

Federal Reserve System

Friday
November 29, 1996

Part XXV

**General Services
Administration**

Semiannual Regulatory Agenda

GENERAL SERVICES ADMINISTRATION (GSA)

GENERAL SERVICES ADMINISTRATION

41 CFR Chs. 1, 101, 105, 301, 302, 303, and 304

48 CFR Chs. 5, 6101, 6102, 6103, and 6104

Unified Agenda of Federal Regulatory and Deregulatory Actions

AGENCY: General Services Administration (GSA).

ACTION: Semiannual regulatory agenda.

SUMMARY: This agenda announces the proposed regulatory actions that GSA

plans for the next 12 months and those that were completed since April 1996. This agenda was developed under the guidelines in an Office of Management and Budget memorandum dated July 19, 1996. GSA's purpose in publishing this agenda is to allow interested persons an opportunity to participate in the rulemaking process. GSA also invites interested persons to recommend existing significant regulations for review to determine whether they should be modified or eliminated.

FOR FURTHER INFORMATION CONTACT: Sharon A. Kiser, Federal Acquisition Policy Division, (202) 501-4755.

SUPPLEMENTARY INFORMATION:

GSA's Regulatory Plan

For this edition of GSA's regulatory agenda, the most important significant regulatory actions are included in The Regulatory Plan, which appears in Part II of this issue of the Federal Register. The Regulatory Plan entries are listed in the Table of Contents below and are denoted by a bracketed bold reference, which directs the reader to the appropriate Sequence Number in Part II.

Dated: September 19, 1996.

G. Martin Wagner,

Associate Administrator, Office of Governmentwide Policy.

Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3904	Reissuance of the General Services Administration Acquisition Regulation (GSAR)	3090-AE90
3905	Federal Supply Schedule Contracts—Cooperative Purchasing (Reg Plan Seq. No. 137)	3090-AF68
3906	Governmentwide Real Property Policy	3090-AF95
3907	General Services Administration Acquisition Regulation; Revision of GSAR Clauses	3090-AG08
3908	General Services Administration Acquisition Regulation; Deviations	3090-AG09
3909	General Services Administration Acquisition Regulation; Certification Requirements	3090-AG10

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3910	GSBCA Rules of Procedure: Standard Proceedings and Expedited Proceedings	3090-AF99
3911	GSBCA Rules of Procedure for Transportation Rate Cases	3090-AG05
3912	GSBCA Rules of Procedure for Travel and Relocation Cases Expenses Cases	3090-AG06
3913	Federal Travel Regulation (FTR) Amendment (Unassigned), Acceptance of Payment From a Non-Federal Source for Travel Expenses	3090-AE19
3914	Update of Transportation Documentation and Audit Regulations	3090-AE77
3915	Federal Travel Regulation (FTR) Amendment (Unassigned), Use of Government Aircraft and Government-Negotiated Rental Agreement Automobiles	3090-AE82
3916	Disclosure and Use of Proprietary Information	3090-AF47
3917	FTR Amendment (Unassigned), Last Move Home Benefits for Dept. of Veterans Affairs Medical Center Directors and Members of the Immediate Family of a Deceased Career Appointee in the SES	3090-AF63
3918	Acquisition of Commercial Items, CHGE 70 (GSAR 5-408)	3090-AF86
3919	General Services Administration Acquisition Regulation; Acquisition of Leasehold Interests in Real Property CHGE 71 (GSAR 5-409)	3090-AF92
3920	FTR Amendment 50, Streamlining Reimbursement Claim Review and Elimination of Requirement for Receipts, Regardless of Amount, for Certain Travel Expense Items	3090-AF96
3921	FTR Amendment (Unassigned), Maximum Per Diem Rates	3090-AF98
3922	Federal Travel Regulations (Reg Plan Seq. No. 138)	3090-AG11
3923	Reporting Requirements for Foreign Gifts and Decorations	3090-AG14
3924	Federal Property Management Regulations Part 101-17, Assignment and Utilization of Space	3090-AD42
3925	Location of Federal Facilities in Urban Areas	3090-AF94
3926	Small Purchase Authority	3090-AG00

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

GSA

Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
3927	Nondiscrimination on the Basis of Race, Color, National Origin, and, Where Applicable, Sex	3090-AC49
3928	Enforcement of Nondiscrimination on the Basis of Handicap in Federally Assisted Programs	3090-AE32
3929	Office Copying Machines	3090-AF08
3930	Implement Requirements for Energy-Efficient Computers	3090-AF03
3931	Criteria for Reporting Excess Personal Property	3090-AF39
3932	Relocation of FIRMR Provisions Relating to GSA's Role in the Disposal of Excess and Exchange/Sale Information Technology Equipment	3090-AG01
3933	Relocation of FIRMR Provisions Relating to GSA's Role in Records Management	3090-AG02
3934	Relocation of FIRMR Provisions Relating To Use of Government Telephone Systems and GSA Services and Assistance	3090-AG03
3935	Motor Vehicle Management	3090-AG12
3936	Accident and Incident Reporting and Investigation	3090-AG13
3937	Smoking	3090-AF02

Completed Actions

Sequence Number	Title	Regulation Identifier Number
3938	Amendment of the FIRMR Provisions To Modify Requirements for Obtaining Delegations of Procurement Authority	3090-AE71
3939	Amend FIRMR Procedures To Allow Agencies To Screen and Reassign All Excess FIP Resources	3090-AF32
3940	Implementation of Federal Acquisition Streamlining Act	3090-AF51
3941	Amendment of FIRMR Schedule Provisions	3090-AF89
3942	Federal Travel Regulation Amendment 48; Privately Owned Vehicle Mileage Reimbursement	3090-AF93
3943	Implementation of FAC 90-39 - Miscellaneous Changes	3090-AF97
3944	Removal of Chapter 201, Federal Information Resources Management Regulation, From Title 41—Public Contracts and Property Management	3090-AG04
3945	FTR Amendment 49, Maximum Per Diem Rates	3090-AG07

GENERAL SERVICES ADMINISTRATION (GSA)

Proposed Rule Stage

OFFICE OF GOVERNMENTWIDE POLICY

3904. REISSUANCE OF THE GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION (GSAR)

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 501; 48 CFR 502; 48 CFR 503; 48 CFR 504; 48 CFR 505; 48 CFR 506; 48 CFR 507; 48 CFR 508; 48 CFR 509; 48 CFR 510; 48 CFR 511; 48 CFR 512; 48 CFR 513; 48 CFR 514; 48 CFR 515; ...

Legal Deadline: None

Abstract: GSA plans to publish those aspects of the GSAR for public comment that have a significant cost or administrative impact on contractors or offerors, or significant effect beyond the internal operating procedures of the agency. After consideration of public comments, the entire regulation will be reissued in final form. The regulation will redefine the objectives of the procurement system and its regulatory base, establish very narrow standards for the scope and nature of the regulation and reduce the overall volume of the regulation by at least 50 percent. The General Services Administration (GSA) plans to revise and reissue chapter 5, 48 CFR, in its entirety. The reissuance will represent the culmination of the Total Quality Management project to review GSA's acquisition regulation/directive system.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Sectors Affected: All

Analysis: Regulatory Flexibility Analysis

Procurement: This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Marjorie Ashby, Management Analyst, Office of Acquisition Policy (MVP), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

GSA

Proposed Rule Stage

Phone: 202 501-3822
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RIN: 3090-AE90

3905. FEDERAL SUPPLY SCHEDULE CONTRACTS—COOPERATIVE PURCHASING

Regulatory Plan: This entry is Seq. No. 137 in Part II of this issue of the Federal Register.

RIN: 3090-AF68

3906. • GOVERNMENTWIDE REAL PROPERTY POLICY

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 40 USC 486(c)

CFR Citation: 41 CFR 101-16

Legal Deadline: None

Abstract: This proposed rule describes the current real property policies applicable to GSA and Federal agencies to whom GSA real property operations have been delegated. The policies contained in this proposed rule have been separated from their procedural components and reflect the way that real property operations are currently conducted.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Stanley C. Langfeld, Director, Real Property Policy Div. (MPR), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

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RIN: 3090-AF95

3907. • GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION; REVISION OF GSAR CLAUSES

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 552

Legal Deadline: None

Abstract: This proposed revision to the GSAR will revise clause 552.246-70, Source Inspection by Quality Approved Manufacturer, to reflect changes in Part 12 of the Federal Acquisition Regulation involving the acquisition of commercial items; revise clauses 552.238-72, Contractor's Report of Sales, and 552.238-77, Industrial Funding Fee, to make reference to U.S. dollars to eliminate the receipt of checks from contractors in foreign currency.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Marjorie Ashby, Management Analyst, Office of Acquisition Policy (MVP), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

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RIN: 3090-AG08

3908. • GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION; DEVIATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 501

Legal Deadline: None

Abstract: This proposed revision will amend part 501 of the GSAR by lowering the approval levels of individual and class deviations.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Marjorie Ashby, Management Analyst, Office of Acquisition Policy (MVP), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

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RIN: 3090-AG09

3909. • GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION; CERTIFICATION REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 501; 48 CFR 503; 48 CFR 505; 48 CFR 509; 48 CFR 514; 48 CFR 515

Legal Deadline: None

Abstract: This proposed revision to the GSAR will amend the regulation to remove certification requirements.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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RIN: 3090-AG10

GENERAL SERVICES ADMINISTRATION (GSA)

Final Rule Stage

BOARD OF CONTRACT APPEALS

3910. • GSBKA RULES OF PROCEDURE: STANDARD PROCEEDINGS AND EXPEDITED PROCEEDINGS

Priority: Substantive, Nonsignificant

Legal Authority: 41 USC 601 to 613

CFR Citation: 48 CFR 6101; 48 CFR 6102

Legal Deadline: None

Abstract: This rule contains revisions to the rules of procedure of the GSA Board of Contract Appeals. The rules governing the standard proceedings of the Board are contained in 48 CFR 6101. Rules governing expedited proceedings, including alternative dispute resolution (ADR), are contained in 48 CFR 6102. The rule will implement sec. 5101 of the Defense Authorization Act for FY 96 which, effective 8/8/96, eliminates the Board's jurisdiction to hear and decide bid protests regarding procurements of automatic data processing equipment and services. The rule will implement sec. 5101 by eliminating all references to bid protests in the Board's rules of procedure. Part 6101 describes techniques intended to shorten and simplify, when appropriate, the formal proceedings normally used by the Board to resolve contract disputes, and supports the use of ADR in appropriate circumstances by providing that the Board will make a Board Neutral available for an ADR proceeding either before or after the issuance of a decision by a contracting officer of any Government agency, or in any agency protest, if a joint written request is submitted by the parties.

Timetable:

Action	Date	FR Cite
NPRM	06/24/96	61 FR 32410
Final Action	10/00/96	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Margaret S. Pfunder, Deputy Chief Counsel, GSA Board of Contract Appeals, General Services Administration, Washington, DC 20405
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RIN: 3090-AF99

3911. • GSBKA RULES OF PROCEDURE FOR TRANSPORTATION RATE CASES

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 3726(g)(1); 41 USC 601 to 613; PL 104-53, sec 211

CFR Citation: 48 CFR 6103

Legal Deadline: None

Abstract: This interim rule specifies the rules of procedures of the GSA Board of Contract Appeals applicable to the Board's review of claims made by a carrier or freight forwarder pursuant to 31 USC 3726(g)(1).

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/26/96	61 FR 39096
Final Action	07/00/97	

Small Entities Affected: Businesses

Government Levels Affected: Federal

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RIN: 3090-AG05

3912. • GSBKA RULES OF PROCEDURE FOR TRAVEL AND RELOCATION CASES EXPENSES CASES

Priority: Substantive, Nonsignificant

Legal Authority: PL 104-53, sec 211; 31 USC 3702; 41 USC 601 to 613

CFR Citation: 48 CFR 6104

Legal Deadline: None

Abstract: This interim rule specifies the rules of procedure of the GSA Board of Contract Appeals applicable to the Board's review of claims made by Federal civilian employees against the United States for reimbursement of expenses incurred while on temporary duty travel or in connection with relocation to a new duty station.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/26/96	61 FR 39098
Final Action	07/00/97	

Small Entities Affected: None

Government Levels Affected: Federal

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RIN: 3090-AG06

OFFICE OF GOVERNMENTWIDE POLICY

3913. FEDERAL TRAVEL REGULATION (FTR) AMENDMENT (UNASSIGNED), ACCEPTANCE OF PAYMENT FROM A NON-FEDERAL SOURCE FOR TRAVEL EXPENSES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5701 to 5709; 31 USC 1353; 40 USC 486(c)

CFR Citation: 41 CFR 301-1; 41 CFR 304-1

Legal Deadline: None

Abstract: This amendment finalizes the interim rule governing the acceptance of payment for travel, subsistence and related expenses from a non-Federal source. This rule supersedes Interim Rule 4, published at 57 FR 53283, November 9, 1992, with request for comments. The economic impact of this amendment is favorable on all Federal agencies.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/09/92	57 FR 53283
Final Action	04/00/97	
Final Action Effective	04/00/97	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Larry A. Tucker, Director, Regulatory Policy Staff (MTT), Travel and Transportation Mgt. Pol. Div., General Services Administration, Office of Governmentwide Policy, Washington, DC 20405
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RIN: 3090-AE19

3914. UPDATE OF TRANSPORTATION DOCUMENTATION AND AUDIT REGULATIONS

Priority: Info./Admin./Other

Legal Authority: 31 USC 3726; 40 USC 486(c)

CFR Citation: 41 CFR 101-41

GSA

Final Rule Stage

Legal Deadline: None

Abstract: This regulation will update the policy and procedures governing the procurement, payment, documentation, and audit of payments for freight transportation services for the account of the United States.

Timetable:

Action	Date	FR Cite
NPRM	02/18/94	59 FR 8151
NPRM Comment Period End	04/19/94	
Interim Final Rule	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharon Green, Director, Travel and Transportation Management Policy Div. (MTT), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405
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RIN: 3090-AE77

3915. FEDERAL TRAVEL REGULATION (FTR) AMENDMENT (UNASSIGNED), USE OF GOVERNMENT AIRCRAFT AND GOVERNMENT-NEGOTIATED RENTAL AGREEMENT AUTOMOBILES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5701 to 5709; 31 USC 1353; 40 USC 486(c)

CFR Citation: 41 CFR 301-1; 41 CFR 301-2; 41 CFR 301-3

Legal Deadline: None

Abstract: This amendment finalizes the interim rule implementing OMB Circular A-126, revised May 26, 1992, 57 FR 22150, to allow authorization of Federal civilian employee travel by Government aircraft in the conduct of official business. The amendment also modifies the FTR to reflect that the Government car rental program is governed by a negotiated car rental agreement instead of contract. The estimated economic impact of this amendment has not been determined to date.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/18/92	57 FR 54305
Final Action	04/00/97	
Final Action Effective	04/00/97	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Larry A. Tucker, Director, Regulatory Policy Staff (MTT), Travel and Transportation Mgt. Pol. Div., General Services Administration, Office of Governmentwide Policy, Washington, DC 20405
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RIN: 3090-AE82

3916. DISCLOSURE AND USE OF PROPRIETARY INFORMATION

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 503; 48 CFR 515; 48 CFR 552

Legal Deadline: None

Abstract: This proposed rule to the General Services Administration Acquisition Regulation (GSAR) would authorize the release of proprietary information to nongovernment employees in certain circumstances and prescribe a new contract clause entitled "Restrictions on Disclosure of Information" for use in service contracts when the contractor will be authorized access to or use of proprietary information in the performance of a contract.

Timetable:

Action	Date	FR Cite
NPRM Comment Period End	08/11/93	58 FR 42715
Final Action	01/00/97	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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RIN: 3090-AF47

3917. FTR AMENDMENT (UNASSIGNED), LAST MOVE HOME BENEFITS FOR DEPT. OF VETERANS AFFAIRS MEDICAL CENTER DIRECTORS AND MEMBERS OF THE IMMEDIATE FAMILY OF A DECEASED CAREER APPOINTEE IN THE SES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5701 to 5709; 5 USC 5721 to 5734; 5 USC 5741 to 5742; 20 USC 905(a); 31 USC 1353; 40 USC 486(c); EO 11609, 36 FR 13747, 3 CFR, 1971 to 1975 Comp, p 586; EO 12466, 49 FR 7349, 3 CFR, 1984 Comp, p 165; EO 12522, 50 FR 26337, 3 CFR, 1985 Comp, p 375

CFR Citation: 41 CFR 301-1; 41 CFR 301-3; 41 CFR 302-1; 41 CFR 302-6; 41 CFR 303

Legal Deadline: None

Abstract: This amendment implements provisions of the Jerry Litton Post Office Building Act (PL 103-338), October 6, 1994, which provides "last move home" benefits to members of the immediate family of a Senior Executive Service (SES) career appointee who dies while in service and would otherwise have been eligible for "last move home" benefits. The Act also provides "last move home" benefits for Veterans Affairs medical center directors who are now SES career appointees, but who transferred prior to November 18, 1988, when medical center directors were not in the SES. This amendment also revises FTR provisions to clarify that personal funds and personal frequent flyer mileage may be used to upgrade to first-class transportation accommodations. The estimated annual economic impact of this amendment on all Federal agencies has not been determined to date.

Final action is proposed to be retroactive to 1/1/94.

Timetable:

Action	Date	FR Cite
Final Action Effective	01/01/94	
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Larry A. Tucker, Director, Regulatory Policy Staff (MTT), Travel and Transportation Mgt. Pol. Div., General Services Administration, Office of Governmentwide Policy, Washington, DC 20405
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GSA

Final Rule Stage

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RIN: 3090-AF63

3918. ACQUISITION OF COMMERCIAL ITEMS, CHGE 70 (GSAR 5-408)

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 501; 48 CFR 504; 48 CFR 507; 48 CFR 510; 48 CFR 511; 48 CFR 512; 48 CFR 514; 48 CFR 515; 48 CFR 538; 48 CFR 539; 48 CFR 543; 48 CFR 546; 48 CFR 552; 48 CFR 570

Legal Deadline: None

Abstract: This interim rule amends the GSAR to implement Items I and II of FAC 90-32 which amended the FAR to implement the portions of the Federal Acquisition Streamlining Act of 1994 (PL 103-355) dealing with the Truth in Negotiations Act and with the acquisition of commercial items. The Multiple Award Schedule Policy Statement of October 1, 1982 (47 FR 50242, 11/5/85) is canceled.

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/16/96	61 FR 6164
Final Action	11/00/96	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Marjorie Ashby, Management Analyst, Office of Acquisition Policy (MVP), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

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RIN: 3090-AF86

3919. • GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION; ACQUISITION OF LEASEHOLD INTERESTS IN REAL PROPERTY CHGE 71 (GSAR 5-409)

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 570

Legal Deadline: None

Abstract: This rule amended the GSAR to revise sections 570.106 and 570.303

to authorize the use of design-build selection procedures in section 303M of the Federal Property and Administrative Services Act of 1949, as amended by PL 104-106, February 10, 1996, for lease construction projects when the statutory criteria for use are met.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/16/96	61 FR 24720
Final Action	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Marjorie Ashby, Management Analyst, Office of Acquisition Policy (MVP), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

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RIN: 3090-AF92

3920. • FTR AMENDMENT 50, STREAMLINING REIMBURSEMENT CLAIM REVIEW AND ELIMINATION OF REQUIREMENT FOR RECEIPTS, REGARDLESS OF AMOUNT, FOR CERTAIN TRAVEL EXPENSE ITEMS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 5701 TO 5709

CFR Citation: 41 CFR 301-3; 41 CFR 301-5; 41 CFR 301-6; 41 CFR 301-8; 41 CFR 301-10; 41 CFR 301-11

Legal Deadline: None

Abstract: This amendment allows agencies to shift responsibility for travel voucher review from the voucher examiner to the supervisor or other agency-designated official and eliminates the requirement to provide receipts, regardless of amount, for certain travel expense items. This amendment is expected to result in an economic cost savings to all Federal agencies.

Timetable:

Action	Date	FR Cite
Final Action	04/00/97	
Final Action Effective	04/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Agency Contact: Larry A. Tucker, Director, Regulatory Policy Staff (MTT), Travel and Transportation Mgt. Pol. Div., General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

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RIN: 3090-AF96

3921. • FTR AMENDMENT (UNASSIGNED), MAXIMUM PER DIEM RATES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5702; 5 USC 5707; EO 11609, 36 FR 13747, 3 CFR, 1971 to 1975 comp, p 586

CFR Citation: 41 CFR 301

Legal Deadline: None

Abstract: This amendment increases/decreases the maximum lodging and meals and incidental expenses amounts in certain existing per diem localities and adds new per diem localities.

Timetable:

Action	Date	FR Cite
Final Action	12/00/96	
Final Action Effective	01/00/97	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Sharon Green, Director, Travel and Transportation Management Policy Division (MTT), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

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RIN: 3090-AF98

3922. • FEDERAL TRAVEL REGULATIONS

Regulatory Plan: This entry is Seq. No. 138 in Part II of this issue of the Federal Register.

RIN: 3090-AG11

GSA

Final Rule Stage

3923. • REPORTING REQUIREMENTS FOR FOREIGN GIFTS AND DECORATIONS**Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c)**CFR Citation:** 41 CFR 101-49**Legal Deadline:** None

Abstract: PL 95-105 requires that at 3-year intervals following January 1, 1981, minimal value be redefined by the Administrator of General Services, after consultation with the Secretary of State, to reflect changes in the Consumer Price Index for the immediately preceding 3-year period. The required consultation has been completed and the minimal value has been increased to mean \$245 or less.

Timetable:

Action	Date	FR Cite
Final Action	10/00/96	

Small Entities Affected: None**Government Levels Affected:** Federal

Agency Contact: Martha S. Caswell, Acting Director, Personal Property Management Policy Division, General Services Administration, Office of Governmentwide Policy, Washington, DC 20405
Phone: 202 501-3838

RIN: 3090-AG14**PUBLIC BUILDINGS SERVICE****3924. FEDERAL PROPERTY MANAGEMENT REGULATIONS PART 101-17, ASSIGNMENT AND UTILIZATION OF SPACE****Priority:** Other Significant

Legal Authority: 40 USC 481; 40 USC 601; 7 USC 1924; 40 USC 490; 40 USC 531; 42 USC 3601; 42 USC 4321; 42 USC 4201; EO 12072; EO 12411; EO 12512; PL 100-678; EO 13005; EO 13006

CFR Citation: 41 CFR 101-17**Legal Deadline:** None

Abstract: Federal Property Management Regulation Temporary Regulation D-76, Part 101-17, Assignment and Utilization of Space, was published in August 1991. It is anticipated that this temporary regulation will be extended through 9/97, at which time it will be replaced with another temporary regulation. In accordance with NPR

recommendations, a replacement temporary regulation is needed to reflect major revisions being made by GSA in its pricing of real estate, and in the pricing and delivery of related services. In addition to incorporating the objectives of the previous temporary regulation to improve the space delivery process, the new temporary regulation will provide agencies greater freedom in the selection of GSA as the service provider and in the services it wishes GSA to provide, reflect a "market pass-thru" concept for the billing of space and services, and simplify the existing space classification system by reducing the number of classifications from 16 to 4. It will also eliminate the existing itemized listing of standard alterations provided by GSA and replace this with a standard buildout allowance (a dollar amount per square foot) for each agency.

Timetable:

Action	Date	FR Cite
NPRM	12/05/89	54 FR 50251
NPRM Comment Period End	01/04/90	
Extension of Expiration Date of FPMR Amendment	08/30/95	60 FR 45085
Interim Final Rule	09/00/97	
Final Action	03/00/98	

Small Entities Affected: None**Government Levels Affected:** Federal

Additional Information: At the request of OMB, GSA extended FPMR Temporary Regulation D-76 for a period of 90 days (from 08/26/95 through 11/26/95). D-76 expired on 11/26/95. On 12/01/95, GSA requested a one-year extension which has not been approved by OMB. However, OMB approval is expected shortly to extend D-76 until the replacement temporary regulation is published in September 1997.

Agency Contact: Kathy Geisler, Director, Real Estate Mgt. Div. (PER), Public Buildings Service, General Services Administration, 18th & F Streets NW., Washington, DC 20405
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RIN: 3090-AD42**3925. LOCATION OF FEDERAL FACILITIES IN URBAN AREAS****Priority:** Other Significant

Legal Authority: 40 USC 481; 40 USC 6017; 7 USC 1924; 40 USC 490; 40 USC

531; 42 USC 3601; 42 USC 4321; 42 USC 4201; EO 12072; EO 12411; EO 12512; PL 100-678; EO 13005; EO 13006

CFR Citation: 41 CFR 101-17**Legal Deadline:** None

Abstract: This interim rule begins the process of replacing 101-17 of the Federal Property Management Regulations (FPMR). Policy and procedures regarding the assignment and utilization of space have been provided by a series of temporary regulations since 1982, the most current being FPMR Temporary Regulation D-76 which went into effect on August 26, 1991. This interim rule repeals the outdated and superseded permanent FPMR 101-17 and provides new guidance concerning the location of Federal facilities in urban areas.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/00/96	61 FR 9110
Final Action	04/00/97	

Small Entities Affected: None**Government Levels Affected:** Federal

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RIN: 3090-AF94**3926. • SMALL PURCHASE AUTHORITY****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c)**CFR Citation:** 41 CFR 101-20**Legal Deadline:** None

Abstract: This rule revises the regulations regarding the delegation of authority to occupant agencies to contract for reimbursable space alterations.

Timetable:

Action	Date	FR Cite
NPRM	06/13/96	61 FR 30028
Final Action	10/00/96	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Jeffrey Neely, Director, Portfolio Support Division (PMX), General Services

GSA

Final Rule Stage

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RIN: 3090-AG00

GENERAL SERVICES ADMINISTRATION (GSA)

Long-Term Actions

**OFFICE OF EQUAL EMPLOYMENT
OPPORTUNITY**

**3927. NONDISCRIMINATION ON THE
BASIS OF RACE, COLOR, NATIONAL
ORIGIN, AND, WHERE APPLICABLE,
SEX**

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 476; 42 USC
2000d-1; 20 USC 1681

CFR Citation: 41 CFR 101-6.2

Legal Deadline: None

Abstract: The General Services Administration proposes this regulation to implement all of the above cited Federal laws. These statutes prohibit discrimination, in whole or in part, so that no person in the United States shall on the grounds of race, color, national origin, or sex be excluded from participation in, be denied the benefits of, or be subject to discrimination under any program activity receiving Federal assistance from the General Services Administration. In addition, the objectives of the regulation are to streamline certain administrative procedural requirements by consolidating prohibitions of discrimination into one regulation and to make requirements clear and convenient for applicants and recipients to comply with, as well as making the regulation manageable for GSA to administer.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: James M. Taylor,
Program Manager, Office of Equal
Employment Opportunity, General
Services Administration, 18th & F
Streets NW., Washington, DC 20405
Phone: 202 501-0767

RIN: 3090-AC49

**3928. ENFORCEMENT OF
NONDISCRIMINATION ON THE BASIS
OF HANDICAP IN FEDERALLY
ASSISTED PROGRAMS**

Priority: Substantive, Nonsignificant

Legal Authority: 29 USC 794

CFR Citation: 41 CFR 101-8.3

Legal Deadline: None

Abstract: The General Services Administration (GSA) proposes this regulation to implement the above cited law. This regulation would amend GSA's regulation for enforcement of section 504 of the Rehabilitation Act of 1973, as amended, in federally assisted programs or activities to include a cross-reference to the Uniform Federal Accessibility Standards.

Timetable: Next Action Undetermined

Small Entities Affected: Businesses,
Governmental Jurisdictions

Government Levels Affected: State,
Federal

Agency Contact: James M. Taylor,
Program Manager, Office of Equal
Employment Opportunity, General
Services Administration, 18th & F
Streets NW., Washington, DC 20405
Phone: 202 501-0767

RIN: 3090-AE32

FEDERAL SUPPLY SERVICE

3929. OFFICE COPYING MACHINES

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c)

CFR Citation: 41 CFR 101-25

Legal Deadline: None

Abstract: Amend the Federal Property Management Regulations to direct all prospective customers to select the most appropriate and economical procurement method through the use of life-cycle cost techniques.

Timetable:

Action	Date	FR Cite
NPRM	07/26/93	58 FR 39720

Action	Date	FR Cite
NPRM Comment Period End	08/25/93	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Nicholas Economou,
Director, FSS Acquisition Management
Center (FCO), General Services
Administration, Federal Supply
Service, Washington, DC 20406
Phone: 703 305-6936

RIN: 3090-AF08

**OFFICE OF GOVERNMENTWIDE
POLICY**

**3930. IMPLEMENT REQUIREMENTS
FOR ENERGY-EFFICIENT
COMPUTERS**

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 40
USC 751(f)

CFR Citation: 41 CFR 201

Legal Deadline: None

Abstract: Executive Order (E.O.) 12845 required executive agencies to ensure that by October 18, 1993, all acquisitions of microcomputers meet Environmental Protection Agency's "Energy Star" specification for energy efficiency. E.O. 12845 requires agencies to report any exemptions to this requirement to GSA for consolidation in an annual report to the President. An interim rule will be issued to provide specific information on energy efficiency requirements in acquisition and to further implement E.O. 12845.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/07/94	59 FR 952
Final Action	00/00/00	

Small Entities Affected: None

GSA

Long-Term Actions

Government Levels Affected: Federal

Agency Contact: Stewart Randall, Management Analyst, Strategic IT Analysis Div. (MKS), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

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RIN: 3090-AF03

3931. CRITERIA FOR REPORTING EXCESS PERSONAL PROPERTY

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 40 USC 486(c)

CFR Citation: 41 CFR 101-42; 41 CFR 101-43; 41 CFR 101-44; 41 CFR 101-45

Legal Deadline: None

Abstract: This regulation establishes revised criteria for reporting excess personal property to GSA, redefines terms, and updates addresses associated with reporting excess personal property. There should be no significant costs to the public as a result of this regulatory action. The rule will provide Federal agencies relief from certain reporting requirements and make identification of property which is to be reported easier for both the reporting and requisitioning activities.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Martha Caswell, Acting Director, Personal Property Management Policy Division, General Services Administration, Office of Government Policy, Washington, DC 20405

Phone: 202 501-3828

RIN: 3090-AF39

3932. • RELOCATION OF FIRMR PROVISIONS RELATING TO GSA'S ROLE IN THE DISPOSAL OF EXCESS AND EXCHANGE/SALE INFORMATION TECHNOLOGY EQUIPMENT

Priority: Other Significant

Legal Authority: 40 USC 486(c); 40 USC 1412

CFR Citation: 41 CFR 101-43

Legal Deadline: None

Abstract: This temporary regulation moves certain provisions in 41 CFR 201-25 of the FIRMR to 41 CFR 101-43 of the FPMR relating to GSA's role in the disposal of excess and exchange/sale of information technology equipment.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/08/96	61 FR 41352
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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RIN: 3090-AG01

3933. • RELOCATION OF FIRMR PROVISIONS RELATING TO GSA'S ROLE IN RECORDS MANAGEMENT

Priority: Other Significant

Legal Authority: 40 USC 486(c)

CFR Citation: 41 CFR 101-11

Legal Deadline: None

Abstract: This interim rule reestablishes certain FIRMR provisions regarding records management and GSA's role in records management in the FPMR.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/07/96	61 FR 41000
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Stewart Randall, Management Analyst, Strategic IT Analysis Div. (MKS), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

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RIN: 3090-AG02

3934. • RELOCATION OF FIRMR PROVISIONS RELATING TO USE OF GOVERNMENT TELEPHONE SYSTEMS AND GSA SERVICES AND ASSISTANCE

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 40 USC 1424(b)

CFR Citation: 41 CFR 101-35

Legal Deadline: None

Abstract: This interim rule reestablishes in the FPMR certain telecommunications provisions of the FIRMR. These FIRMR provisions will be maintained in the FPMR after 8/7/96. This action was caused by the passage of the Information Technology Management Reform Act of 1996 which effectively disestablished the FIRMR on 8/8/96.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/07/96	61 FR 41003
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Doris Farmer, Management Analyst, Strategic IT Analysis Div. (MKS), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

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RIN: 3090-AG03

GSA

Long-Term Actions

3935. • MOTOR VEHICLE MANAGEMENT

Priority: Routine and Frequent

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 40 USC 486(c), sec 205(c), 63 Stat 390

CFR Citation: 41 CFR 101-38

Legal Deadline: None

Abstract: This regulation changes 41 CFR 101-38 to update organizational references to GSA and other Federal agencies, updates fuel economy standards, updates the listing of agencies authorized unlimited exemption to marking of vehicles, updates the list of license plate codes, and updates the regulation to reflect agency policy changes and technology advances.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: William T. Rivers, Acting Director, Federal Vehicle Policy Division (MTV), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405
 Phone: 202 501-2569
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 Email: bill.rivers@gsa.gov.
RIN: 3090-AG12

3936. • ACCIDENT AND INCIDENT REPORTING AND INVESTIGATION

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c), sec 205(c), 63 Stat 390

CFR Citation: 41 CFR 101-37

Legal Deadline: None

Abstract: This regulation will implement the policy enacted by the Independent Safety Board Act Amendments of 1994 (PL 103-411), as it pertains to Federal aircraft accident and incident reporting and investigation.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Pete Zuidema, Director, Aircraft Management Policy Division (MTA), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405
 Phone: 202 219-1377
 Fax: 202 501-2149
RIN: 3090-AG13

PUBLIC BUILDINGS SERVICE

3937. SMOKING

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c), sec 205(c), 63 Stat 390

CFR Citation: 41 CFR 101-20.105-3

Legal Deadline: None

Abstract: Passive environmental tobacco smoke has been classified as a Class A human carcinogen by EPA. Current FPMRs ban smoking in GSA-controlled buildings, except in designated smoking areas determined by the occupant agency head. In view of EPA's classification of passive smoke as a carcinogen, legislation has been introduced in the Congress to ban smoking in Federal buildings and an Executive order is being considered to also ban smoking in the executive branch. Upon enactment of legislation or issuance of an Executive order, GSA will revise current policy to address the EPA findings.

There should be no costs associated with the implementation of a proposed rule other than the posting of new signs prohibiting smoking.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Joseph I. Gerber, Director, Regional Customer Team 2, Public Buildings Service, General Services Administration, 18th & F Streets NW., Washington, DC 20405
 Phone: 202 501-0971

RIN: 3090-AF02

GENERAL SERVICES ADMINISTRATION (GSA)

Completed Actions

3938. AMENDMENT OF THE FIRMR PROVISIONS TO MODIFY REQUIREMENTS FOR OBTAINING DELEGATIONS OF PROCUREMENT AUTHORITY

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 41 CFR 201

Completed:

Reason	Date	FR Cite
Final Action	01/29/96	61 FR 2723

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Margaret Truntich
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RIN: 3090-AE71

3939. AMEND FIRMR PROCEDURES TO ALLOW AGENCIES TO SCREEN AND REASSIGN ALL EXCESS FIP RESOURCES

Priority: Substantive, Nonsignificant

CFR Citation: 41 CFR 201

Completed:

Reason	Date	FR Cite
Final Action	07/26/96	61 FR 39081

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Stewart Randall

GSA

Completed Actions

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RIN: 3090-AF32

3940. IMPLEMENTATION OF FEDERAL ACQUISITION STREAMLINING ACT

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 48 CFR ch 5

Completed:

Reason	Date	FR Cite
Withdrawn	08/29/96	
Incorporated into RIN 3090-AF68.		

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local, Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Marjorie Ashby
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RIN: 3090-AF51

3941. AMENDMENT OF FIRMR SCHEDULE PROVISIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

CFR Citation: 41 CFR 201

Completed:

Reason	Date	FR Cite
Final Action	07/08/96	61 FR 35685

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Judy Steele

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RIN: 3090-AF89

3942. FEDERAL TRAVEL REGULATION AMENDMENT 48; PRIVATELY OWNED VEHICLE MILEAGE REIMBURSEMENT

Priority: Substantive, Nonsignificant

CFR Citation: 41 CFR 301-4

Completed:

Reason	Date	FR Cite
Final Action	05/23/96	61 FR 25802

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Sharon Green
Phone: 202 273-3471
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RIN: 3090-AF93

3943. • IMPLEMENTATION OF FAC 90-39 - MISCELLANEOUS CHANGES

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 506; 48 CFR 547; 48 CFR 552

Legal Deadline: None

Abstract: The GSAR was amended to implement a portion of FAC 90-39 which amended the Federal Acquisition Regulation to revise the approval levels for the justification of other than full and open competition and to make editorial changes.

Timetable:

Action	Date	FR Cite
Final Action	07/26/96	61 FR 39088
Final Action Effective	08/19/96	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Marjorie Ashby, Management Analyst, Office of Acquisition (MVP), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405
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RIN: 3090-AF97

3944. • REMOVAL OF CHAPTER 201, FEDERAL INFORMATION RESOURCES MANAGEMENT REGULATION, FROM TITLE 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Priority: Other Significant

Legal Authority: 40 USC 486(c); 40 USC 751(f)

CFR Citation: 41 CFR 201

Legal Deadline: None

Abstract: The FIRMR was abolished effective August 7, 1996. The abolishment of the FIRMR was intended to give effect to the Information Technology Management Reform Act of 1996 by eliminating GSA's Governmentwide information technology regulations at the time the Act became effective.

Timetable:

Action	Date	FR Cite
Final Action	07/29/96	61 FR 39359

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: John Clark, ADP/Telecom Analyst, Strategic IT Analysis Div. (MKS), General Services Administration, Office of Governmentwide Policy, Washington, DC 20405
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RIN: 3090-AG04

3945. • FTR AMENDMENT 49, MAXIMUM PER DIEM RATES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5701 to 5709; 31 USC 1353; 40 USC 486(c)

CFR Citation: 41 CFR 301

Legal Deadline: None

Abstract: This final rule amends the FTR to change the maximum per diem rate prescribed in FTR Amendment 47 for the Kansas City area (Johnson and

GSA

Completed Actions

Wyandotte counties in the State of Kansas, and Clay, Jackson and Platte counties in the State of Missouri).

Timetable:

Action	Date	FR Cite
Final Action	08/05/96	61 FR 40524

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Joddy Garner, Travel and Transportation Management, Policy Division (MTT), General Services Administration, Office of

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RIN: 3090-AG07

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