

or be in a watertight enclosure, except a motor, which must be either watertight or waterproof. A watertight enclosure must be designed in such a way that the total rated temperature of the equipment inside the enclosure is not exceeded.

(b) Central control consoles and similar control enclosures must be drip-proof, regardless of location.

16. In § 111.12-11, a new paragraph (j) is added to read as follows:

§ 111.12-11 Generator protection.

(j) *Circuit breaker reclosing.*
Generator circuit breakers must not automatically close after tripping.

17. In Subpart 111.54, a new § 111.54-3 is added to read as follows:

§ 111.54-3 Remote control.

Remotely controlled circuit breakers must have local manual means of operation.

PART 113—COMMUNICATION AND ALARM SYSTEMS AND EQUIPMENT

18. The authority citation for Part 113 continues to read as follows:

Authority: 46 U.S.C. 3306, 3703, 4104; 49 CFR 1.46.

19. In 113.35-3, a new paragraph (f) is added to read as follows:

§ 113.35-3 General requirements.

(f) Engine order telegraph and remote propulsion control systems must be electrically separate and independent, except that a single mechanical operator control device with separate transmitters and connections for each system may be used.

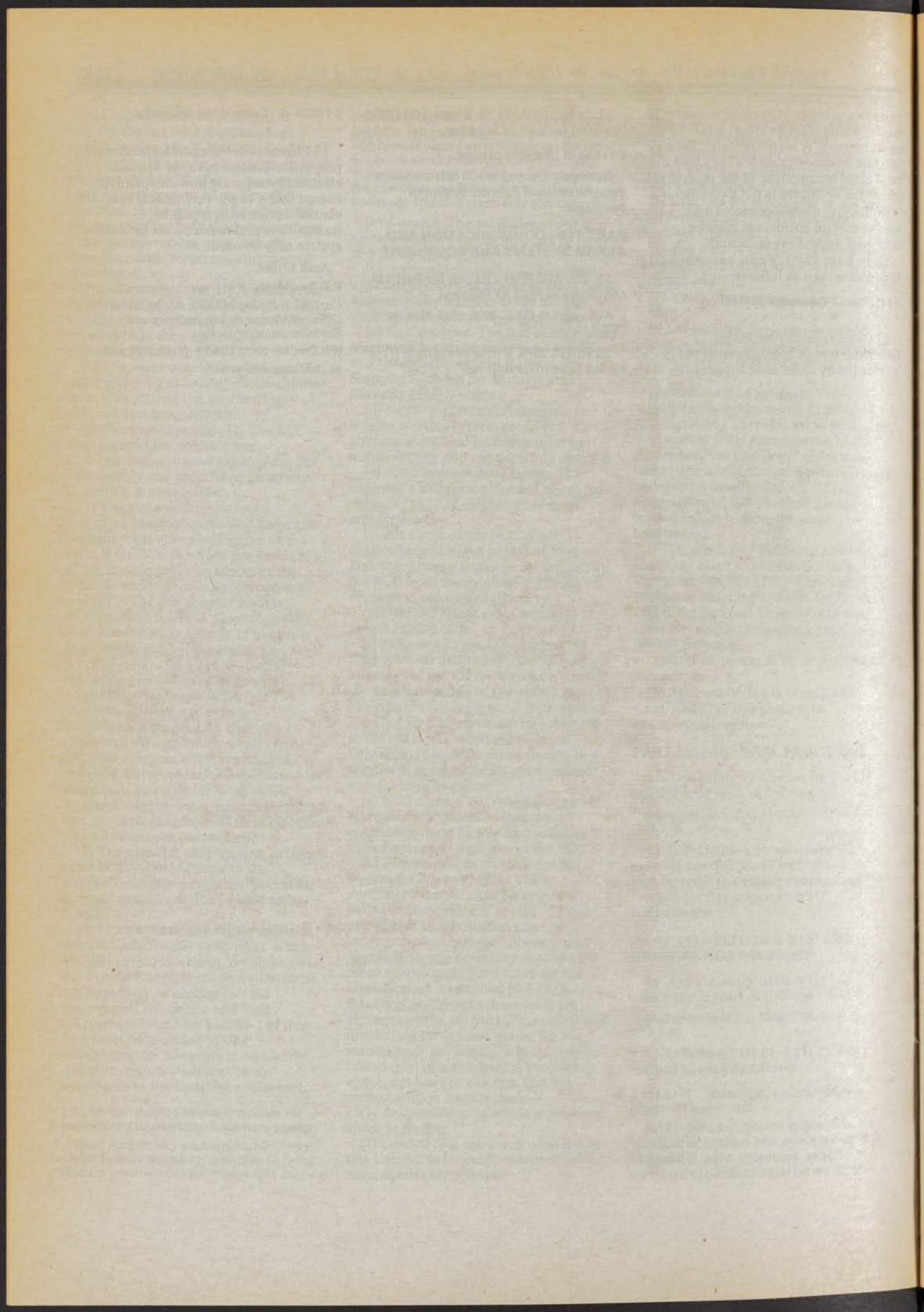
April 1, 1988.

P.C. Lauridsen,

Captain, U.S. Coast Guard, Acting Chief,
Office of Marine Safety, Security and
Environmental Protection.

[FR Doc. 88-10622 Filed 5-17-88; 8:45 am]

BILLING CODE 4910-14-M



Estimate Report Federal Register

Wednesday
May 18, 1988

Part III

Department of Health and Human Services

Food and Drug Administration

Sulfamethazine; Availability of National
Center for Toxicological Research's
Technical Report and Sulfamethazine in
Food Producing Animals; Notices

DEPARTMENT OF HEALTH AND
HUMAN SERVICES

Food and Drug Administration

[Docket No. 88N-0040]

Sulfamethazine; Availability of National
Center for Toxicological Research's
Technical Report

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing the availability of a technical report from its National Center for Toxicological Research (NCTR) entitled "Chronic Toxicity and Carcinogenesis Study of Sulfamethazine in Fischer 344 Rats." FDA is also announcing the availability of additional data associated with an NCTR technical report entitled "Chronic Toxicity and Carcinogenesis Study of Sulfamethazine in B6C3F₁ Mice," which FDA previously made available. FDA's Center for Veterinary Medicine (CVM) is reviewing the reports. On May 25 and 26, 1988, the Commissioner of Food and Drugs will hold a public hearing on sulfamethazine use.

ADDRESS: Written requests for copies of the technical report or the additional data to the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857. (Send two

self-addressed adhesive labels to assist the Branch in processing your request.) The technical report and the additional data are available for public examination in the Dockets Management Branch, from 9 a.m. to 4 p.m., Monday through Friday.

FOR FURTHER INFORMATION CONTACT:

Max Crandall, Center for Veterinary Medicine (HFV-4), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-3450.

SUPPLEMENTARY INFORMATION: FDA has received from NCTR and is making available a technical report of a 24-month chronic toxicity and carcinogenesis study conducted by NCTR in which rats were fed a diet containing sulfamethazine. Sulfamethazine is a new animal drug widely used in food-producing species.

Groups of male and female rats were fed a diet containing 0, 10, 40, 600, 1200, or 2400 parts per million (ppm) sulfamethazine. The feeding portion of the study was conducted from November 1982 to December 1984. The study results showed dose-related changes in mortality, i.e., the dosed animals had a lower mortality rate than the control group. There was a slight reduction in mean body weight in each dose group relative to the control group. In the animals scheduled for sacrifice at 24 months, NCTR reported the following incidences of thyroid follicular cell adenomas and adenocarcinomas.

Dose (ppm)	Female		Male	
	Incidence	Per-cent	Incidence	Per-cent
0	6/170	4	0/170	0
10	0/86	0	2/87	2
40	1/85	1	0/84	0
600	4/84	5	4/88	5
1200	8/87	9	4/83	5
2400	9/88	10	9/87	10

The increased incidence of adenomas and adenocarcinomas was statistically significant for trend ($P=0.005$ for females; $P=0.00005$ for males). The increased incidence of adenocarcinomas alone was statistically significant for trend ($P=0.003$ for females; $P=0.00006$ for males). NCTR did not report any other significant neoplastic lesions in rats.

NCTR calculated the concentration of sulfamethazine corresponding to a 1 in 1 million lifetime risk in rats, based on thyroid follicular cell adenocarcinomas alone, to be 0.027 ppm (27 parts per billion (ppb)) for females and .023 ppm (23 ppb) for males.

In conjunction with the chronic study in rats, NCTR measured the concentrations of T3 (total triiodothyronine), T4 (total thyroxine), and TSH (thyroid-stimulating hormone) in the rats at 12, 18, and 24 months. These data were published (Ref. 1) and are presented in Tables 1, 2, and 3 below.

TABLE 1.—SERUM TRIIODOTHYRONINE (T3) LEVELS (ng/100ml)¹ IN FISCHER 344 RATS DOSED WITH SULFAMETHAZINE

Sulfamethazine dose level (ppm)	Duration of exposure (mo)		
	12	19	24
Males			
0	168±30(15)	120±45(14)	100±45(62)
10	155±26(15)	112±71(14)	112±42(30)
40	164±38(15)	126±61(13)	103±39(32)
600	153±61(15)	104±30(15)	72±35(30)
1200	176±26(15)	127±33(12)	78±31(29)
2400	173±43(15)	112±39(13)	84±46(30)
Females			
0	168±51(15)	151±31(13)	104±32(50)
10	194±54(15)	149±57(15)	96±26(23)
40	204±41(15)	124±45(14)	99±32(19)
600	208±19(15)	141±36(15)	101±35(29)
1200	175±35(15)	136±49(14)	97±42(27)
2400	206±38(14)	114±56(14)	78±31(29)

¹ Mean ± standard deviation (number of animals).

TABLE 2.—SERUM THYOXINE (T4) LEVELS ($\mu\text{g}/100\text{ ml}$)¹ in Fischer 344 RATS DOSED WITH SULFAMETHAZINE

Sulfamethazine dose level (ppm)	Duration of exposure (mo)		
	12	19	24
Males			
0	4.5±0.9(15)	4.0±0.7(14)	3.1±1.4(62)
10	5.7±0.7(15)	4.5±1.4(14)	3.0±1.7(31)
40	5.5±0.9(15)	4.7±1.1(13)	3.2±1.1(32)
600	5.1±1.9(15)	4.6±0.8(15)	2.3±0.9(30) ²
1200	5.0±0.7(15)	4.1±0.8(12)	2.2±0.8(29) ²
2400	6.1±1.2(15)	4.9±0.8(13)	2.4±1.4(30) ²
Females			
0	3.2±1.3(15)	3.1±0.5(13)	1.9±1.0(56)
10	4.4±1.1(15)	3.9±0.9(15)	1.7±0.9(29)
40	3.9±0.8(15)	3.5±0.8(14)	1.8±0.8(28)
600	4.5±0.7(15)	3.2±0.8(15)	1.5±1.0(29)
1200	3.6±0.7(15)	2.7±0.4(14) ²	1.4±1.1(30)
2400	4.2±1.0(14)	2.4±0.8(14) ²	2.1±1.0(30)

¹ Mean ± standard deviation (number of animals).² Significant at $p < 0.05$. Levels of significance were compared with values for 0 dose levels.TABLE 3.—SERUM TSH LEVELS ($\text{ng } 1.00\text{ }\mu\text{l}$)¹ in Fischer 344 RATS DOSED WITH SULFAMETHAZINE

Sulfamethazine dose level (ppm)	Duration of exposure (mo)		
	12	18	24
Males			
0	575±133(15)	217±81(14)	155±57(31)
10	461±135(15)	374±117(14)	155±98(20)
40	385±112(15)	347±275(13)	177±63(19)
600	670±188(15)	394±107(15)	165±55(20)
1200	631±225(15)	347±155(12)	166±60(20)
2400	703±208(15)	420±184(13)	182±76(20)
Females			
0	367±101(15)	257±121(13)	170±59(29)
10	372±93(15)	341±88(15)	170±47(21)
40	318±68(15)	285±109(14)	160±33(20)
600	515±96(15)	375±86(15)	202±96(20)
1200	464±193(15)	314±128(14)	180±52(20)
2400	435±207(14)	290±84(14)	174±42(20)

¹ Mean ± standard deviation (number of animals).

FDA is also making available additional data associated with an NCTR study in mice entitled "Chronic Toxicity and Carcinogenesis Study of Sulfamethazine in B6C3F₁ Mice," which FDA previously made available (March 23, 1988; 53 FR 9492). The new data consist of the organ weights of the test animals.

The data from NCTR's rat study, like those from its mouse study, are undergoing review by the National Toxicology Program as well as FDA. The agency's decisions on the presence or absence of tumors in the test rats, like its decisions on the presence or absence of tumors in the test mice (see 53 FR 9492; March 23, 1988), will not become final until these reviews are completed. FDA does not expect the reviews of either study to be completed until fall

1988. Nonetheless, the results in rats and mice reported by NCTR raise significant questions about the safety of residues of sulfamethazine in the edible products of food-producing animals. FDA advises that if the incidence of thyroid lesions in rats (or mice) is confirmed, and FDA concludes that sulfamethazine should be regulated as a carcinogen, FDA would determine the safe concentration of residue using the agency's risk assessment procedures codified at 21 CFR 500.84 and guidelines for evaluating the safety of compounds used in food-producing animals (52 FR 49589; December 31, 1987). Based on the data in NCTR's technical report on the rat study, the permitted concentration of total residue in a total diet of 1500 grams in humans would be about 25 ppb. For each species in which sulfamethazine is

approved, FDA would need to determine a target tissue and marker residue (21 CFR 500.86) from residue depletion data to ensure that the residue of carcinogenic concern would not exceed 25 ppb in the total diet of humans. Currently, FDA has sufficient residue depletion data only for swine.

The data from a total residue depletion and metabolism study in swine were previously published (Ref. 2). The concentrations of ¹⁴C-residues in tissues of swine dosed with ¹⁴C-sulfamethazine are shown in Table 4 below. The concentrations are parts per billion of sulfamethazine equivalents (mean ± standard error). All swine were dosed for 7 days and then sacrificed 8 hours or 2, 5, or 10 days after the last dose.

TABLE 4

Tissue	Time after last date (days)	Total residue (parts per billion)	Sulfamethazine (parts per billion)
Skeletal Muscle...	0.3	3150±170	1107±21
	2	930±100	315±59
	5	60±23	20.2±8.1
	10	4±1	0.56±0.12
Liver.....	0.3	6970±570	1747±478
	2	2410±410	513±121
	5	230±50	43.4±13.8
	10	62±7	4.60±1.44
Kidney.....	0.3	9270±830	4275±496
	2	2810±320	1364±208
	5	180±58	80.3±30.2
	10	26±4	2.35±0.35
Adipose.....	0.3	1200±70	288±27
	2	340±40	79±14
	5	20±9	3.8±2.1
	10	3±1	0.13±0.04

If FDA concludes that these data are reliable, FDA's application of the procedures specified in 21 CFR 500.86 to those data will result in a tolerance of approximately 5 ppb for parent sulfamethazine (the marker residue) in kidney (the target tissue) of swine to ensure that each edible tissue has total residue below the safe concentration.

Interested parties may receive a copy of the NCTR technical report "Chronic Toxicity and Carcinogenesis Study of Sulfamethazine in Fischer 344 Rats" or the additional data (for organ weights) for the chronic mouse study by writing to the Dockets Management Branch (address above).

FDA has scheduled a public hearing before the Commissioner of Food and Drugs for May 25 and 26, 1988, to provide an opportunity for interested persons to present relevant scientific data and pertinent information on the safety of sulfamethazine and whether sulfamethazine can be used in food-producing animals without illegal drug residues in tissue resulting from such use (53 FR 15886). FDA requests that, at or after the hearing (see 53 FR 15886 at 15890), interested persons address the following questions in addition to those set out in the May 4, 1988, notice of hearing (53 FR 15886 at 15888):

(1) Assuming that they are reliable, whether the data on the effects of sulfamethazine on T3, T4, and TSH

levels (Ref. 1) are consistent or inconsistent with a hypothesis that the thyroid tumors in rats as reported by NCTR were caused by thyroid perturbation.

(2) What data are needed to show that the thyroid tumors in rodents following sulfamethazine feeding (as reported by NCTR) are the result of thyroid perturbation and not the result of a direct effect of sulfamethazine on the thyroid cells?

References

The following references have been placed on display in the Dockets Management Branch (address above) and may be seen by interested persons between 9 a.m. and 4 p.m., Monday through Friday.

1. Fullerton, F.R., R.J. Kushmaul, R.L. Suber, and N.A. Littlefield. "Influence of Oral Administration of Sulfamethazine on Thyroid Hormone Levels in Fischer 344 Rats," *Journal of Toxicological and Environmental Health*, 22:175-185, 1987.

2. Mitchell, A.D. and G.D. Paulson. "Depletion Kinetics of ¹⁴C-Sulfamethazine Metabolism in Swine," *Drug Metabolism and Disposition*, 14:161-165, 1986.

Dated: May 12, 1988.

John M. Taylor,

Associate Commissioner for Regulatory Affairs.

[FR Doc. 88-11076 Filed 5-13-88; 11:20 am]

BILLING CODE 4160-01-M

[Docket No. 88N-0040]

Sulfamethazine in Food-Producing Animals; Public Hearing Before the Commissioner; Time Change

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing a change in the starting time for a public hearing before the Commissioner of Food and Drugs (the Commissioner) on the safety of the new animal drug sulfamethazine and on whether sulfamethazine can be used in food-producing animals without illegal drug residues in tissue (drug residues) resulting from such use. The hearing,

originally scheduled to begin at 8:30 a.m. on May 25, 1988, is being changed to begin at 10 a.m. On May 26, the hearing will begin at 8:30 a.m.

FOR FURTHER INFORMATION CONTACT:

Judith A. Gushee, Center for Veterinary Medicine (HFV-236), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-2830.

or

David F. Tishler, Center for Veterinary Medicine (HFV-238), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-6244.

SUPPLEMENTARY INFORMATION: In the Federal Register of May 4, 1988 (53 FR 15886), FDA announced a public hearing before the Commissioner on the safety of the new animal drug sulfamethazine and on whether sulfamethazine can be used in food-producing animals without illegal drug residues in tissue (drug residues) resulting from such use.

Residues of sulfamethazine in tissue are of particular concern at this time because FDA's National Center for Toxicological Research has recently completed a chronic toxicity and carcinogenesis feeding study of sulfamethazine in mice, the results of which indicate that sulfamethazine may be a carcinogen. FDA will use information presented at and after the public hearing, together with other data and information, to determine whether the use of sulfamethazine in food-producing animals presents an unacceptable risk to human health and, if so, an appropriate course of action to minimize that risk.

The hearing is scheduled to be held on May 25 and 26, 1988, at the Jack Masur Auditorium, Bldg. 10, Clinical Center, National Institutes of Health, 9000 Rockville Pike, Bethesda, MD 20205. The hearing, originally scheduled to begin at 8:30 a.m. on May 25, is being changed to begin at 10 a.m. On May 26, the hearing will begin at 8:30 a.m.

Dated: May 11, 1988.

John M. Taylor,

Associate Commissioner for Regulatory Affairs.

[FR Doc. 88-11075 Filed 5-13-88; 11:20 am]

BILLING CODE 4160-01-M

5010-107-01

Wednesday
May 18, 1988

Part IV

Department of Defense General Services Administration

National Aeronautics and Space Administration

48 CFR Part 5 etc.

Federal Acquisition Regulation;
Miscellaneous Amendments

DEPARTMENT OF DEFENSE

GENERAL SERVICES
ADMINISTRATIONNATIONAL AERONAUTICS AND
SPACE ADMINISTRATION48 CFR Parts 5, 7, 9, 10, 13, 14, 15, 17,
19, 31, 38, 39, 42, 47, 52, and 53

[Federal Acquisition Circ. 84-37]

Federal Acquisition Regulation;
Miscellaneous Amendments

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

ACTION: Final rule.

SUMMARY: Federal Acquisition Circular (FAC) 84-37 amends the Federal Acquisition Regulation (FAR) with respect to the following: Synopsis of Proposed Contract Actions; Subcontract Competition; Cost Comparison Threshold, FAR 7.302; Delivery Date for Purchase Orders; Proper Uniform Contract Format Locations for Provisions and Clauses Incorporated by Reference; Withdrawal of Bids; Use of Letter RFP for Noncompetitive Procurements; Price Proposals, Submission; Options; Small Business Set-Asides (Sec. 809(c), Pub. L. 100-180); Unallowable Costs Under FAR 31.205; Acquisition, Management, and Use of Information Resources; Visits to Contractors Facilities; Request for Revision to 52.210-1; FAR Transportation Clauses; and CICA Exception 1.

EFFECTIVE DATE: June 17, 1988.

FOR FURTHER INFORMATION CONTACT: Ms. Margaret A. Willis, FAR Secretariat, Room 4041, GS Building, Washington, DC 20405, telephone (202) 523-4755.

SUPPLEMENTARY INFORMATION:**A. Paperwork Reduction Act**

FAC 84-37, Items I thru XV. The Paperwork Reduction Act (Pub. L. 96-511) does not apply because these final rules do not impose any reporting or recordkeeping 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.

B. Regulatory Flexibility Act

FAC 84-37, Items I, II, III, IV, V, VI, VII, VIII, XIII, and XIV. The Regulatory Flexibility Act (Pub. L. 96-354) does not apply because each revision is not a "significant revision" as defined in FAR 1.501-1; i.e., it does not alter the

substantive meaning of any coverage in the FAR having a significant cost or administrative impact on contractors or offerors, or a significant effect beyond the internal operating procedures of the issuing agencies. Accordingly, and consistent with section 1212 of Pub. L. 98-525 and section 302 of Pub. L. 98-577 pertaining to publication of proposed regulations (as implemented in FAR Subpart 1.5, Agency and Public Participation), solicitation of agency and public views on the revisions is not required. Since such solicitation is not required, the Regulatory Flexibility Act does not apply.

FAC 84-37, Item IX. The revisions to FAR 15.804-6 and SF 1411 will neither expand existing Government rights of access to information nor will these revisions eliminate existing protections for proprietary commercial pricing data. The revisions, in limiting the right of examination to information necessary to adequately evaluate the proposed price, clarify existing policy and do not constitute significant revisions. The DoD, GSA, and NASA certify that this final rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 602, et seq.).

FAC 84-37, Item X. As noted in the Federal Register notice of October 28, 1986, the Councils had determined that the proposed rule would not have a significant effect beyond the internal operating procedures of procuring agencies or a significant cost or administrative impact on contractors or offerors. Consequently, section 22 of the Office of Federal Procurement Policy Act did not require publicizing the proposed rule for public comment. Because publicizing was not required, the Regulatory Flexibility Act did not apply to the proposal. Nevertheless, the Councils solicited public comments to facilitate maximum participation in fashioning sound procurement regulations. None of the comments received questioned the underlying assumption concerning impact and effect. Moreover, none of the revisions incorporated in the final rule appears to alter the rule's impact or effect on contractors or offerors. Accordingly, the Councils have not prepared a final regulatory flexibility analysis for the final rule.

FAC 84-37, Item XI. This final rule change to FAR 19.501(k) will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601, et seq.) because it implements a statutory requirement which does not place limitations upon

subcontracting (section 921(c) of the Small Business Act).

FAC 84-37, Item XII. The change to FAR 31.204 will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601, et seq.) because the new rule is merely guidance for application of the cost principles and has no economic impact on large or small business.

FAC 84-37, Item XV. This final rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601, et seq.) because use of city boundaries, rather than just commercial zones designated by the Interstate Commerce Commission, is both more equitable for bidders and more in accord with commercial practice. No comments were received from small entities in response to the proposed rule.

C. Public Comments

FAC 84-37, Item II. A proposed rule was published in the Federal Register on October 28, 1986 (51 FR 39456). The comments that were received as a result of the proposed rule were considered by the Civilian Agency Acquisition Council and the Defense Acquisition Regulatory Council in the development of this final rule.

FAC 84-37, Item VIII. A proposed rule was published in the Federal Register on October 15, 1986 (51 FR 36777). The comments that were received as a result of the proposed rule were considered by the Councils in the development of this final rule.

FAC 84-37, Item IX. A proposed rule was published in the Federal Register on June 26, 1986 (51 FR 23396). The comments that were received as a result of the proposed rule were considered by the Councils in the development of this final rule.

FAC 84-37, Item X. A proposed rule was published in the Federal Register on October 28, 1986 (51 FR 39456). As a result of the comments received, as well as the passage of Pub. L. 99-661, the Councils have further revised FAR Subpart 17.2 and Part 52 and are issuing the complete revisions as a final rule.

FAC 84-37, Item XII. A proposed rule was published in the Federal Register on April 30, 1987 (52 FR 15884). The Defense Acquisition Regulatory Council and the Civilian Agency Acquisition Council considered the public comments received and concluded that there is a need to develop language in FAR 31.204, Applications of principles and procedures, to provide guidelines for determining the status of costs to which

more than one cost principle is relevant and to minimize the number of interpretations of the prevailing rules. This final rule language clarifies the proposed rule coverage and describes the process for determining the relevant cost principles to apply.

This final rule language stresses two points. In instances where a cost can be subdivided, it must be apportioned among the selected cost principles in 31.205. In instances where such an apportionment cannot be accomplished, the cost principle which most specifically deals with or best captures the essential nature of the cost at issue governs. This final rule language emphasizes the need to associate costs, or elements of a cost, with the appropriate cost principles.

List of Subjects in 48 CFR Parts 5, 7, 9, 10, 13, 14, 15, 17, 19, 31, 38, 39, 42, 47, 52, and 53

Government procurement.

Dated: May 12, 1988.

Harry S. Rosinski,

Acting Director, Office of Federal Acquisition and Regulatory Policy.

Unless otherwise specified, all Federal Acquisition Regulation (FAR) and other directive material contained in FAC 84-37 is effective June 17, 1988.

Eleanor Spector,

Deputy Assistant Secretary of Defense for Procurement.

John Alderson,

Acting Administrator.

May 10, 1988.

S.J. Evans,

Assistant Administrator for Procurement, NASA.

Federal Acquisition Circular (FAC) 84-37 amends the Federal Acquisition Regulation (FAR) as specified below:

Item I—Synopsis of Proposed Contract Actions

FAR 5.207 is revised to add certain format requirements for synopses to eliminate retying of synopses at the CBD. Strict adherence to these format requirements will allow expedited publication of notices which may result in future reduction of the presumptive time provided in FAR 5.203(f). The change also deletes existing coverage providing routing indicator codes for certain electronically transmitted synopses. Agencies are advised that the deleted codes have not changed but have been deleted only for simplification purposes. Agencies transmitting via AUTODIN are advised that the system accommodates ASCII.

Item II—Subcontract Competition

FAR 7.105(b)(2)(iv) is added to require that when subcontract competition is both feasible and desirable, contracting officers address in acquisition plans how subcontract competition will be sought, promoted, and sustained throughout an acquisition.

Item III—Cost Comparison Threshold

FAR 7.302(d) is revised as a result of a revision to OMB Circular A-76. The dollar threshold of \$100,000 for conducting a cost comparison has been replaced with a fulltime equivalent (FTE) threshold of 10 FTE's (see Part I, Chapter 2, paragraph A1 of the Supplement to OMB Circular A-76).

Item IV—Delivery Date for Purchase Orders

FAR 13.501(f) provides for a determinable delivery date vice a definite calendar date as presently provided in the regulation.

Item V—Request for Revision to 52.210-1

The provision at 52.210-1, Availability of Specifications, Standards and Commercial Item Descriptions, is amended to revise the title and to eliminate the need to frequently update the General Services Administration Business Service Centers' (BSC) addresses and telephone numbers. Accordingly, FAR 9.203, 10.001, 10.003, 10.005, 10.006, 10.008, 10.011, 38.102-3, 52.210-3, and 52.210-4 are editorially revised to reflect the new title of the Index to read "GSA Index of Federal Specifications, Standards and Commercial Item Descriptions."

Item VI—Proper Uniform Contract Format for Provisions and Clauses Incorporated by Reference

Various sections of the FAR are revised to eliminate conflicting instructions regarding the proper Uniform Contract Format location for provisions and clauses incorporated by reference.

Item VII—Withdrawal of Bids

FAR 14.406-3 is revised to clarify the existing coverage concerning the delegation of authority to make determinations allowing withdrawal of bids. The revision will allow individual agencies to determine the appropriate level for the decision authority.

Item VIII—Use of Letter RFP for Noncompetitive Procurements

FAR 15.402 and 15.406 are revised to permit the use of letter requests for proposals for acquisitions conducted

under 6.302, Circumstances permitting other than full and open competition.

Item IX—Price Proposals and SF 1411

FAR 15.804-6 is revised concerning submission of price proposals. FAR 53.301-1411, Contract Pricing Proposal Cover Sheet, and Standard Form (SF) 1411 are also revised.

Item X—Options

FAR Subpart 17.2 and Part 52 are revised to clarify when agencies should evaluate offers for option quantities in awarding the basic contract and when exercise of an option will satisfy the requirements of full and open competition.

Item XI—Small Business Set-Asides (Sec. 809(c), Pub. L. 100-180)

Section 15(p) of the Small Business Act (15 U.S.C. 644(p)) required contracting officers under certain conditions to release the names and addresses of those offerors expected to respond to a small business set-aside. Accordingly, FAR 19.501(k) was added in the interim rule published in the *Federal Register* on October 14, 1987 (52 FR 38188) as FAC 84-31 to implement this requirement. The Defense Authorization Act for Fiscal Years 1988 and 1989, Pub. L. 100-180, repealed section 15(p) of the Small Business Act, therefore, FAR 19.501(k) is deleted.

Item XII—Unallowable Costs Under FAR 31.205

FAR 31.204 is revised to provide guidelines for determining the allowability of costs to which more than one cost principle is relevant. The revised language describes the process for apportioning costs among the relevant cost principles.

The revised language stresses two points. In instances where a cost can be subdivided, it must be apportioned among the selected cost principles in 31.205. In instances where such an apportionment cannot be accomplished, the cost principle which most specifically deals with or best captures the essential nature of the cost at issue governs. The revised language emphasizes the need to associate costs, or elements of a cost, with the appropriate cost principles.

Item XIII—Acquisition, Management, and Use of Information Resources

FAR Part 39 has been revised to clarify the relationship between the FAR and the FIRMR.

Item XIV—Visits to Contractors' Facilities

FAR 42.402(b) is revised to state that the CAO will (1) consult (instead of coordinate) with the contractor, and (2) consult with the cognizant audit office to determine whether information requested by a prospective visitor adequate to fulfill the requirement has recently been reviewed by or is available within the Government. If the information exists, the CAO will discourage the visit and refer the prospective visitor to the Government office where such information is located.

Item XV—FAR Transportation Clauses

FAR 47.303-1, 47.303-3, 47.303-4, 47.303-5, and the clauses at 52.247-29, 52.247-31, 52-247-32, and 52-247-33 are revised to permit the Government to designate a delivery point, for f.o.b. origin shipments, that is within the same city or commercial zone as the f.o.b. origin point specified in the contract. Therefore, 48 CFR Parts 5, 7, 9, 10, 13, 14, 15, 17, 19, 31, 38, 39, 42, 47, 52, and 53 are amended as set forth below.

FAC 84-28 was published in the Federal Register on June 9, 1987 (52 FR 21884), as an interim rule. Item II of FAC 84-28, Competition in Contracting Act (CICA) Exception 1, is hereby adopted as a final rule without change.

1. The authority citation for 48 CFR Parts 5, 7, 9, 10, 13, 14, 15, 17, 19, 31, 38, 39, 42, 47, 52, and 53 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 5—PUBLICIZING CONTRACT ACTIONS

2. Section 5.207 is amended by revising paragraph (a), the introductory text of paragraph (b), paragraphs (b)(1) through (b)(3), and the introductory text of (b), (b)(4), with no revisions to the 17 FORMAT ITEMS; by redesignating and revising paragraph (b)(5) as (b)(6) and adding a new paragraph (b)(5); and by revising paragraph (c)(2), by removing paragraphs (c)(2)(i) and (c)(2)(ii), and redesignating existing paragraphs (c)(2)(iii) through (c)(2)(xvi) as paragraphs (c)(2)(i) through (c)(2)(xiv) to read as follows:

5.207 Preparation and transmittal of synopses.

(a) *Transmittal.* Contracting officers shall transmit synopses of actions identified under § 5.101 to the Commerce Business Daily by the most expeditious and reliable means available.

(1) *Electronic transmission.* All synopses transmitted by electronic

means shall be in ASCII Code. Contact your agency's communications center for the appropriate transmission instructions or services.

(2) *Hard copy transmission.* When electronic transmission is not feasible, synopses should be sent to the CBD via mail or other physical delivery of hard copy and should be addressed to: U.S. Department of Commerce, Commerce Business Daily, P.O. Box 5999, Chicago, IL 60680.

(b) *Format.* The contracting officer shall prepare the synopsis in the following style and format to ensure timely processing of the synopsis by the Commerce Business Daily.

(1) *General.* Format for all synopses shall employ conventional typing with abbreviations, capitalization, and punctuation all grammatically correct. Each synopsis shall include all 17 format items. Do not include the title for the format item.

(2) *Spacing.* Begin each line flush left and use double spaced lines between each format line. If more than one synopsis is sent at one time, separate each synopsis with four line spaces and begin each new synopsis with format item number 1.

(3) *Abbreviations.* Minimize abbreviations or acronyms to commonly recognized abbreviations.

(4) *Standard format.* Prepare each synopsis in the following manner. Begin each format item with the number of the item followed by a period (e.g., 1.). Then make two spaces after the period. Next type the appropriate information for each format item. Then conclude each format item with two exclamation points (i.e., !!). Conclude each complete synopsis, following format item 17, with five asterisks (i.e., * * * * *).

(5) *Nonapplicable format items.* When a format item is not applicable, type the item number, a period, two blank spaces, and "N/A" (e.g., 10. N/A!!).

6. The following is an illustrative solicitation synopsis format:

1. P!!
2. 0925!!
3. 85!!
4. 57936!!
5. 19111-5096!!
6. 95!!
7. Defense Industrial Supply Center, 700 Robbins Ave., Philadelphia, PA 19111-5096!!
8. 95—metal plate steel!!
9. DLA500-86-B-0090!!
10. BOD, 111585!!
11. Contact, Mary Drake, 215/697-XXXX/ Contracting Officer, Larry Bird, 215/697-XXXX!!
12. N/A!!
13. N/A!!
14. N/A!!
15. N/A!!

16. N/A!!

17. NSN9515-00-237-5342,—Spec MIL-S-226988,—0.1875 in thk, 96 in w. 240 in lg.—Carbon steel,—45,000 lbs.—Del to NSY Philadelphia, PA, NSC Norfolk, VA.—Del by 1 Oct 86.—When calling, be prepared to state name, address and solicitation number.—See notes 4, 55.—All responsible sources may submit an offer which will be considered.* * * * *

(c) * * *

(2) Include the following elements to the extent applicable, in sequence, with each element separated by two hyphens. Do not include the Roman numeral designator preceding each element, and do not include the supply/service classification code.

* * * * *

PART 7—ACQUISITION PLANNING

3. Section 7.105 is amended by adding paragraph (b)(2)(iv) to read as follows:

7.105 Contents of written acquisition plans.

* * * * *

(b) * * *

(2) * * *

(iv) When effective subcontract competition is both feasible and desirable, describe how such subcontract competition will be sought, promoted, and sustained throughout the course of the acquisition. Identify any known barriers to increasing subcontract competition and address how to overcome them.

* * * * *

4. Section 7.302 is amended by revising paragraph (d) to read as follows:

7.302 General.

* * * * *

(d) Provide that, ordinarily, agencies should not incur the delay and expense of conducting cost comparison studies to justify a Government commercial or industrial activity involving 10 or fewer full-time equivalents as defined in OMB Circular No. A-76. Activities below this threshold should be performed by contract unless in-house performance is justified. However, if there is reason to believe that inadequate competition or other factors are causing commercial prices to be unreasonable, a cost comparison study may be conducted.

PART 9—CONTRACTOR QUALIFICATIONS

5. Section 9.203 is amended by revising paragraph (b)(1) to read as follows:

9.203 QPL's, QML's, and QBL's.

* * * * *

(b) * * *

(1) GSA Index of Federal Specifications, Standards and Commercial Item Descriptions.

* * * * *

PART 10—SPECIFICATIONS, STANDARDS, AND OTHER PURCHASE DESCRIPTIONS

6. Section 10.001 is amended by revising the definitions "Federal specification or standard" and "General Services Administration Index of Federal Specifications and Standards" to read as follows:

10.001 Solicitation provisions and contract clauses.

* * * * *

"Federal specification or standard" means a specification or standard issued or controlled by the General Services Administration (GSA) and listed in the GSA Index of Federal Specifications, Standards and Commercial Item Descriptions.

"General Services Administration Index of Federal Specifications, Standards and Commercial Item Descriptions" means the GSA publication that lists Federal specifications and standards, including supplements, that have been implemented for use by all Federal agencies.

* * * * *

7. Section 10.003 is amended by revising paragraph (a) to read as follows:

10.003 Responsibilities.

(a) The Administrator of GSA, under separate authority and regulations, prepares, maintains, and controls specifications and standards covering products commonly used by Government agencies, and lists those descriptions in the GSA Index of Federal Specifications, Standards and Commercial Item Descriptions.

* * * * *

8. Section 10.005 is amended by revising the first sentence of paragraph (c) to read as follows:

10.005 Management of purchase descriptions.

* * * * *

(c) Recommendations for changes in specifications and standards listed in the GSA Index of Federal Specifications, Standards and Commercial Item Descriptions should be submitted to the General Services Administration, Federal Supply Service, Item Management Division, Washington, DC 20406. * * *

10.006 [Amended]

9. Section 10.006 is amended by removing in paragraph (a)(1) the words "Index of Federal Specifications and Standards" and inserting in their place the words "GSA Index of Federal Specifications, Standards and Commercial Item Descriptions".

10.008 [Amended]

10. Section 10.008 is amended in paragraphs (a), (d), and (g) by removing in each paragraph the words "Index of Federal Specifications and Standards" and inserting in each place the words "GSA Index of Federal Specifications, Standards and Commercial Item Descriptions".

10.011 [Amended]

11. Section 10.011 is amended in paragraphs (a), (c), and (d) by removing in each paragraph the words "Index of Federal Specifications and Standards" and inserting in each place the words "GSA Index of Federal Specifications, Standards, and Commercial Item Descriptions".

PART 13—SMALL PURCHASE AND OTHER SIMPLIFIED PURCHASE PROCEDURES

12. Section 13.501 is amended by revising paragraph (f) to read as follows:

13.501 General.

* * * * *

(f) Each purchase order shall contain a determinable date by which delivery of supplies or performance of services is required.

* * * * *

PART 14—SEALED BIDDING

14.201-3 [Amended]

13. Section 14.201-3 is amended by removing the second sentence.

14.201-5 [Amended]

14. Section 14.201-5 is amended by removing the second sentence in paragraph (b).

15. Section 14.406-3 is amended by revising paragraph (c) to read as follows:

14.406-3 Other mistakes disclosed before award.

* * * * *

(c) If, under paragraph (a) or (b) of this subsection,

(1) The evidence of a mistake is clear and convincing only as to the mistake but not as to the intended bid, or

(2) The evidence reasonably supports the existence of a mistake but is not clear and convincing,

an official above the contracting officer, unless otherwise provided by agency procedures, may make a determination permitting the bidder to withdraw the bid.

* * * * *

PART 15—CONTRACTING BY NEGOTIATION

16. Section 15.402 is amended by redesignating the existing paragraph (g) as (h) and by adding a new paragraph (g) to read as follows:

15.402 General.

* * * * *

(g) Unless prohibited by agency regulations, letter RFP's may be used for acquisitions conducted under 6.302, Circumstances permitting other than full and open competition. When this technique is used, contracting officers must still comply with other portions of this regulation, such as Subparts 5.2, Synopses of Proposed Contract Actions, and 15.8, Price Negotiation. Letter RFP's should be as clear and concise as possible; exclude any unnecessary verbiage or notices; and, as a minimum, contain the following:

- (1) RFP number and date.
- (2) Name and address of contracting office.
- (3) Type of contract contemplated.
- (4) Quantity, description, and required delivery for the item.
- (5) Applicable certifications and representations.
- (6) Contract terms and conditions (reference to prior contract or updates should be provided, as applicable).
- (7) Offer due date.
- (8) Other relevant information; e.g., incentives, variations in delivery schedule, any peculiar or different requirements, cost proposal support, and different data requirements.

17. Section 15.406-1 is amended by redesignating paragraph (a)(6) as (a)(7) and by adding a new paragraph (a)(6) to read as follows:

15.406-1 Uniform contract format.

- (a) * * *
 - (6) Letter Request for Proposals (see 15.402).
- * * * * *

18. Section 15.406-2 is amended by revising paragraph (a)(1) to read as follows:

15.406-2 Part I—The Schedule.

* * * * *

- (a) * * *
- (1) Prepare RFP's on Standard Form 33, Solicitation, Offer and Award (53.301-33), unless otherwise permitted by this regulation. The first page of the

SF 33 is the first page of the solicitation and includes section A of the uniform contract format.

15.406-3 [Amended]

19. Section 15.406-3 is amended by removing the third sentence in paragraph (c).

15.406-5 [Amended]

20. Section 15.406-5 is amended by removing the third sentence in paragraph (b).

21. Section 15.804-6 is amended by revising paragraph (5) in Table 15-2 in paragraph (b)(2) to read as follows:

15.804-6 Procedural requirements.

Table 15-2 Instructions for Submission of a Contract Pricing Proposal

5. By submitting offeror's proposal, the offeror, if selected for negotiation, grants the contracting officer or an authorized representative the right to examine, at any time before award, those books, records, documents, and other types of factual information, regardless of form or whether such supporting information is specifically referenced or included in the proposal as the basis for pricing, that will permit an adequate evaluation of the proposed price.

PART 17—SPECIAL CONTRACTING METHODS

22. Section 17.200 is revised to read as follows:

17.200 Scope of subpart.

This subpart prescribes policies and procedures for the use of option solicitation provisions and contract clauses. Except as provided in agency regulations, this subpart does not apply to contracts for:

- (a) Services involving the construction, alteration, or repair (including dredging, excavating, and painting) of buildings, bridges, roads, or other kinds of real property;
- (b) Architect-engineer services;
- (c) Research and development services;
- (d) Automatic data processing (ADP) equipment systems; and
- (e) Telecommunications equipment and services.

However, it does not preclude the use of options in those contracts.

23. Section 17.202 is amended by adding a paragraph (a) a parenthetical second sentence to read as follows:

17.202 Use of options.

- (a) * * * (See 17.207(f) with regard to the exercise of options.)

24. Section 17.206 is revised to read as follows:

17.206 Evaluation.

(a) In awarding the basic contract, the contracting officer shall, except as provided in paragraph (b) of this section, evaluate offers for any option quantities or periods contained in a solicitation when it has been determined prior to soliciting offers that the Government is likely to exercise the options. (See 17.208.)

(b) The contracting officer need not evaluate offers for any option quantities when it is determined that evaluation would not be in the best interests of the Government and this determination is approved at a level above the contracting officer. An example of a circumstance that may support a determination not to evaluate offers for option quantities is when there is a reasonable certainty that funds will be unavailable to permit exercise of the option.

25. Section 17.207 is amended by revising paragraph (f) to read as follows:

17.207 Exercise of options.

(f) Before exercising an option, the contracting officer shall make a written determination for the contract file that exercise is in accordance with the terms of the option, the requirements of this section, and Part 6. To satisfy requirements of Part 6 regarding full and open competition, the option must have been evaluated as part of the initial competition and be exercisable at an amount specified in or reasonably determinable from the terms of the basic contract, e.g.—

- (1) A specific dollar amount;
- (2) An amount to be determined by applying provisions (or a formula) provided in the basic contract, but not including renegotiation of the price for work in a fixed-price type contract;
- (3) In the case of a cost-type contract, if—
 - (i) The option contains a fixed or maximum fee; or
 - (ii) The fixed or maximum fee amount is determinable by applying a formula contained in the basic contract (but see 16.102(c));
- (4) A specific price that is subject to an economic price adjustment provision; or
- (5) A specific price that is subject to change as the result of changes to prevailing labor rates provided by the Secretary of Labor.

26. Section 17.208 is amended by revising paragraphs (b) and (c) to read as follows:

17.208 Solicitation provisions and contract clauses.

(b) The contracting officer shall insert a provision substantially the same as the provision at 52.217-4, Evaluation of Options Exercised at Time of Contract Award, in solicitations when the solicitation includes an option clause, a determination has been made that there is a reasonable likelihood that the option will be exercised, and the option may be exercised at the time of contract award.

(c) The contracting officer shall insert a provision substantially the same as the provision at 52.217-5, Evaluation of Options, in solicitations when—

- (1) The solicitation contains an option clause;
- (2) An option is not to be exercised at the time of contract award;
- (3) A firm-fixed-price contract, a fixed-price contract with economic price adjustment, or other type of contract approved under agency procedures is contemplated; and
- (4) A determination has been made that there is a reasonable likelihood that the option will be exercised.

PART 19—SMALL BUSINESS AND SMALL DISADVANTAGED BUSINESS CONCERNS

19.501 [Amended]

27. Section 19.501 is amended by removing paragraph (k).

PART 31—CONTRACT COST PRINCIPLES AND PROCEDURES

28. Section 31.204 is amended by revising paragraph (c) to read as follows:

31.204 Application of principles and procedures.

(c) Section 31.205 does not cover every element of cost. Failure to include any item of cost does not imply that it is either allowable or unallowable. The determination of allowability shall be based on the principles and standards in this subpart and the treatment of similar or related selected items. When more than one subsection in 31.205 is relevant to a contractor cost, the cost shall be apportioned among the applicable subsections, and the determination of allowability of each portion shall be based on the guidance contained in the applicable subsection. When a cost, to which more than one subsection in 31.205 is relevant, cannot be apportioned, the determination of allowability shall be based on the guidance contained in the subsection

that most specifically deals with, or best captures the essential nature of, the cost at issue.

PART 38—FEDERAL SUPPLY SCHEDULE CONTRACTS

29. Section 38.102-3 is amended by revising in paragraph (a) the third and fourth sentences to read as follows:

38.102-3 New Item Introductory Schedule.

(a) * * * These centers are listed in the provision at 52.210-1, Availability of Specifications Listed in the GSA Index of Federal Specifications, Standards and Commercial Item Descriptions. The BSC screens the applications and forwards them to the GSA, Federal Supply Service (FSS), for review and acceptance or rejection. * * *

30. Part 39 is revised to read as follows:

PART 39—ACQUISITION OF INFORMATION RESOURCES

39.001 Policy.

39.002 Delegations of procurement authority.

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

Note.—Until more comprehensive coverage is included in the FAR, this part serves as a means of referring acquisition personnel to the Federal Information Resources Management Regulation (FIRMR) for those special policies and procedures applicable to acquisition of certain automatic data processing (ADP), telecommunications, and related resources.

39.001 Policy.

In acquiring information resources, acquisition personnel shall follow the policies and procedures contained in the FAR except in those areas where the FIRMR (41 CFR Ch. 201) prescribes special policies, procedures, provisions, or clauses.

39.002 Delegations of procurement authority.

The Administrator of General Services has certain exclusive authorities regarding acquisition of information resources which may be delegated to agencies. The FIRMR contains blanket delegations and rules for requesting specific delegations. In addition, the FIRMR contains rules regarding other delegations that may be granted to meet specific information resources needs. Provisions for requesting these delegations are provided in the FIRMR (see particularly FIRMR Part 201-23).

PART 42—CONTRACT ADMINISTRATION

31. Section 42.402 is amended by revising paragraph (b) to read as follows:

42.402 Visits to contractors' facilities.

(b) If the visit will result in reviewing, auditing, or obtaining any information from the contractor relating to contract administration functions, the prospective visitor shall identify the information in sufficient detail so as to permit the CAO, after consultation with the contractor and the cognizant audit office, to determine whether such information, adequate to fulfill the requirement, has recently been reviewed by or is available within the Government. If so, the CAO will discourage the visit and refer the prospective visitor to the Government office where such information is located. Where the office is the CAO, such information will be immediately forwarded or otherwise made available to the requestor.

PART 47—TRANSPORTATION

32. Section 47.303-1 is amended by revising paragraph (a)(4) to read as follows:

47.303-1 F.o.b. origin.

(a) * * *

(4) If stated in the solicitation, to any Government-designated point located within the same city or commercial zone as the f.o.b. origin point specified in the contract (commercial zones are prescribed by the Interstate Commerce Commission at 49 CFR Part 1048).

33. Section 47.303-3 is amended by revising paragraph (a)(1)(iv) to read as follows:

47.303-3 F.o.b. origin, freight allowed.

(a) * * *

(1) * * *

(iv) If stated in the solicitation, to any Government-designated point located within the same city or commercial zone as the f.o.b. origin point specified in the contract (commercial zones are prescribed by the Interstate Commerce Commission at 49 CFR Part 1048); and

34. Section 47.303-4 is amended by revising paragraph (a)(1)(iv) to read as follows:

47.303-4 F.o.b. origin, freight prepaid.

(a) * * *

(1) * * *

(iv) If stated in the solicitation, to any Government-designated point located within the same city or commercial zone as the f.o.b. origin point specified in the contract (commercial zones are prescribed by the Interstate Commerce Commission at 49 CFR Part 1048); and

35. Section 47.303-5 is amended by revising paragraph (a)(1)(iv) to read as follows:

47.303-5 F.o.b. origin, with differentials.

(a) * * *

(1) * * *

(iv) If stated in the solicitation, to any Government-designated point located within the same city or commercial zone as the f.o.b. origin point specified in the contract (commercial zones are prescribed by the Interstate Commerce Commission at 49 CFR Part 1048); and

PART 52—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

36. Section 52.102-1 is amended by adding paragraph (d) to read as follows:

52.102-1 Incorporation by reference.

(d) In order to incorporate provisions and clauses by reference into the Uniform Contract Format (UCF) sections designated in the matrices in Subpart 52.3, the contracting officer shall include in such sections the following statement, appropriately completed to list the number, title, date, and source (e.g., FAR) of each of the pertinent provisions and clauses:

Notice.—The following solicitation provisions and/or contract clauses pertinent to this section are hereby incorporated by reference:

37. Section 52.107 is amended by revising paragraphs (a) and (b) to read as follows:

52.107 Provisions and clauses prescribed in Subpart 52.1.

(a) (1) The contracting officer shall insert the provision at 52.252-1, Solicitation Provisions Incorporated by Reference, in solicitations in order to incorporate provisions by reference, if the solicitation uses the Uniform Contract Format (UCF).

(2) If the solicitation incorporates provisions by reference and does not use the UCF, the contracting officer shall use the provision with its Alternate I, and shall list each of these provisions by number, title, and date.

(b) (1) The contracting officer shall insert the clause at 52.252-2, Clauses Incorporated by Reference, in solicitations and contracts in order to

incorporate clauses by reference if the solicitation or contract uses the Uniform Contract Format (UCF).

(2) If the solicitation or contract incorporates clauses by reference and does not use the UCF, the contracting officer shall use the clause with its Alternate I, and shall list each of these clauses by number, title, and date.

38. Section 52.210-1 is revised to read as follows:

52.210-1 Availability of Specifications Listed in the Index of Federal Specifications, Standards and Commercial Item Descriptions.

As prescribed in 10.011(a), insert the following provision:

Availability of Specifications Listed in the GSA Index of Federal Specifications, Standards and Commercial Item Descriptions (Jun 1988)

(a) A single copy of each specification cited in this solicitation is available without charge from the GSA Specifications Unit, 7th & D Sts., SW., Washington, DC 20407 (Tel. 202-472-2205 or 472-2140), or from any of the General Services Administration Business Service Centers which are located in Boston, MA; New York, NY; Philadelphia, PA; Atlanta GA; Chicago, IL; Kansas City, MO; Ft. Worth, TX; San Francisco, CA; Los Angeles, CA; and Auburn, WA. Additional copies may be purchased from the GSA Specifications Unit in Washington, DC.

(b) The GSA Index of Federal Specifications, Standards and Commercial Item Descriptions may be purchased from the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402.

(End of provision)

39. Section 52.210-3 is amended by revising the section title, the introductory text of the provision, the provision title and date, and by removing the derivation line following "End of provision" to read as follows:

52.210-3 Availability of specifications not listed in the GSA Index of Federal Specifications, Standards and Commercial Item Descriptions.

As prescribed in 10.011(c), insert a provision substantially the same as the following:

Availability of Specifications Not Listed in the GSA Index of Federal Specifications, Standards and Commercial Item Descriptions (Jun 1988)

40. Section 52.210-4 is amended by revising section title, the introductory text of the provision, the provision title and date, and by removing the derivation line following "End of provision" to read as follows:

52.210-4 Availability for examination of specifications not listed in the GSA Index of Federal Specifications, Standards and Commercial Item Descriptions.

As prescribed in 10.011(d), insert a provision substantially the same as the following:

Availability for Examination of Specifications Not Listed in the GSA Index of Federal Specifications, Standards and Commercial Item Descriptions (Jun 1988)

41. Section 52.217-4 is revised to read as follows:

52.217-4 Evaluation of option exercised at time of contract award.

As prescribed in 17.208(b), insert a provision substantially the same as the following:

Evaluation of Options Exercised at Time of Contract Award (Jun 1988)

Except when it is determined in accordance with FAR 17.206(b) not to be in the Government's best interests, the Government will evaluate the total price for the basic requirement together with any option(s) exercised at the time of award.

(End of provision)

42. Section 52.217-5 is revised to read as follows:

52.217-5 Evaluation of options.

As prescribed in 17.203(c)(1), insert a provision substantially the same as the following:

Evaluation of Options (Jun 1988)

(a) Except when it is determined in accordance with FAR 17.206(b) not to be in the Government's best interests, the Government will evaluate offers for award purposes by adding the total price for all options to the total price for the basic requirement. Evaluation of options will not obligate the Government to exercise the option(s).

(b) The Government may reject an offer as nonresponsive if it is materially unbalanced as to prices for the basic requirement and the option quantities. An offer is unbalanced when it is based on prices significantly less than cost for some work and prices which are significantly overstated for other work.

(End of provision)

43. Section 52.247-29 is amended in the introductory text by inserting a colon following the word "clause" and removing the remainder of the sentence; by removing in the title of the clause the date "(APR 1984)" and inserting in its place the date "(JUN 1988)"; by revising paragraph (a)(4); by removing paragraph (c)(1); by redesignating paragraph (c)(2) as new paragraph (c)(1); by redesignating and revising paragraph (c)(3) as paragraph (c)(2); and by removing both derivation lines following "(End of clause)" to read as follows:

52.247-29 F.o.b. origin.

(a) * * *

(4) If stated in the solicitation, to any Government designated point located within the same city or commercial zone as the f.o.b. origin point specified in the contract (commercial zones are prescribed by the Interstate Commerce Commission at 49 CFR 1048).

(c) * * *

(2) Notwithstanding subparagraph (c)(1) of this clause, if the Contractor's shipping plant is located in the State of Hawaii, and the contract requires delivery to be made by container service, the Contractor shall deliver the supplies, at the Contractor's expense, to the container yard in the same or nearest city where seavan container service is available.

44. Section 52.247-31 is amended in the introductory text by inserting a colon following the word "clause" and removing the remainder of the sentence; by removing in the title of the clause the date "(APR 1984)" and inserting in its place the date "(JUN 1988)"; by revising paragraph (a)(1)(iv); by removing paragraph (c)(1); by redesignating paragraph (c)(2) as new paragraph (c)(1); by redesignating and revising paragraph (c)(3) as paragraph (c)(2); and by removing both derivation lines following "(End of clause)" to read as follows:

52.247-31 F.o.b. origin, freight allowed.

(a) * * *

(1) * * *

(iv) If stated in the solicitation, to any Government designated point located within the same city or commercial zone as the f.o.b. origin point specified in the contract (commercial zones are prescribed by the Interstate Commerce Commission at 49 CFR 1048); and

(c) * * *

(2) Notwithstanding subparagraph (c)(1) of this clause, if the Contractor's shipping plant is located in the State of Hawaii, and the contract requires delivery to be made by container service, the Contractor shall deliver the supplies, at Contractor's expense, to the container yard in the same or nearest city where seavan container service is available.

45. Section 52.247-32 is amended in the introductory text by inserting a colon following the word "clause" and removing the remainder of the sentence; by removing in the title of the clause the date "(APR 1984)" and inserting in its place the date "(JUN 1988)"; by revising paragraph (a)(1)(iv); by removing paragraph (c)(1); by redesignating (c)(2) as new (c)(1); by redesignating and revising (c)(3) as (c)(2); and by removing

both derivation lines following "(End of clause)" to read as follows:

52.247-32 F.o.b. origin, freight prepaid.

(a) * * *

(1) * * *

(iv) If stated in the solicitation, to any Government designated point located within the same city or commercial zone as the f.o.b. origin point specified in the contract (commercial zones are prescribed by the Interstate Commerce Commission at 49 CFR 1048); and

(c) * * *

(2) Notwithstanding subparagraph (c)(1) of this clause, if the Contractor's shipping plant is located in the State of Hawaii, and the contract requires delivery to be made by container service, the Contractor shall deliver the supplies, at the Contractor's expense to the container yard in the same of nearest city where seavan container service is available.

46. Section 52.247-33 is amended in the introductory text by inserting a colon following the word "clause" and removing the remainder of the sentence; by removing in the title of the clause the date "(APR 1984)" and inserting in its place the date "(JUN 1988)"; by revising paragraph (a)(1)(iv); and by removing all derivation lines following "(End of clause)" to read as follows:

52.247-33 F.o.b. origin, with differentials.

(a) * * *

(1) * * *

(iv) If stated in the solicitation, to any Government-designated point located within the same city or commercial zone as the f.o.b. origin point specified in the contract (commercial zones are prescribed by the Interstate Commission at 49 CFR 1048); and

47. Section 52.252-1 is revised to read as follows:

52.252-1 Solicitation provisions incorporated by reference.

As prescribed in 52.107(a), insert the following provision:

Solicitation Provisions Incorporated by Reference (Jun 1988)

This solicitation incorporates one or more solicitation provisions by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available.

(End of provision)

Alternate I (JUN 1988). If the solicitation incorporates provisions by reference and does not use the Uniform Contract Format—

(a) Substitute the words "the following" for the words "one or more" in the first sentence of the basic clause; and

(b) Add the following, listing by number, title, and date each provision that is incorporated by reference:

I. FEDERAL ACQUISITION REGULATION (48 CFR CHAPTER 1) SOLICITATION PROVISIONS

II. [insert regulation name] (48 CFR CHAPTER—) SOLICITATION PROVISIONS

48. Section 52.252-2 is revised to read as follows:

52.252-2 Clauses incorporated by reference.

As prescribed in 52.107(b), insert the following clause:

Clauses Incorporated by Reference (Jun 1988)

This contract incorporates one or more clauses by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available.

(End of clause)

Alternate I (JUN 1988). If the solicitation or contract incorporates clauses by reference and does not use the Uniform Contract Format—

(a) Substitute the words "the following" for the words "one or more" in the first sentence of the basic clause; and

(b) Add the following, listing by number, title, and date each provision that is incorporated by-reference:

I. FEDERAL ACQUISITION REGULATION (48 CFR CHAPTER 1) CLAUSES

II. [insert regulation name] (48 CFR CHAPTER—) CLAUSES

PART 53—FORMS

53.215-2 [Amended]

49. Section 53.215-2 is amended by removing in paragraph (a) the date "(10/83)" and inserting in its place the date "(7/87)".

50. Section 53.301-1411 (SF 1411) is revised to read as follows:

BILLING CODE 6820-62-M

53.301-1411 Contract pricing proposal cover sheet.

CONTRACT PRICING PROPOSAL COVER SHEET		1. SOLICITATION/CONTRACT/MODIFICATION NO.	FORM APPROVED OMB NO. 9000-0013
NOTE: This form is used in contract actions if submission of cost or pricing data is required. (See FAR 15.804-6(b))			
2. NAME AND ADDRESS OF OFFEROR (Include ZIP Code)		3A. NAME AND TITLE OF OFFEROR'S POINT OF CONTACT	
3B. TELEPHONE NO.		4. TYPE OF CONTRACT ACTION (Check)	
5. TYPE OF CONTRACT (Check)		6. PROPOSED COST (A+B=C)	
7. PLACE(S) AND PERIOD(S) OF PERFORMANCE		8. LIST AND REFERENCE THE IDENTIFICATION, QUANTITY AND TOTAL PRICE PROPOSED FOR EACH CONTRACT LINE ITEM. A LINE ITEM COST BREAKDOWN SUPPORTING THIS RECAP IS REQUIRED UNLESS OTHERWISE SPECIFIED BY THE CONTRACTING OFFICER. (Continue on reverse, and then on plain paper, if necessary. Use same headings.)	
9. PROVIDE NAME, ADDRESS, AND TELEPHONE NUMBER FOR THE FOLLOWING (If available)		10. WILL YOU REQUIRE THE USE OF ANY GOVERNMENT PROPERTY IN THE PERFORMANCE OF THIS WORK? (If "Yes," identify)	
11. HAVE YOU BEEN AWARDED ANY CONTRACTS OR SUBCONTRACTS FOR THE SAME OR SIMILAR ITEMS WITHIN THE PAST 3 YEARS? (If "Yes," identify item(s), customer(s) and contract number(s))		12. IS THIS PROPOSAL CONSISTENT WITH YOUR ESTABLISHED ESTIMATING AND ACCOUNTING PRACTICES AND PROCEDURES AND FAR PART 31 COST PRINCIPLES? (If "No," explain)	
13. HAVE YOU SUBMITTED A CASB DISCLOSURE STATEMENT (CASB DS-1 or 2)? (If "Yes," specify in proposal the office to which submitted and if determined to be adequate)		14. IS ANY ASPECT OF THIS PROPOSAL INCONSISTENT WITH YOUR DISCLOSED PRACTICES OR APPLICABLE COST ACCOUNTING STANDARDS? (If "Yes," explain in proposal)	
15. NAME AND TITLE (Type)		16. NAME OF FIRM	
17. SIGNATURE		18. DATE OF SUBMISSION	

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1411-102

STANDARD FORM 1411 (REV. 7-87)
Prescribed by GSA
FAR (48 CFR) 53.215-2(c)

U.S. GPO: 1987-181-247/60157

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