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United States Senate

COMMITTEE ON
HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS
WASHINGTON, DC 20510–6250

July 20, 2026

Dr. Kevin Rhodes, PMP
Administrator
Office of Federal Procurement Policy
Office of Management and Budget
725 17th Street NW
Washington, DC 20503

Dear Administrator Rhodes:

We write to express our concern regarding the Federal Acquisition Regulatory (FAR) Council not yet implementing the *Preventing Organizational Conflicts of Interest in Federal Acquisition Act* (Pub. L. 117-324), enacted in December 2022. The law directed the FAR Council to update the Federal Acquisition Regulation "not later than 18 months after the date of enactment" (i.e., June 2024) to strengthen and modernize government-wide standards for identifying and mitigating organizational conflicts of interest (OCI) in federal procurement.[1]

While we appreciate the FAR Council's work to draft a proposed rule, the rulemaking remains incomplete and the relevant provisions of the FAR have not yet been finalized (as acknowledged by the General Services Administration, a FAR Council member).[2] With nearly two years now elapsed since the FAR update deadline, more timely implementation is essential to protecting the integrity of the federal procurement system.

We therefore request that the FAR Council provide a timeline by which the *Preventing Organizational Conflicts of Interest in Federal Acquisition Act* will be implemented. Please also provide an update on any remaining interagency coordination or review steps necessary for the implementation of the final rule.

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[1] Preventing Organizational Conflicts of Interest in Federal Acquisition Act, S. 3905, 117th Cong. (2021-2022) (enacted 2022).

[2] Defense Department, General Services Administration, and National Aeronautics and Space Administration, *Federal Acquisition Regulation: Preventing Organizational Conflicts of Interest in Federal Acquisition,* 90 Fed. Reg. 4376 (Jan. 15, 2025) (proposed rule).; Department of Defense, *Open FAR Cases* (July 17, 2026).

Government agencies should know whether federal contractors' outside business interests might conflict with their work for Americans. This law will ensure that federal contractors disclose potential conflicts before they are awarded taxpayer dollars. Implementation of the *Preventing Organizational Conflicts of Interest in Federal Acquisition Act* must be prioritized immediately to ensure compliance.

We look forward to your response.

Sincerely,

Gary C. Peters
United States Senator
Ranking Member, Committee on Homeland Security and Governmental Affairs

Charles E. Grassley
United States Senator

Joni K. Ernst
United States Senator

Margaret Wood Hassan
United States Senator