



Office of the Chief
Acquisition Officer

Date: July 25, 2025

From: Darnese M. Wilkerson *DMW*
Chief Acquisition Officer

To: Office of the Chief Acquisition Officer (OCAO)

Subject: CLASS DEVIATION (CD) in Support of Executive Order (EO) 14275, "Restoring Common Sense to Federal Procurement" - Deviation to FAR Part 10

1. Purpose

This Class Deviation (CD) implements the FAR Council's model text for FAR Part 10, "Market Research," as part of the Revolutionary FAR Overhaul (RFO) initiative. This action is designed to streamline and simplify market research requirements in alignment with the goals of Executive Order (EO) 14275, "Restoring Common Sense to Federal Procurement." Key changes include consolidating requirements into a more streamlined section, enhancing the emphasis on industry engagement, and simplifying documentation for non-statutory requirements.

2. Background

Executive Order (EO) 14275, signed on April 15, 2025, established a policy to ensure the Federal Acquisition Regulation (FAR) contains only provisions required by statute or those essential for sound procurement. To implement this EO, the Office of Federal Procurement Policy (OFPP), in coordination with the Federal Acquisition Regulatory Council (the Council), is leading the Revolutionary FAR Overhaul (RFO) initiative. Further guidance was provided by OMB Memorandum M-25-26, "Overhauling the Federal Acquisition Regulation," dated May 2, 2025.

The RFO-revised FAR Part 10 provides minimum requirements for conducting market research by removing burdensome, duplicative, or outdated language not required by statute. This streamlined, plain-language version of FAR Part 10 is the authoritative guidance for all NARA procurement actions.

3. Summary of Changes

FAR Part 10, concerning Market Research, has been updated to offer acquisition teams more flexibility in their research methods:

- Greater flexibility in techniques: The FAR no longer lists specific market research

considerations or techniques that must be used.

- You have the flexibility to choose the market research method that best fits your needs.
- For example, you might host a reverse industry day or expert panel. This allows industry experts to share their perspectives, commercial practices, and experiences with the acquisition team.
- For more information on reverse industry days, and to read about more good market research techniques, check out the “Smart Accelerators” in the Practitioner Album available at [Acquisition.gov/far-overhaul](https://www.acquisition.gov/far-overhaul).
- Competition requirements remain: Acquisition professionals must still comply with the Competition in Contracting Act (CICA) (41 U.S.C. § 3301 et seq), which may necessitate market research.
- Flexibility at all dollar values: Acquisition professionals can apply market research concepts to procurements of any size.
- While FAR clause 52.210-1 Market Research is not required by statute, across Government, it has been retained as essential to the acquisition process.

Statutory requirements retained in the RFO FAR part 10 model deviation include, but are not limited to, the following:

- 10 U.S.C. §3453, Preference for Commercial Products and Commercial Services
- 41 U.S.C. §3306, Planning and Solicitation Requirements
- 41 U.S.C. § 3307, Preference for Commercial Products and Commercial Services
- 41 U.S.C. § 1703 note, Effective Communication Between Government and Industry; inclusive of 41 U.S.C. § 3301 et seq and 41 U.S.C. § 2101 et seq.

Change	Description
Retained	<ul style="list-style-type: none"> ● Subparts “10.001 Policy” and “10.002 Procedures” are combined and streamlined to remove duplicative and discretionary guidance. ● FAR clause 52.210-1, Market Research, in solicitations and contracts for noncommercial acquisitions over \$6 million. ● Language encouraging exchanges with industry is moved from FAR part 1 to FAR part 10.
Removed	<ul style="list-style-type: none"> ● Requirements to consider various issues in market research, including for consolidation or bundling procurements are removed. Content stemming from 15 U.S.C. 644(e) and 15 U.S.C. 657(q) is mandatory, however the requirement is covered in FAR part 7. ● Requirements for disaster relief purchasing are removed. Content stemming from 6 U.S.C. 796 is mandatory, however the requirement is covered in FAR part 26.

This table is not an exhaustive list.

4. FAR Streamlining

As part of the RFO, the FAR will be streamlined to include only statutory requirements. Non-statutory content will be moved to new, non-regulatory resources known as the Strategic Acquisition Guidance (SAG). The Council will issue model deviation guidance by FAR part, which agencies are required to adopt through class deviations within 30 days of release.

A. Streamlining Agency Acquisition Supplements: To align with the RFO, agencies must streamline their FAR supplements by removing non-statutory regulations. This initiative provides an excellent opportunity for NARA to formally publish a streamlined NARA FAR Supplement, ensuring consistency with the revised FAR.

B. FAR Buying Guides and Supplemental Companion Guides (CG): As the FAR and agency supplements are streamlined, helpful, non-regulatory content will be moved to these new guides. The RFO Part 10, "Market Research," adheres to this framework, and its associated Buying Guide will provide practical instructions and best practices for implementing effective market research.

5. Instructions

The NARA acquisition workforce shall follow the RFO Part 10 deviated text in lieu of FAR Part 10 as codified at 48 CFR Chapter 1, Subchapter F, Part 10. The FAR Council's RFO text is available at the following link and is incorporated by reference into this deviation:

<https://www.acquisition.gov/far-overhaul/far-part-deviation-guide/far-overhaul-part-10>

6. Applicability

The requirements in this class deviation apply to all solicitations, contracts, and orders as of **July 25, 2025**.

7. Authority

This class deviation is issued under the authority of E.O. 14275, OMB M-25-26, 48 CFR Subpart 1.4.

8. Effective Date

This Class Deviation is effective upon signature and shall remain in effect until the provisions of the RFO are formally implemented in the FAR through a final rulemaking.

cc: NGC