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# **Government Contracts Under the Federal Acquisition Regulation**

**Third Edition by W. Noel Keyes**

Enclosed is the 2025-2026 pocket part supplement prepared by the publisher's editorial staff for *Government Contracts Under the Federal Acquisition Regulation*. This enclosure replaces the 2024-2025 supplement. Please note that, for ease of handling, the materials in this shipment may ship in more than one box.

## **Filing Instructions**

**REMOVE and RECYCLE** the 2024-2025 pocket part supplement in the back of your bound volume.

**PLACE** the new 2025-2026 pocket part supplement in the back of your bound volume.

## **Highlights**

New features and recent developments in this 2025-2026 supplement include:

- On April 15, 2025, President Trump issued Executive Order No. 14275, "Restoring Common Sense to Federal Procurement," to "simplify and streamline" the FAR "to ensure it contains only provisions required by statute or essential to efficient, secure, and cost-effective procurement." 90 Fed. Reg. 16447 (Apr. 18, 2025). See Introduction.
- Section 5203 of the National Defense Authorization Act for Fiscal Year 2025, Pub. L. No. 118-159, revitalized and expanded the authority of the Program Fraud Civil Remedies Act, 31 U.S.C.A. § 3801 et seq., Pub. L. No. 99-509, renaming it the Administrative False Claims Act (AFCA). See Ch. 3.
- A final rule effective January 17, 2025, amended the FAR to improve consistency between the procurement and nonprocurement procedures on suspension and debarment. See Ch. 9.
- In *Lockheed Martin Corp.*, Comp. Gen. Dec. B-423294, 2025 CPD ¶ 103, 2025 WL 1379272, the GAO found that an agency properly

mitigated alleged impaired objectivity and unequal access to information organizational conflicts of interest. See Ch. 9.

- On April 15, 2025, President Trump issued Executive Order No. 14271 to launch a review of solicitations for non-commercial products, services, or solutions and to seek to increase oversight of non-commercial procurements. See Ch. 12.
- Executive Order No. 14173, “Ending Illegal Discrimination and Restoring Merit-Based Opportunity,” issued by President Trump January 21, 2025, revoked Executive Order No. 11246, as well as Executive Order Nos. 12898, 13583, and 13672. See Ch. 22.
- On January 21, 2025, President Trump issued Executive Order No. 14173, “Ending Illegal Discrimination and Restoring Merit-Based Opportunity,” directing agencies to discourage and eliminate “diversity, equity, and inclusion” (DEI) practices, including ending the OFCCP’s enforcement of contractor affirmative action program requirements. See Ch. 22.
- In *Raven Investigations & Sec. Consulting, LLC*, Comp. Gen. Dec. B-423447, 2025 CPD ¶ 81, 2025 WL 1379266, the GAO warned that the use of artificial intelligence programs to assist in drafting legal briefs “can—and seemingly often does—result in the citation of non-existent cases” and that parties that cite nonexistent authority risk sanctions, which, for attorneys, may include referral to attorney disciplinary bodies. See Chapter 33.
- Protests at the GAO decreased by 11% in FY 2024. See Ch. 33.

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