

(4) Subparagraphs (a)(2) and (a)(3) of this subsection do not incorporate the regulations cited in subdivisions (a)(2)(i), (ii), and (iii) of this subsection in their entirety. Only the maximum per diem rates, the definitions of lodging, meals, and incidental expenses, and the regulatory coverage dealing with special or unusual situations are incorporated herein.

(6) The maximum per diem rates referenced in subparagraph (a)(2) of this subsection generally would not constitute a reasonable daily charge—

(i) When no lodging costs are incurred; and/or

(ii) On partial travel days (e.g., day of departure and return).

Appropriate downward adjustments from the maximum per diem rates would normally be required under these circumstances. While these adjustments need not be calculated in accordance with the Federal Travel Regulations or Joint Travel Regulations, they must result in a reasonable charge.

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BILLING CODE 6820-34-M

DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Part 45

[FAR Case 91-21; Item XI]

Federal Acquisition Regulation; Screening of Contractor Inventory

AGENCIES: Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Final rule.

SUMMARY: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council have agreed on a final rule to revise the Federal Acquisition Regulation (FAR) to update FAR subpart 45.6, Reporting, Redistribution, and Disposal of Contractor Inventory, to conform with changes to the Federal Property Management Regulations (FPMR) and the Federal Information Resource Management Regulation (FIRMR).

EFFECTIVE DATE: September 23, 1991.

FOR FURTHER INFORMATION CONTACT: For information pertaining to this case, contact Ms. Jeritta Parnell at (202) 501-4082. For general information, contact

Ms. Beverly Fayson, FAR Secretariat, room 4041, GS Building, Washington, DC 20405 (202) 501-4755. Please cite FAC 90-7, FAR case 91-21.

SUPPLEMENTARY INFORMATION:

A. Background

Screening of Contractor Inventory

The General Services Administration, which has the management responsibility for its Federal Supply Service's program for excess personal property, has requested amendments to section 45.608 of the Federal Acquisition Regulation. The amendments to 45.608 are necessary to increase the threshold for screening of contractor inventory to be consistent with the Federal Property Management Regulations (FPMR).

B. Public Comments and Regulatory Flexibility Act

The final rule does not constitute a significant FAR revision within the meaning of FAR 1.501 and Public Law 98-577 and publication for public comment is not required. Therefore, the Regulatory Flexibility Act does not apply. However, comments from small entities concerning the affected FAR subpart will be considered in accordance with section 610 of the Act. Such comments must be submitted separately and cite FAC 90-7, FAR case 91-21, in correspondence.

C. Paperwork Reduction Act

The Paperwork Reduction Act (Pub. L. 96-511) is inapplicable, since the amendments to FAR subpart 45.6 do not impose recordkeeping information collection requirements or collection of information from offerors, contractors, or members of the public which require the approval of OMB under 44 U.S.C. 3501, *et seq.*

List of Subjects in 48 CFR Part 45

Government procurement.

Dated: July 24, 1991.

Albert A. Vicchiolla,

Director, Office of Federal Acquisition Policy.

Therefore, 48 CFR part 45 is amended as set forth below:

1. The authority citation for 48 CFR part 45 continues to read as follows:

Authority: 40 U.S.C. 486(c); 10 U.S.C. chapter 137; and 42 U.S.C. 2473(c).

PART 45—GOVERNMENT PROPERTY

45.606-5 [Amended]

2. Section 45.606-5 is amended in paragraph (c)(3)(iv) by removing the words "\$500 or less," and inserting in their place "less than \$1,000 (\$500 for furniture)."; and in paragraph (c)(3)(v) by removing the words "more than

\$500," and inserting in their place "\$1,000 or more (\$500 for furniture).".

45.608-1 [Amended]

3. Section 45.608-1(b) is amended in the second column, first entry of Table 45-1 by removing the words "in excess of \$500" and inserting in their place "valued at \$1,000 or more (\$500 for furniture)"; and in the second column, third entry, by removing the words "\$500 or less" and inserting in their place "less than \$1,000 (\$500 for furniture)".

45.608-2 [Amended]

4. Section 45.608-2 is amended in paragraph (a) by removing the words "in excess of \$500" and inserting in their place "of \$1,000 or more (\$500 for furniture)".

5. Section 45.608-5(d) is revised to read as follows:

45.608-5 Special items screening.

(d) *Procedures for automatic data processing equipment (ADPE).* See the FIRMR (41 CFR part 201-33).

6. Section 45.608-8(b) is amended by revising Item 5 to read as follows:

45.608-8 Report of excess personal property (SF 120).

(b) * * *

Item 5. To. Enter the name(s) address(es) and of the screening agencies or the GSA regional office serving the geographic area in which the property is located.

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DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Part 50

[FAR Case 91-22; Item XII]

Federal Acquisition Regulation; Extraordinary Contractual Actions

AGENCIES: Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Final rule.

SUMMARY: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council have

agreed on a final rule to amend FAR subpart 50.1 by removing section 50.103, Deviations. FAR 50.103 is unnecessary because subpart 1.4 prescribes adequate policies and procedures for authorizing deviations from the FAR.

EFFECTIVE DATE: September 23, 1991.

FOR FURTHER INFORMATION CONTACT: Ms. Linda Klein at (202) 501-3775 in reference to this FAR case. For general information, contact Ms. Beverly Fayson, FAR Secretariat, room 4041, GS Building, Washington, DC 20405 (202) 501-4755. Please cite FAC 90-7, FAR case 91-22.

SUPPLEMENTARY INFORMATION:

A. Background

Extraordinary Contractual Actions

This rule is being published as a final rule without prior publication as a proposed rule because it is not a significant revision within the meaning of FAR 1.501 and involves only internal agency operating procedures.

Under FAR 50.103, deviations to part 50 currently require, for the defense agencies, approval of the Secretary of Defense and for civilian agencies, approval of the agency head. FAR 50.101 already identifies the appropriate level of indemnification approval authorities within the Department of Defense and civilian agencies, and FAR subpart 1.4 prescribes adequate policies and procedures for authorizing deviations from the FAR.

B. Regulatory Flexibility Act

The final rule does not constitute a significant FAR revision within the meaning of FAR 1.501 and Public Law 98-577 and publication for public comment is not required. Therefore, the Regulatory Flexibility Act does not apply. However, comments from small entities concerning the affected FAR subpart will be considered in accordance with section 610 of the Act. Such comments must be submitted separately and cite FAR case 91-22, FAC 90-7.

C. Paperwork Reduction Act

The Paperwork Reduction Act (Pub. L. 96-511) does not apply because the final rule does not impose any recordkeeping requirements or information collection requirements or collection of

information from offerors, contractors, or members of the public which require the approval of OMB under 44 U.S.C. 3501, *et seq.*

List of Subjects in 48 CFR Part 50

Government procurement.

Dated: July 24, 1991.

Albert A. Vicchiolla,

Director, Office of Federal Acquisition Policy.

Therefore, 48 CFR part 50 is amended as set forth below:

1. The authority citation for 48 CFR part 50 continues to read as follows:

PART 50—EXTRAORDINARY CONTRACTUAL ACTIONS

Authority: 40 U.S.C. 486(c); 10 U.S.C. chapter 137; and 42 U.S.C. 2473(c).

50.103 [Removed and Reserved]

2. Section 50.103 is removed and reserved.

[FR Doc. 91-19708 Filed 8-21-91; 8:45 am]

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DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Part 53

[FAR Case 91-33; Item XIII]

Federal Acquisition Regulation; Contract Security Classification Specification

AGENCIES: Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Final rule.

SUMMARY: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council have agreed to replace the January 1978 version of DD Form 254, Department of Defense Contract Security Classification Specification, at 53.303-DD-254, with the December 1990 version. Revisions were made to the form to reflect the most current security procedures and regulations.

EFFECTIVE DATE: September 23, 1991.

FOR FURTHER INFORMATION CONTACT:

Mr. Jack O'Neill at (202) 501-3856 in reference to this FAR case. For general information, contact Ms. Beverly Fayson, FAR Secretariat, room 4041, GS Building, Washington, DC 20405, (202) 501-4755. Please cite FAC 90-7, FAR case 91-33.

SUPPLEMENTARY INFORMATION:

A. Regulatory Flexibility Act

This rule does not constitute a significant FAR revision within the meaning of FAR 1.501 and Public Law 98-577 and publication for public comment is not required. Therefore, the Regulatory Flexibility Act does not apply. However, comments from small entities concerning the affected FAR subpart will be considered in accordance with section 610 of the Act. Such comments must be submitted separately and cite FAR case 91-33, FAC 90-7.

B. Paperwork Reduction Act

The Paperwork Reduction Act does not apply because the changes to the FAR do not impose recordkeeping information collection requirements or collection of information from offerors, contractors, or members of the public which require the approval of OMB under 44 U.S.C. 3501, *et seq.*

List of Subjects in 48 CFR Part 53

Government procurement.

Dated: July 24, 1991.

Albert A. Vicchiolla,

Director, Office of Federal Acquisition Policy.

Therefore, 48 CFR part 53 is amended as set forth below:

1. The authority citation for 48 CFR part 53 continues to read as follows:

PART 53—FORMS

Authority: 40 U.S.C. 486(c); 10 U.S.C. chapter 137; and 42 U.S.C. 2473(c).

53.303-DD-254 Department of Defense DD Form 254, Contract security Classification specification.

2. Section 53.303-DD-254 is amended by replacing the January 1978 edition of DD Form 254 with the December 1990 edition.

BILLING CODE 6820-34-M

DEPARTMENT OF DEFENSE CONTRACT SECURITY CLASSIFICATION SPECIFICATION <i>(The requirements of the DoD Industrial Security Manual apply to all security aspects of this effort.)</i>				1. CLEARANCE AND SAFEGUARDING a. FACILITY CLEARANCE REQUIRED b. LEVEL OF SAFEGUARDING REQUIRED																																																																																					
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5. IS THIS A FINAL DD FORM 254? <input type="checkbox"/> YES <input type="checkbox"/> NO. If Yes, complete the following: In response to the contractor's request dated _____, retention of the identified classified material is authorized for the period of _____.																																																																																									
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12. PUBLIC RELEASE. Any information (classified or unclassified) pertaining to this contract shall not be released for public dissemination except as provided by the Industrial Security Manual or unless it has been approved for public release by appropriate U.S. Government authority. Proposed public releases shall be submitted for approval prior to release.

☐ Direct ☐ Through (Specify):

to the Directorate for Freedom of Information and Security Review, Office of the Assistant Secretary of Defense (Public Affairs)* for review.
* In the case of non-DoD User Agencies, requests for disclosure shall be submitted to that agency.

13. SECURITY GUIDANCE. The security classification guidance needed for this classified effort is identified below. If any difficulty is encountered in applying this guidance or if any other contributing factor indicates a need for changes in this guidance, the contractor is authorized and encouraged to provide recommended changes; to challenge the guidance or the classification assigned to any information or material furnished or generated under this contract; and to submit any questions for interpretation of this guidance to the official identified below. Pending final decision, the information involved shall be handled and protected at the highest level of classification assigned or recommended. (Fill in as appropriate for the classified effort. Attach, or forward under separate correspondence, any documents/guides/extracts referenced herein. Add additional pages as needed to provide complete guidance.)

14. ADDITIONAL SECURITY REQUIREMENTS. Requirements, in addition to ISM requirements, are established for this contract. (If Yes, identify the pertinent contractual clauses in the contract document itself, or provide an appropriate statement which identifies the additional requirements. Provide a copy of the requirements to the cognizant security office. Use Item 13 if additional space is needed.)

☐ Yes ☐ No

15. INSPECTIONS. Elements of this contract are outside the inspection responsibility of the cognizant security office. (If Yes, explain and identify specific areas or elements carved out and the activity responsible for inspections. Use Item 13 if additional space is needed.)

☐ Yes ☐ No

16. CERTIFICATION AND SIGNATURE. Security requirements stated herein are complete and adequate for safeguarding the classified information to be released or generated under this classified effort. All questions shall be referred to the official named below.

a. TYPED NAME OF CERTIFYING OFFICIAL

b. TITLE

c. TELEPHONE (Include Area Code)

d. ADDRESS (Include Zip Code)

17. REQUIRED DISTRIBUTION

- ☐ a. CONTRACTOR
- ☐ b. SUBCONTRACTOR
- ☐ c. COGNIZANT SECURITY OFFICE FOR PRIME AND SUBCONTRACTOR
- ☐ d. U.S. ACTIVITY RESPONSIBLE FOR OVERSEAS SECURITY ADMINISTRATION
- ☐ e. ADMINISTRATIVE CONTRACTING OFFICER
- ☐ f. OTHERS AS NECESSARY

e. SIGNATURE

DD Form 254 Reverse, DEC 90

[FR Doc. 91-19709 Filed 8-21-91; 8:45 am]

BILLING CODE 6820-34-C