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Monday  
November 9, 1998

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Part XXVII

**National Aeronautics  
and Space  
Administration**

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Semiannual Regulatory Agenda

**NATIONAL AERONAUTICS AND SPACE ADMINISTRATION (NASA)**

**NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

**14 CFR Ch. V**

**Regulatory Agenda**

**AGENCY:** National Aeronautics and Space Administration (NASA).

**ACTION:** Semiannual regulatory agenda.

**SUMMARY:** NASA's regulatory agenda describes those regulations being considered for development or amendment by NASA, the need and legal basis for the actions being considered, the name and telephone

number of the knowledgeable official, whether a regulatory analysis is required, and the status of regulations previously reported.

**ADDRESSES:** Director, Management Assessment Division (Code JM), Office of Management Systems and Facilities, NASA Headquarters, Washington, DC 20546.

**FOR FURTHER INFORMATION CONTACT:** June Flickinger, (202) 358-2876.

**SUPPLEMENTARY INFORMATION:** OMB guidelines dated July 8, 1998, "October 1998 Unified Agenda of Federal Regulatory and Deregulatory Actions," and Executive Order 12866 "Regulatory

Planning and Review" require a regulatory agenda of those regulations under development and review be published in the **Federal Register** each April and October.

This edition of the Unified Agenda of Federal Regulatory and Deregulatory Actions includes The Regulatory Plan, which appears in part II of this issue of the **Federal Register**. NASA's Statement of Regulatory Priorities is included in part II.

**Dated:** August 25, 1998.

**Danalee Green,**

*Director, Management Assessment Division.*

**Proposed Rule Stage**

Sequence Number	Title	Regulation Identifier Number
3921	Meritorious Claims Arising From The Conduct of NASA Functions Under 42 USC 2473 (c) (13) .....	2700-AC35

**Final Rule Stage**

Sequence Number	Title	Regulation Identifier Number
3922	Cross-Waiver of Liability .....	2700-AB51

**Long-Term Actions**

Sequence Number	Title	Regulation Identifier Number
3923	Tracking and Data Relay Satellite System; Use and Reimbursement Policy for Non-U.S. Government Users .....	2700-AA29
3924	Uniform Administrative Requirements for Grants and Cooperative Agreements .....	2700-AA95
3925	New Restrictions on Lobbying .....	2700-AB06
3926	Miscellaneous Administrative Changes to the NASA Federal Acquisition Regulation Supplement (NFS) .....	2700-AC33
3927	Grant and Cooperative Agreement Handbook .....	2700-AC34

**Completed Actions**

Sequence Number	Title	Regulation Identifier Number
3928	Minor Clarifying Changes to Existing Award Fee Coverage .....	2700-AB92
3929	Contracting and Subcontracting Policies and Procedures To Achieve Goals for Small Disadvantaged Businesses ..	2700-AB94
3930	Contract Financing .....	2700-AC20
3931	Equitable Adjustments .....	2700-AC32

## NATIONAL AERONAUTICS AND SPACE ADMINISTRATION (NASA)

Proposed Rule Stage

**3921. • MERITORIOUS CLAIMS ARISING FROM THE CONDUCT OF NASA FUNCTIONS UNDER 42 USC 2473 (C) (13)****Priority:** Info./Admin./Other**Unfunded Mandates:** Undetermined**Major:** Undetermined**Legal Authority:** 42 USC 2473; 31 USC 3104**CFR Citation:** 14 CFR 1267**Legal Deadline:** None

**Abstract:** This proposed rule would establish NASA policies and procedures for meritorious claims, other than Federal Tort Claims Act claims or claims otherwise covered under 14 CFR part 1261, arising from the conduct of NASA functions and pursuant to 203(c)(13) of the National Aeronautics and Space Act of 1958, as amended (42 USC 2473 (c) (13)).

**Timetable:**

Action	Date	FR Cite
NPRM	11/00/98	

**Regulatory Flexibility Analysis Required:** Undetermined**Small Entities Affected:** No**Government Levels Affected:** Undetermined

**Agency Contact:** Bernard J. Roan, Senior Attorney, National Aeronautics and Space Administration, Office of Associate General Counsel, (Contracts), Washington, DC 20546

Phone: 202 358-2072

Fax: 202 358-4355

RIN: 2700-AC35

## NATIONAL AERONAUTICS AND SPACE ADMINISTRATION (NASA)

Final Rule Stage

**3922. CROSS-WAIVER OF LIABILITY****Priority:** Info./Admin./Other**Unfunded Mandates:** Undetermined**Major:** Undetermined**Legal Authority:** 42 USC 2473(c)(1); 42 USC 2473(c)(5)**CFR Citation:** 14 CFR 1266**Legal Deadline:** None

**Abstract:** This provides technical amendments to refine and clarify the contractual cross-waiver of liability in NASA agreements involving launch services.

**Timetable:**

Action	Date	FR Cite
Final Action	12/00/98	

**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** None

**Agency Contact:** Jay Steptoe, Deputy Assoc. General Counsel, National Aeronautics and Space Administration, Office of General Counsel, Code G, Washington, DC 20546

Phone: 202 358-2432

RIN: 2700-AB51

## NATIONAL AERONAUTICS AND SPACE ADMINISTRATION (NASA)

Long-Term Actions

**3923. TRACKING AND DATA RELAY SATELLITE SYSTEM; USE AND REIMBURSEMENT POLICY FOR NON-U.S. GOVERNMENT USERS****Priority:** Info./Admin./Other**Unfunded Mandates:** Undetermined**Major:** Undetermined**CFR Citation:** 14 CFR 1215**Timetable:**

Action	Date	FR Cite
Final Action for CY 1993 Rate Change	05/15/92	57 FR 20746
Final Action for CY 1994 Rate Change	09/28/93	58 FR 50515
Final Action for CY 1995 Rate Change	10/31/94	59 FR 54385
Final Action for CY 1997 Rate Change	05/15/95	60 FR 25843
Next Action	Undetermined	

**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** None**Agency Contact:** Joseph LaCurto

Phone: 202 358-2044

RIN: 2700-AA29

**3924. UNIFORM ADMINISTRATIVE REQUIREMENTS FOR GRANTS AND COOPERATIVE AGREEMENTS****Priority:** Info./Admin./Other**Unfunded Mandates:** Undetermined**Major:** Undetermined**CFR Citation:** 14 CFR 1270**Timetable:**

Action	Date	FR Cite
NPRM	11/04/88	53 FR 214
Begin Review	04/01/91	
Second NPRM	07/23/96	61 FR 38058
Next Action	Undetermined	

**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** State, Local**Agency Contact:** Steve Miley

Phone: 202 358-0493

RIN: 2700-AA95

**3925. NEW RESTRICTIONS ON LOBBYING****Priority:** Info./Admin./Other**Unfunded Mandates:** Undetermined**Major:** Undetermined**CFR Citation:** 14 CFR 1271**Timetable:**

Action	Date	FR Cite
Interim Final Rule	02/26/90	55 FR 6748
Next Action	Undetermined	

**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** State, Local, Tribal

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

NASA

Long-Term Actions

**Agency Contact:** Paul Brundage  
Phone: 202 358-0481

**RIN:** 2700-AB06

**3926. MISCELLANEOUS ADMINISTRATIVE CHANGES TO THE NASA FEDERAL ACQUISITION REGULATION SUPPLEMENT (NFS)**

**Priority:** Info./Admin./Other

**Unfunded Mandates:** Undetermined

**Major:** Undetermined

**CFR Citation:** 48 CFR 1801 to 1872

**Timetable:** Next Action Undetermined

**Regulatory Flexibility Analysis Required:** No

**Government Levels Affected:** None

**Procurement:** This is a procurement-related action for which there is no statutory requirement. The agency has not yet determined whether there is a

paperwork burden associated with this action.

**Agency Contact:** Tom O'Toole  
Phone: 202 358-0478  
Fax: 202 358-3220  
Email: thomas.otoole@hq.nasa.gov  
**RIN:** 2700-AC33

**3927. GRANT AND COOPERATIVE AGREEMENT HANDBOOK**

**Priority:** Info./Admin./Other

**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:** 42 USC 2473 the Space Act

**CFR Citation:** 14 CFR 1260; 14 CFR 1274

**Legal Deadline:** None

**Abstract:** This change will rewrite the Grants and Cooperative Agreement Handbook to incorporate various improvements and streamlining initiatives.

**Timetable:** Next Action Undetermined

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**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:** Steven Miley, Procurement Analyst, National Aeronautics and Space Administration, Washington, DC 20546  
Phone: 202 358-0493

**RIN:** 2700-AC34

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION (NASA)

Completed Actions

**3928. MINOR CLARIFYING CHANGES TO EXISTING AWARD FEE COVERAGE**

**Priority:** Info./Admin./Other

**CFR Citation:** 48 CFR 1816

**Completed:**

Reason	Date	FR Cite
Final Action	03/08/98	63 FR 13133

**Regulatory Flexibility Analysis Required:** No

**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:** Anne Guenther  
Phone: 202 358-0447

**RIN:** 2700-AB92

**Completed:**

Reason	Date	FR Cite
Withdrawn	08/11/98	

**Regulatory Flexibility Analysis Required:** Yes

**Small Entities Affected:** Businesses

**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:** Chris Jedrey  
Phone: 202 358-0483

**RIN:** 2700-AB94

statutory requirement. There is no paperwork burden associated with this action.

**Agency Contact:** Joseph Le Cren  
Phone: 202 358-0444

**RIN:** 2700-AC20

**3931. EQUITABLE ADJUSTMENTS**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 48 CFR 1843.205-70; 48 CFR 1852.243-72

**Completed:**

Reason	Date	FR Cite
Final Action	04/19/98	63 FR 17339

**Regulatory Flexibility Analysis Required:** No

**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:** Joseph LeCren  
Phone: 202 358-0444  
Fax: 202 358-3220

**RIN:** 2700-AC32

[FR Doc. 98-23545 Filed 11-06-98; 8:45 am]

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**3929. CONTRACTING AND SUBCONTRACTING POLICIES AND PROCEDURES TO ACHIEVE GOALS FOR SMALL DISADVANTAGED BUSINESSES**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 48 CFR 1815; 48 CFR 1819; 48 CFR 1852; 48 CFR 1870

**3930. CONTRACT FINANCING**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 48 CFR 1832; 48 CFR 1852

**Completed:**

Reason	Date	FR Cite
Final Action	03/24/98	63 FR 14039

**Regulatory Flexibility Analysis Required:** No

**Government Levels Affected:** None

**Procurement:** This is a procurement-related action for which there is no