C. § 501)
- Architectural and Engineering Services (40 U.S.C. § 1103 Note)
- Competitive Procedures (41 U.S.C. § 152(3))
- Requirements for Purchase of Property and Services Pursuant to Multiple Award Contracts (41 U.S.C. § 3302)
- Use of Noncompetitive Procedures, (41 U.S.C. § 3304)
- Committee for Purchase from People Who are Blind or Severely Disabled (41 U.S.C. §§ 8501 et seq)
- Production and Procurement of Printing and Binding (44 U.S.C. §§ 501 et seq)
- Services Acquisition Reform Act of 2003 (Pub. L. 108-136)

Change	Description
Retained	<ul style="list-style-type: none"> <li>• The substance of the Scope in 8.000 is retained.</li> <li>• Definitions are consolidated in section 8.001.</li> <li>• Leasing of Motor Vehicle guidance for authorizing contractor use of GSA Fleet is preserved and moved from subpart 8.11 to subsection 8.105-3.</li> <li>• Use of Mandatory Sources. The priorities and requirements for use of mandatory sources are moved from 8.002 to new sections 8.102 and 8.103. Former section 8.003 Use of Other Mandatory Sources, is deleted, but its content is preserved and merged into the new section 8.101.</li> <li>• Section 8.104 Use of Existing Contracts replaces section 8.004 Use of Other Sources. Governmentwide "required use" contracts or BPAs are now required to be used when a commercial product or commercial service meets an agency's need, unless approved by the Head of the Contracting Activity (HCA). If a Governmentwide "required use" contract or BPA is not suitable, agencies should consider use of other existing governmentwide contracts, BPAs, or shared services.</li> <li>• Contractor permitted use of Government supply sources. This new content moves from FAR part 51 to the new section at 8.105. A new clause is prescribed in section 8.105-1 and discussed below.</li> </ul> <p><b>The following procedures and requirements are retained and streamlined:</b></p>

<b>Procedures and Requirements for Acquisitions From/Of</b>		<b>Moved From</b>	<b>To</b>
Federal Prison Industries, Inc		subpart 8.6	subpart 8.3
AbilityOne Participating Nonprofit Agencies		subpart 8.7	subpart 8.2
Government Printing and Related Supplies		subpart 8.8	subpart 8.5
<b>The following clauses are retained or relocated from other parts:</b>			
<b>Clause</b>	<b>Moved From</b>	<b>To</b>	
52.208-9 Contractor Use of Mandatory Sources of Supply and Services	New	8.105-1(b)	
Clause 52.208-10 Government Supply Sources	52.251-1	8.105-2(c)	
52.208-11 GSA Fleet and Related Services	52.251-2	8.105-3(c)	
<b>NOTE: Addressed in General Services Acquisition Manual (GSAM/R) part 538</b>			
This revolutionary change moves the procedures for ordering under the Federal Supply Schedule from the FAR into the General Services Acquisition Manual (GSAM/R). The new language represents a significant shift from the overly prescriptive framework found in FAR subpart 8.4. This new RFO subpart 8.4 directs agencies to follow the ordering procedures established by GSA.			
<b>Removed</b>	The following clauses associated with <b>Leasing of Motor Vehicles</b> are removed: <ul style="list-style-type: none"> <li>• 52.208-4, <b>Vehicle Lease Payments</b></li> <li>• 52.208-5, <b>Condition of Leased Vehicles</b></li> <li>• 52.208-6, <b>Marking of Leased Vehicles</b></li> <li>• 52.208-7, <b>Tagging of Leased Vehicles</b></li> </ul>		

This table is not an exhaustive list.

**Required Action:** The FMC acquisition workforce shall follow the RFO Part 8 model deviation text instead of FAR Part 8 as codified at 48 CFR Chapter 1. The Council's RFO Part 8 model deviation text is available at [Acquisition.gov/far-overhaul](https://www.acquisition.gov/far-overhaul), and is incorporated into this class deviation.

**6. Applicability:** This class deviation applies to all FMC procurements.

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

**8. Point of Contact:** If you have any questions please contact Michelle Calhoun, Procurement Analyst ([mcalhoun@fmc.gov](mailto:mcalhoun@fmc.gov)) or (202) 523-5901.