



**U.S. Department
of Transportation**

1200 New Jersey Ave., S.E.
Washington, DC 20590

Office of the Secretary
of Transportation

SUBJECT: Class Deviation No. 2026-07 from the Transportation Acquisition Regulation for TAR Part 1207 in Support of Executive Order 14275, Restoring Common Sense to Federal Procurement

FROM: Chrishaun Jones
Senior Procurement Executive
Office of the Senior Procurement Executive

TO: Department of Transportation Chiefs of the Contracting Offices

- I. Purpose:** This memorandum approves a class deviation to the Transportation Acquisition Regulation (TAR) part 1207 for purpose of implementing, in the TAR, Federal Acquisition Regulation (FAR) Class Deviation (CD) (No. 2026-01) for FAR part 7 in support of Executive Order (E.O.) 14275, “Restoring Common Sense to Federal Procurement.”
- II. Effective Date:** Immediately.
- III. 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 Revolutionary FAR Overhaul (RFO) initiative will make the FAR more concise, understandable, and focused on core procurement requirements. This also applies to agency supplements to the FAR.

Under this initiative, 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- Remove duplicative or outdated language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.

The RFO FAR part 7 model deviation text upon which this RFO TAR part 1207 deviation is also based, establishes bedrock principles. The Department of Transportation (DOT) issued [FAR CD 2026-01](#) for FAR part 7 on October 1, 2025.

To ensure alignment with recently issued E.O.s and other TAR parts, it is necessary to issue this RFO TAR CD in advance of a proposed rule to implement these requirements to ensure DOT

policies and procedures align with these requirements. DOT intends on conducting further analysis and developing a rule for publication in the Federal Register for public comment after the release of this CD, and after FAR proposed and final rules are published.

IV. Summary of Changes: The following table is not an exhaustive list but includes notable updates to TAR part 1207:

Change	Description
Removed	Entire TAR Part 1207—Acquisition Planning is removed, including underlying subpart and section as reflected below. • Subpart 1207.3—Contractor Versus Government Performance - removed the subpart in its entirety including underlying section. RFO FAR CD removed FAR subpart 7.3—Contractor Versus Government Performance and its underlying sections have been deleted and marked “Reserved” as Congress has consistently placed a statutory hold on A-76 competitions since 2008. ○ 1207.305, Solicitation provisions and contract clause.

V. Required Actions: Contracting Officers shall follow the RFO TAR part 1207 deviation text, in lieu of TAR part 1207 as codified at 48 CFR, chapter 12. The RFO TAR deviation text is shown in the Attachment.

Chiefs of the Contracting Offices (COCOs) must ensure this deviation is disseminated to the acquisition workforce and ensure compliance with the requirements in the CD.

For new and existing solicitations, contracts or orders:

- Do not include any applicable deviated (removed) provisions or clauses to TAR part 1207.

For open solicitations:

- The contracting officer has discretion regarding the need to amend the solicitation and remove any applicable provisions or clauses as a result of this deviation. The contracting officer may be required to revise the draft contract at the time of contract award if a deviated clause removed by this class deviation was not removed during the solicitation stage.

VI. Applicability: This CD applies to all DOT Operating Administrations (OAs), the Office of the Secretary of Transportation (OST), and the Office of the Inspector General (OIG), excluding the Federal Aviation Administration (FAA) in accordance with RFO TAR 1201.103-70(b).

VII. Authority: This CD is issued under the authority of RFO FAR 1.304, Class deviations; TAR 1201.404, Class deviations; and RFO TAR 1201.304, for the purpose of implementing policy in the TAR to comply with requirements of certain E.O.s, statutes, and other directives in DOT TAR CD No. 2026-01, and as described below.

- VIII. Expiration Date:** This CD will remain in effect until it is incorporated into the TAR, superseded, or is otherwise rescinded, whichever occurs first.
- IX. Point of Contact:** Questions or comments regarding this deviation may be directed to DOTAcquisitionPolicy@dot.gov.
- Attachment:**
- A. RFO TAR Part 1207 Deviation Text - Bold/Bracketed/Line-in Line-Out (BB-LILO)

Transportation Acquisition Regulation (TAR) Class Deviation (CD) No. 2026-07

Attachment A

RFO TAR Part 1207

TAR Text Baseline is 48 CFR chapter 12 as of March 26, 2026.

Additions are shown as **[bolded and bracketed]** and deletions are shown in strikethrough ~~deletions~~.
TAR Text unchanged shown as asterisks.

Part 1207—~~Acquisition Planning~~ (RFO DEVIATION)

~~Subpart 1207.3—Contractor Versus Government Performance~~

~~1207.305—Solicitation provisions and contract clause.~~

Authority: [5 U.S.C. 301](#); [41 U.S.C. 1121\(c\)\(3\)](#); [41 U.S.C. 1702](#); and [48 CFR 1.301](#) through [1.304](#).

PART 1207—ACQUISITION PLANNING (RFO DEVIATION)

~~Subpart 1207.3—Contractor Versus Government Performance~~

~~1207.305 Solicitation provisions and contract clause.~~

~~The contracting officer may insert clause 1252.237-73, Key Personnel, in solicitations and contracts when the acquisition is conducted pursuant to OMB Circular A-76 and meets the clause prescription requirements at 1237.110-70(b).~~
