



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

July 19, 2025

Class Deviation RFO-2025-6

MEMORANDUM TO: Acquisition Management Division and Buyers in the Regions

FROM: Nicole Stevenson, Acting Director
Acquisition Management Division
Office of Administration

A handwritten signature in blue ink, appearing to read "Nicole Stevenson", written over a horizontal line.

Signed by Stevenson, Nicole
on 07/19/25

SUBJECT: FAR Class Deviation for FAR Part 6 in Support of Executive Order 14275
on Restoring Common Sense to Federal Procurement

- PURPOSE:** This memorandum approves a class deviation to Federal Acquisition Regulation (FAR) Part 6 - "Competition Requirements" for purposes of implementing the Federal Acquisition Regulatory Council's (the Council's) model deviation text to FAR Part 6. Notable changes include removing unnecessary, ambiguous, and redundant language to streamline and simplify the process, supporting full and open competition.

The new FAR Part 6 is reduced from five subparts to three. Subpart 6.1 is renamed from "Full and Open Competition" to "Presolicitation" and includes the policy for full and open competition, full and open competition after excluding sources, other than full and open competition, and the justification and approval (J&A) requirements. Subpart 6.3 is renamed from "Other Than Full and Open Competition" to "Postaward" and now contains only justification posting requirements. FAR Subpart 6.4, "Sealed Bidding and Competitive Proposals," now resides in the new FAR 6.101(b), and FAR Subpart 6.5, Advocates for Competition, is now streamlined to two paragraphs in new FAR 6.003.

All small business set-aside authorities previously within FAR 6.203 and FAR 6.208 have been consolidated into two sections: revised FAR 6.102-2 now covers all small business set-asides, including Small Business Innovation Research and Small Business Technology Transfer (SBIR/STTR) programs and socioeconomic categories and refers to Part 19 for details. FAR 6.102-3 addresses set-asides for local firms during major disasters or emergencies. "Other Than Full and Open Competition" authorities are streamlined: The 7 exceptions permitting other than full and open competition in FAR Subpart 6.3 (formerly FAR 6.302-1 through 6.302-7) are renumbered and simplified (now 6.103-1 through 6.103-7), with more succinct concise language and fewer prescriptive requirements.

- BACKGROUND:** [Executive Order \(E.O.\) 14275 on Restoring Common Sense to Federal Procurement](#) signed April 15, 2025, mandates a comprehensive review and simplification of the Federal Acquisition Regulation (FAR).

The FAR is being updated to:

- Eliminate non-statutory language

- Remove redundant or obsolete language
- Enhance clarity through plain language
- Align with the new FAR framework
- Preserve essential 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.

3. SUMMARY OF CHANGES: FAR Part 6, Competition Requirements, has been streamlined to strengthen clarity and focus, helping to ensure procedures that support full and open competition are easier to understand and apply.

Statutory requirements retained in the RFO FAR Part 6 model deviation include, but are not limited to, the following:

- 41 U.S.C. § 1705, Advocates for Competition
- 41 U.S.C. § 3301 and 10 U.S.C. § 3201, Full and Open Competition
- 41 U.S.C. § 3303 and 10 U.S.C. § 3203, Exclusion of Particular Source or Restriction of Solicitation to Small Business Concerns
- 41 U.S.C. § 3304, Use of Noncompetitive Procedures
- 10 U.S.C. § 3204, Use of Procedures Other than Competitive Procedures
- 15 U.S.C. Chapter 14A, Aid to Small Business
- 42 U.S.C. § 5150, Major Disaster and Emergency Assistance, Use of Local Firms and Individuals

| Change | Description |
|-----------------|---|
| Retained | <ul style="list-style-type: none"> • FAR Part 6 continues to apply to all acquisitions, with limited exceptions for specific contracts and orders. • Advocates for Competition, previously at subpart 6.5, has been moved to section 6.003. Details about the role and responsibilities have been streamlined. • Guidance pertaining to Sealed Bidding has been streamlined and moved from subpart 6.4 to section 6.101. • Authorities for other than full and open competition, including only one responsible source, remain. • Contracting officers retain discretion to set aside acquisitions for small business concerns, including contract actions conducted under the Small Business Innovation Research (SBIR) and Small Business Technology Transfer (STTR) programs, and local firms during a major disaster or emergency. • Justification and approval requirements to support noncompetitive procedures. <ul style="list-style-type: none"> ○ These requirements have been significantly streamlined. ○ The revised language highlights that contracting officers require support from the broader acquisition team when making decisions regarding competition. ○ The approval levels are now reflected in a plain language table format. |
| Removed | <ul style="list-style-type: none"> • Unnecessary or redundant language was removed throughout. Examples include- <ul style="list-style-type: none"> ○ The word “advance” was removed from the phrase, “A lack of advance planning by the requiring activity.” The language now reads, “A lack of |

| | |
|--|---|
| | <p>planning by the requiring activity.” This avoids ambiguity surrounding the meaning of “advance” planning.</p> <ul style="list-style-type: none">○ The list of specific small business socioeconomic categories was removed and replaced with a reference to Part 19.● Illustrative examples of when to use certain exceptions to full and open competition have been removed and may be moved to nonregulatory content. |
|--|---|

This table is not an exhaustive list.

4. INSTRUCTIONS:

- The NRC acquisition workforce shall follow the RFO Part 6 model deviation text instead of FAR Part 6 as codified at 48 CFR Chapter 1. The Council’s RFO Part 6 model deviation text is available at [Acquisition.gov/far-overhaul](https://www.acquisition.gov/far-overhaul) and is incorporated into this class deviation.
- Review templates and related standard operating procedures to align with this deviation and remove unnecessary processes and steps.

5. APPLICABILITY: This class deviation applies to all NRC solicitations and new contracts as of June 27, 2025. This deviation does not apply to contracts signed and executed on or before June 27, 2025.

6. AUTHORITY: This class deviation is issued under the authority of E.O. 14275, [OMB M- 25-26](#), and 48 CFR 1.4 and RFO FAR 1.304.

7. EFFECTIVE DATE: This class deviation is effective immediately and remains in effect until rescinded or incorporated into the FAR.

FAR Class Deviation for FAR Part 6 in Support of Executive Order 14275 on Restoring Common Sense to Federal Procurement DATE July 19, 2025

DISTRIBUTION:

JDaly, ADM

NStevenson, ADM/AMD/APPSD

ABriggs, SBCR

RBaum, OGC/GCHA/GCA/NLO

EJernell, ADM/AMD

ADAMS Accession No.: ML25197A777

| | | | | |
|--------|--------------|-------------------|----------------------|--------------------------------|
| OFFICE | ADM | SBCR | OGC/GCHA/GCA /NLO | ADM/AMD/APPSD |
| NAME | JDaly | <i>JD</i> ABriggs | <i>AB</i> RBaum | <i>RB</i> NStevenson <i>NS</i> |
| DATE | Jul 16, 2025 | Jul 18, 2025 | Jul 18, 2025 | Jul 19, 2025 |

OFFICIAL RECORD COPY