



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

September 8, 2025

Class Deviation RFO-2025-49

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 black ink, appearing to read "Nicole Stevenson", is placed over the typed name.

Signed by Stevenson, Nicole
on 09/08/25

SUBJECT: FAR Class Deviation for FAR Part 49 in Support of Executive Order
14275 on Restoring Common Sense to Federal Procurement

1. **PURPOSE:** This memorandum approves a class deviation to Federal Acquisition Regulation (FAR) Part 49 - "Termination of Contracts" for purposes of implementing the Federal Acquisition Regulatory Council's (the Council's) model deviation text to FAR Part 49. Minimal changes include streamlining of some subparts and sections including Subparts 49.1, 49.2, 49.3, 49.4, 49.5, 49.6. All definitions in 49.001 are retained and updated for plain language. Also, Part 49 includes a streamlined discussion of contract terminations for commercial products and services but retains the existing instruction that Part 49 provisions can be used as guidance for the termination of commercial products/services to the extent the provisions do not conflict with Part 12 instructions. Additionally, all existing clauses are retained (or remain reserved if previously reserved) with no changes to the text.
2. **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 49, Termination of Contracts, has been updated for clarity and usability. Statutory requirements and presidential directives retained in the RFO FAR Part 49 model deviation include, but are not limited to, the following:

- 31 U.S.C. § 3729, False Claims
- 41 U.S.C. §§ 7101 et seq (Pub. L. 95-563), The Contract Disputes Act of 1978

Change	Description
Retained	• Section 49.000, “Scope of Part”, is simplified and retains the core scope of establishing policies and procedures for terminating contracts early. • Section 49.001, “Definitions”, is retained and updated for plain language. • Section 49.002, “Applicability”, is retained and updated for plain language with a simpler structure. • Subparts 49.1, 49.2, 49.3, 49.4, 49.5, 49.6 and the sections therein remain mostly intact and are streamlined with some shifting and reorganizing of sections and subsections throughout. • All existing clauses are retained (or remain reserved if previously reserved) with no changes to the text.
Removed	• Plain language edits were made throughout to enhance readability and remove redundant, unclear, or non-essential language, decreasing the word count by more than 2,500 words. • Subsection 49.108-7 “Government assistance in settling subcontracts”, Section 49.113 “Cost principles”, and Section 49.405 “Completion by another contractor” have been removed and may be moved to non-regulatory content.

This table is not an exhaustive list.

4. INSTRUCTIONS:

- The NRC acquisition workforce must follow the RFO Part 49 model deviation text instead of FAR Part 49 as codified at 48 CFR Chapter 1. The Council’s RFO Part 49 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 class deviation and remove unnecessary processes and steps.

5. APPLICABILITY: This class deviation applies to all NRC procurements.

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 November 3, 2025, and remains in effect until rescinded or incorporated into the FAR.

FAR Class Deviation for FAR Part 49 in Support of Executive Order 14275 on Restoring Common Sense to Federal Procurement DATE September 8, 2025

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