

OFFICE OF MANAGEMENT AND BUDGET**Office of Federal Procurement Policy****DEPARTMENT OF DEFENSE****GENERAL SERVICES ADMINISTRATION****NATIONAL AERONAUTICS AND SPACE ADMINISTRATION****48 CFR Ch. 1****Regulatory Agenda**

AGENCY: Office of Federal Procurement Policy (OFPP), Office of Management and Budget (OMB); Department of Defense (DoD); General Services Administration (GSA); and National Aeronautics and Space Administration (NASA).

ACTION: Regulatory agenda.

SUMMARY: This agenda provides summary descriptions of regulations

being developed by the Federal Acquisition Regulatory Council in compliance with Executive Order 12866 “Regulatory Planning and Review, as reaffirmed and amended in Executive Order 13563, “Improving Regulation and Regulatory Review.”

This agenda is being published to allow interested people an opportunity to participate in the rulemaking process. Additionally, members of the public can track the progress of any open and pending Federal Acquisition Regulation (FAR) rule via the “Open FAR Cases” report, which is publicly available at https://www.acq.osd.mil/dpap/dars/far_case_status.html.

The Regulatory Secretariat Division has attempted to list all regulations pending at the time of publication, except for minor and routine or repetitive actions; however, unanticipated requirements may result in the issuance of regulations that are not included in this agenda. There is no legal significance to the omission of an item from this listing. Also, the dates

shown for the steps of each action are estimated and are not commitments to act on or by the dates shown.

Published proposed rules may be reviewed in their entirety at the Government’s rulemaking website at <https://www.regulations.gov>.

FOR FURTHER INFORMATION CONTACT: The Regulatory Secretariat Division at 202–501–4755 or GSARegSec@gsa.gov.

SUPPLEMENTARY INFORMATION: OFPP, DoD, GSA, and NASA, under their several statutory authorities, jointly issue and maintain the FAR through periodic issuance of changes published in the **Federal Register** and produced electronically as Federal Acquisition Circulars (FACs).

The electronic version of the FAR, including changes, can be accessed on the FAR website at <https://www.acquisition.gov/far>.

William F. Clark,

Director, Office of Government-wide, Acquisition Policy, Office of Acquisition Policy, Office of Government-wide Policy.

DOD/GSA/NASA (FAR)—FINAL RULE STAGE

Sequence No.	Title	Regulation Identifier No.
343	Federal Acquisition Regulation (FAR); FAR Case 2021–017, Cyber Threat and Incident Reporting and Information Sharing.	9000–AO34

DOD/GSA/NASA (FAR)—LONG-TERM ACTIONS

Sequence No.	Title	Regulation Identifier No.
344	Federal Acquisition Regulation (FAR); FAR Case 2023–006, Preventing Organizational Conflicts of Interest in Federal Acquisition.	9000–AO54

DOD/GSA/NASA (FAR)—COMPLETED ACTIONS

Sequence No.	Title	Regulation Identifier No.
345	Federal Acquisition Regulation (FAR); FAR Case 2023–002, Supply Chain Software Security	9000–AO49

Department of Defense/General Services Administration/National Aeronautics and Space Administration (FAR)

Final Rule Stage**343. FEDERAL ACQUISITION REGULATION (FAR); FAR CASE 2021–017, CYBER THREAT AND INCIDENT REPORTING AND INFORMATION SHARING**

Legal Authority: 40 U.S.C. 121(c); 10 U.S.C. ch. 4; 10 U.S.C. ch. 137 legacy

provisions; 10 U.S.C. 3016; 51 U.S.C. 20113

Relevant Executive Orders: 14028
Abstract: This rule will authorize agencies to increase the sharing of information about cyber threats and incident information between the Government and certain providers. In addition, this rule will require certain contractors to report cyber incidents to the Federal Government to facilitate effective cyber incident response and remediation and require offerors to

represent that they have submitted all security incident reports in a current, accurate, and complete manner. This rule is being issued pursuant to recommendations from the Office of Management and Budget and the Department of Homeland Security in accordance with sections 2(b), 2(c), 2(g)(i), and 8(b), of the Executive Order 14028 titled “Improving the Nation’s Cybersecurity.”

Timetable:

Action	Date	FR Cite
NPRM	10/03/23	88 FR 68055
NPRM Comment Period Extended	11/01/23	88 FR 74970

Action	Date	FR Cite
NPRM Comment Period End	12/04/23	
NPRM Comment Period Extended End	02/02/24	
Final Rule	09/00/26	

Regulatory Flexibility Analysis
Required: Yes

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RIN: 9000–AO34

Department of Defense/General
Services Administration/
National Aeronautics and
Space Administration
(FAR)

Long-Term
Actions

**344. FEDERAL ACQUISITION
REGULATION (FAR); FAR CASE 2023–
006, PREVENTING
ORGANIZATIONAL CONFLICTS OF
INTEREST IN FEDERAL
ACQUISITION**

Legal Authority: 40 U.S.C. 121(c); 10
U.S.C. ch. 4; 10 U.S.C. ch. 137 legacy
provisions; 10 U.S.C. 3016; 51 U.S.C.
20113; 41 U.S.C. 1121(b)

Abstract: This rule will provide and
update definitions, guidance, and
examples related to organizational
conflicts of interest (OCI), including the
creation of solicitation provisions and
contract clauses to avoid or mitigate

OCI, that require contractors to disclose
information relevant to potential OCI
and limit future contracting. The rule
will also permit contracting officers to
take into consideration professional
standards and procedures to prevent
OCI to which an offeror or contractor is
subject. This rule is being issued in
accordance with the Preventing
Organizational Conflicts of Interest in
Federal Acquisition Act. The FAR
Council received public comments on
the proposed rule published in January
2025, which are being considered in
development of the final rule.

Timetable:

Action	Date	FR Cite
NPRM	01/15/25	90 FR 4376
NPRM Comment Period End	03/17/25	
Final Rule	07/00/27	

Regulatory Flexibility Analysis
Required: Yes

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RIN: 9000–AO54

Department of Defense/General
Services Administration/
National Aeronautics and
Space Administration
(FAR)

Completed
Actions

**345. FEDERAL ACQUISITION
REGULATION (FAR); FAR CASE 2023–
002, SUPPLY CHAIN SOFTWARE
SECURITY**

Legal Authority: 40 U.S.C. 121(c); 10
U.S.C. ch. 4; 10 U.S.C. ch. 137 legacy
provisions; 10 U.S.C. 3016; 51 U.S.C.
20113

Relevant Executive Orders: 14028
Abstract: This FAR rule is closed
because it was intended to implement
Office of Management and Budget
(OMB) direction that has since been

rescinded. OMB memorandum M–26–
05, Adopting a Risk-based Approach to
Software and Hardware Security, dated
January 23, 2026, rescinded previous
OMB memoranda M–22–18, Enhancing
the Security of the Software Supply
Chain through Secure Software
Development Practices, and M–23–16,
Update to Memorandum M–22–18,
Enhancing the Security of the Software
Supply Chain through Secure Software
Development Practices.

Completed:

Reason	Date	FR Cite
Withdrawn	03/06/26	

Regulatory Flexibility Analysis
Required: Yes

Agency Contact: FAR Policy
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RIN: 9000–AO49

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