

DEPARTMENT OF WAR**32 CFR Chs. I, V, VI, and VII****33 CFR Ch. II****36 CFR Ch. III****48 CFR Ch. II****Improving Government Regulations;
Unified Agenda of Federal Regulatory
and Deregulatory Actions****AGENCY:** Department of War (DoW).**ACTION:** Regulatory Agenda.

SUMMARY: This agenda announces the regulatory and deregulatory actions the DoW plans to take in the next 12 months and those regulatory and deregulatory actions completed since the publication of the Spring 2025 Unified Agenda. It was developed under the guidelines of Executive Order 12866, "Regulatory Planning and Review," and Executive Order 13563, "Improving Regulation and Regulatory Review." This agenda includes actions that support the Administration's priorities; the Secretary of Defense's top priorities to revive the warrior ethos, rebuild our military, and reestablish deterrence. Members of the public may submit comments on individual proposed and interim final rulemakings at www.regulations.gov during the comment period that follows publication in the **Federal Register**.

This agenda updates the report published on September 22, 2025, and includes regulations expected to be issued or under review by DoW over the next 12 months. The complete Unified Agenda will be available online at www.reginfo.gov.

In accordance with the Regulatory Flexibility Act (5 U.S.C. 602), which requires agencies to publish their regulatory flexibility agendas in the **Federal Register**, the DoW's printed agenda entries in the **Federal Register** include only:

(1) Rules that are in the Agency's regulatory flexibility agenda, in accordance with the Regulatory Flexibility Act, because they are likely to have a significant economic impact on a substantial number of small entities; and

(2) Any rules that the Agency has identified for periodic review under the Regulatory Flexibility Act (5 U.S.C. 610).

Although printing of these entries is limited to fields that contain

information required by the Regulatory Flexibility Act's agenda requirements, additional information on these entries is in the Unified Agenda available online.

FOR FURTHER INFORMATION CONTACT: For information concerning the overall DoW regulatory program and for general agenda information, contact Ms. Andrea Miller, telephone 571-372-3310, or write to Office of the Director of Administration and Management, Privacy, Civil Liberties, and Transparency Directorate, Regulatory Division, 1155 Defense Pentagon, Washington, DC 20301-1155, or email: andrea.e.miller1.civ@mail.mil.

For questions of a legal nature concerning the agenda and its statutory requirements or obligations, write to Office of the General Counsel, 1600 Defense Pentagon, Washington, DC 20301-1600, telephone 703-695-1853, or email: gerald.j.dziecichowicz.civ@mail.mil.

For general information on Office of the Secretary of War regulations, other than those which are procurement-related, contact Ms. Andrea Miller, telephone 571-372-3310, or write to Office of the Director of Administration and Management, Privacy, Civil Liberties, and Transparency Directorate, Regulatory Division, 1155 Defense Pentagon, Washington, DC 20301-1155, or email: andrea.e.miller1.civ@mail.mil.

For general information on Office of the Secretary of War regulations which are procurement-related, contact Ms. Kimberly Ziegler, telephone 703-697-0857, or write to Office of the Under Secretary of War for Acquisition and Sustainment, Defense Pricing and Contracting, Defense Acquisition Regulations System, Room 3B941, 3060 Defense Pentagon, Washington, DC 20301-3060, or email: kimberly.r.ziegler.civ@mail.mil.

For general information on Department of the Army regulations, contact Mr. James "Jay" Satterwhite, telephone 571-515-0304, or write to the U.S. Army Records Management and Declassification Agency, ATTN: AAHS-RDO, Building 1458, 9301 Chapek Road, Ft. Belvoir, VA 22060-5605, or email: james.w.satterwhite.civ@army.mil.

For general information on the U.S. Army Corps of Engineers regulations, contact Mr. Elliott Carman, telephone 703-300-2899, or write to Office of the Assistant Secretary of the Army (Civil Works), 108 Army Pentagon, Room

3E441, Washington, DC 20310-0108, or email: elliott.n.carman.civ@army.mil.

For general information on Department of the Navy regulations, contact LCDR Jonathan Siladi, telephone 703-614-7413, or write to Department of the Navy, Office of the Judge Advocate General, Administrative Law Division (Code 13), Washington Navy Yard, 1322 Patterson Avenue SE, Suite 3000, Washington, DC 20374-5066, or email: jonathan.f.siladi.mil@us.navy.mil.

For general information on Department of the Air Force regulations, contact Ms. Crystle C. Poge, telephone 703-693-7277, or write to the Office of the Secretary of the Air Force, Chief, Information Dominance/Chief Information Officer (SAF CIO/A6), 1800 Air Force Pentagon, Washington, DC 20330-1800, or email: usaf.pentagon.saf-cio-a6.mbx.af-foia@mail.mil.

For specific agenda items, contact the appropriate individual indicated for each action.

SUPPLEMENTARY INFORMATION: This edition of the Unified Agenda of Federal Regulatory and Deregulatory Actions reports on actions planned by the Office of the Secretary of Defense, the Military Departments, the Office of the Under Secretary of War for Acquisition and Sustainment for procurement-related actions, and the U.S. Army Corps of Engineers.

This agenda also identifies rules impacted by the:

- a. Regulatory Flexibility Act.
- b. Paperwork Reduction Act of 1995.
- c. Unfunded Mandates Reform Act of 1995.

Generally, rules discussed in this agenda will contain five sections: (1) Pre-rule stage; (2) proposed rule stage; (3) final rule stage; (4) completed actions; and (5) long-term actions. Where certain actions indicate that small entities are affected, the effect on these entities may not necessarily have significant economic impact on a substantial number of these entities as defined in the Regulatory Flexibility Act (5 U.S.C. 601(6)).

The publishing of this agenda does not waive the applicability of the military affairs exemption in section 553 of title 5 U.S.C. and section 3 of Executive Order 12866.

Robert G. Salesses,

*Director of Administration and Management,
Department of War.*

OFFICE OF THE SECRETARY—FINAL RULE STAGE

Sequence No.	Title	Regulation Identifier No.
220	Transactions Other Than Contracts, Grants, or Cooperative Agreements for Prototype Projects	0790-AK98

DEFENSE ACQUISITION REGULATIONS COUNCIL—COMPLETED ACTIONS

Sequence No.	Title	Regulation Identifier No.
221	Assessing Contractor Implementation of Cybersecurity Requirements (DFARS Case 2019-D041)	0750-AK81

Department of War (DOW)	Final Rule Stage
Office of the Secretary (OS)	

220. TRANSACTIONS OTHER THAN CONTRACTS, GRANTS, OR COOPERATIVE AGREEMENTS FOR PROTOTYPE PROJECTS

Legal Authority: Pub. L 103-160, sec 845; 107 Stat. 1547

Abstract: Department of Defense (DoD) is finalizing revisions to its regulations on Other Transaction (OT) agreements for prototype projects to implement changes in statutory authority enacted by Congress since the last update in 2004. DoD is finalizing changes in: the authority to provide for follow-on production OTs and contracts; special circumstances for award of OTs to small businesses, nontraditional defense contractors, nonprofit research institutions, and consortia; approval requirements for large dollar OTs; the authority to supply prototypes and production items to another contractor such as Government furnished items; and applying procurement ethics requirements to covered OT agreements.

Timetable:

Action	Date	FR Cite
NPRM	09/04/24	89 FR 71865
Correction	09/20/24	89 FR 77065
NPRM Comment Period End.	11/04/24	
Final Action	07/00/26	

Regulatory Flexibility Analysis
Required: Yes

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Department of War (DOW)	Completed Actions
Defense Acquisition Regulations Council (DARC)	

221. ASSESSING CONTRACTOR IMPLEMENTATION OF CYBERSECURITY REQUIREMENTS (DFARS CASE 2019-D041)

Legal Authority: 41 U.S.C. 1303; Pub. L. 116-92, sec. 1648

Abstract: DoD is issuing a final rule amending the Defense Federal Acquisition Regulation Supplement (DFARS) to implement the contractual requirements associated with the CMMC 2.0 Framework in order to protect against the theft of intellectual property and sensitive information from the Defense Industrial Base (DIB) sector. The CMMC 2.0 Framework, as defined in 32 CFR part 170, assesses compliance with applicable information security requirements. This rule provides DoD with assurances that a DIB contractor can adequately protect sensitive unclassified information at a level commensurate with the risk, accounting for information flow down to its subcontractors in a multi-tier supply chain. The annualized costs associated with this rule are estimated at approximately \$16 million for the public.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/29/20	85 FR 48513
Interim Final Rule Comment Period End.	11/30/20	
Interim Final Rule Effective.	11/30/20	89 FR 66327
NPRM	08/15/24	
NPRM Comment Period End.	10/15/24	90 FR 43560
Final Action	09/10/25	
Final Action Effective.	11/10/25	

Regulatory Flexibility Analysis
Required: Yes

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