to accommodate the inquiry into Advanced Television Systems. With this action, this proceeding is terminated.

EFFECTIVE DATE: October 8, 1992.

FOR FURTHER INFORMATION CONTACT: Andrew J. Rhodes, Mass Media Bureau, (202) 632-5414.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Memorandum Opinion and Order in MM Docket Nos. 85-251 and 85-390, adopted August 24, 1992, and released September 1, 1992. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors. Downtown Copy Center, (202) 452-1422, 1990 M Street, NW., suite 640, Washington, DC 20036.

List of Subjects in 47 CFR Part 73

Television broadcasting.

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.606 [Amended]

2. Section 73.606(b), the Table of Allotments under California, is amended by deleting Channel 51 at Ventura.

Federal Communications Commission.

Donna Searcy,

Secretary.

[FR Doc. 92-21468 Filed 9-4-92; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 90

[PR Docket No. 92-79; FCC 92-359]

Elimination of Separate Licensing of End Users of Specialized Mobile Radio Systems

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission has adopted a Report and Order eliminating separate licensing of end users of Specialized Mobile Radio systems in most circumstances. End users will operate under the terms and conditions of the authorizations issued Specialized Mobile Radio base station licensees, who will assume responsibility for exercising operational control over mobile and control stations communicating over their base stations. Certain loading reports required of Specialized Mobile Radio licensees are eliminated and loading calculations for trunked systems are to be made on the basis of base station licensee business records. Requirements for modifying trunked Specialized Mobile Radio system licenses are relaxed.

EFFECTIVE DATE: October 8, 1992.

ADDRESSES: Federal Communications Commission, 1919 M Street, NW., Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Myra G. Kovey, (202) 632-6497, Private Radio Bureau.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Report and Order, PR Docket No. 92-79, FCC 92-359, adopted August 5, 1992, and released August 31, 1992. The full text of this Report and Order is available for inspection and copying during normal business hours in the FCC Dockets Branch, room 230, 1919 M Street, NW., Washington, DC. The complete text may be purchased from the Commission's copy contractor, Downtown Copy Center, 1990 M Street, NW., Washington, DC 20036, telephone (202) 452-1422.

Summary of Report and Order

1. In a Notice of Proposed Rule Making, released May 5, 1992, the Commission proposed with respect to the Specialized Mobile Radio (SMR) service elimination of separate SMR end user licensing, modification of the reporting requirements associated with the loading of trunked SMR systems, and relaxation of license modification requirements for trunked SMR systems. The Report and Order considers these proposals.

2. First, the Report and Order eliminates separate SMR end user licensing with the exception of proposed end user facilities falling within the scope of the Federal Aviation Act and implementing Rules, the National Environmental Policy Act and implementing Rules and Commission "quiet zone" restrictions. Facilities in these categories must be separately licensed by the Commission. SMR base station licensees are responsible for assuring that end users comply with all applicable Rules and Regulations governing end user operations.

3. Next, the Report and Order eliminates requirements for periodic mobile loading reports and substitutes a requirement that SMR base station licensees submit loading data only when applying for authorizations for which loading is a prerequisite. Mobile loading data will comprise the average number of mobiles and control stations operating on a licensee's system on the first business day of the month for the six month period immediately preceding the filing of an application. The average will be calculated according to the licensee's business records.

3. Finally, the Report and Order eliminates the requirement that licensees of trunked SMR systems modify their licenses when there is a change in the location or number of fixed, control or mobile transmitters.

Final Regulatory Flexibility Analysis

Need and Purpose of This Action

The Commission is adopting this Report and Order to eliminate a substantial burden on the public, reduce administrative costs and to improve government efficiency by removing the requirement that most end users of trunked and conventional SMR systems obtain individual licenses.

Summary of the Issues Raised

No comments addressed our Initial Regulatory Flexibility Analysis.

Significant Alternatives Considered

The Commission considered and rejected an alternative regarding the method of calculating loading data.

List of Subjects in 47 CFR Part 90

Private land mobile radio services.

Amendatory Text

Title 47 of the Code of Federal Regulations, part 90, is amended as follows:

1. The authority citation for part 90 continues to read as follows:

Authority: Sections 4, 303, and 332, 48 Stat. 1066, 1082, as amended; 47 U.S.C. 154, 303, and 332, unless otherwise noted.

§ 90.651 [Amended]

2. 47 CFR § 90.651(a) is removed and reserved.

3. 47 CFR § 90.655 is revised to read as follows:

§ 90.655 Special licensing requirements for Specialized Mobile radio systems.

End users of conventional or trunked Specialized Mobile Radio systems that have control stations that require FAA clearance, as specified in Subpart B of part 17 of Title 47 of the Code of Federal Regulations, 47 CFR 17.7-17.17, or that may have a significant environmental effect, as defined by § 1.1307, or that are located in a "quiet zone", as defined by 47 CFR 90.177 must be individually licensed for such control stations prior to construction or operation. All other end users' operations will be within the scope of the base station licensee. All end users, however, continue to be

responsible to comply with 47 CFR part 90 and other federal laws.

4. A new § 90.656 is added as follows:

§ 90.656 Responsibilities of base station licensees of Specialized Mobile Radio systems.

(a) The licensees of base stations that provide Specialized Mobile Radio service on a commercial basis for the use of individuals, Federal government agencies, or persons eligible for licensing under either subparts B, C, D, or E of this part will be responsible for exercising effective operational control over all mobile and control stations that communicate with the base station. The base station licensee will be responsible for assuring that its system is operated in compliance with all applicable rules and regulations.

(b) Customers that operate mobile units on a particular Specialized Mobile Radio system will be licensed to that system. A customer that operates temporarily on more than one system will be deemed, when communicating with the other system, to be temporarily licensed to the other system and for that temporary period, the licensee of the other system will assume the same licensee responsibility for the customer's mobile station(s) as if the customer's stations were licensed to that other system.

5. A new § 90.658 is added to subpart S to read as follows:

§ 90.658 Loading data required for base station licensees of trunked Specialized Mobile Radio systems to acquire additional channels or to renew trunked systems licensed before June 1, 1993.

(a) A base station licensee of a trunked Specialized Mobile Radio system that applies for additional channels to expand an existing system or to construct a new system within 40 miles of its existing system, or a base station licensee of a trunked system applying for its first renewal in a waiting list area for a system licensed before June 1, 1993 must identify on the appropriate application form the number of mobiles and control stations loaded on its system as calculated in paragraph (b) of this section.

(b) The number described in paragraph (a) of this section must be calculated by averaging the number of mobiles and control stations operating on a licensee's system on the first business day of each of the six months immediately preceding the filing of an application and must be based on the licensee's business records for that period. Alternative calculations will be permitted upon good cause showings of special circumstances.

(c) Business records may constitute invoices, customer service agreements, customer lists or any other type of record kept in the ordinary course of business.

(d) The FCC will use the loading data required by this section to determine whether the licensee's existing system has a sufficient number of mobiles as required by 47 CFR Chapter I to qualify for additional channels or for the first renewal of trunked systems licensed before June 1, 1993.

6. A new § 90.659 is added to subpart S to read as follows:

§ 90.659 Change in number or location of base stations or transmitters.

(a) Licensees of trunked Specialized Mobile Radio systems are exempt from the requirement under § 90.135(a)(5) to file an application for modification of license when there is a change in the location or number of fixed, control, or mobile transmitters from that authorized, including area of mobile operations.

(b) Licensees of conventional Specialized Mobile Radio channels are not exempt from the requirement under § 90.135(a)(5) to file an application for modification of license when there is a change in the location or number of fixed, control, or mobile transmitters from that authorized, including area of mobile operations.

(c) Licensees of trunked and conventional Specialized Mobile Radio systems are not exempt from the requirement under § 90.135(a)(5) to file an application for modification of license when there is a change in the location or number of base stations.

Federal Communications Commission.

Donna R. Searcy,

Secretary.

[FR Doc. 92-21467 Filed 9-4-92; 8:45 am]

BILLING CODE 6712-01-M

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Parts 1801, 1803, 1804, 1805, 1806, 1807, 1808, 1809, 1813, 1815, 1816, 1819, 1822, 1823, 1825, 1827, 1831, 1832, 1833, 1836, 1837, 1842, 1845, 1849, 1851, 1852, 1853, and 1870

[NASA FAR Supplement Directive 89-11]

RIN 2700-AB15

Acquisition Regulation; Miscellaneous Amendments to NASA FAR Supplement

AGENCY: Office of Procurement, Procurement Policy Division, NASA.

ACTION: Final rule.

SUMMARY: This document amends the NASA Federal Acquisition Regulation Supplement (NFS) to reflect a number of miscellaneous changes dealing with NASA internal or administrative matters. The major changes involve: (1) Office of Procurement (Code H) Reassignments; (2) Revisions to NASA Headquarters Mail Codes; (3) Reconciliation of Deviation Procedures; (4) List of Parties Excluded from Procurement Programs; (5) Small Purchase Procedures; (6) Certified Cost and Pricing Data; (7) Price Negotiation Memorandum; (8) Calculation of Facilities Capital Cost of Money; (9) Ordering from Government Supply Sources; (10) Increase of Threshold for Reporting of Subcontracts; and (11) Addition of Provision and Clause Matrix.

EFFECTIVE DATE: August 31, 1992.

FOR FURTHER INFORMATION CONTACT: Thomas J. Whelan, Deputy Director, Procurement Policy Division (Code HP), Office of Procurement, NASA Headquarters, Washington, DC 20546, Telephone: (202) 358-0475.

SUPPLEMENTARY INFORMATION:

Availability of NASA FAR Supplement

The NASA FAR Supplement, of which this rule is a part, is available in its entirety on a subscription basis from the Superintendent of Documents, Government Printing Office, Washington, DC 20402. Cite GPO Subscription Stock Number 933-003-00000-1. It is not distributed to the public, either in whole or in part, directly by NASA.

Impact

The Director, Office of Management and Budget (OMB), by memorandum dated December 14, 1984, exempted certain agency procurement regulations from Executive Order 12291. The regulations herein are in the exempted category. NASA certifies that this regulation will not have a significant economic effect on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). The regulation imposes no new burdens on the public within the ambit of the Paperwork Reduction Act, as implemented at 5 CFR part 1320, nor does it significantly alter any reporting or recordkeeping requirements currently approved under OMB control number 2700-0042.

List of Subjects in 48 CFR Parts 1801, 1803, 1804, 1805, 1806, 1807, 1808, 1809, 1813, 1815, 1816, 1819, 1822, 1823, 1825, 1827, 1831, 1832, 1833, 1836, 1837, 1842, 1845, 1849, 1851, 1852, 1853, and 1870

Government procurement.

Don G. Bush,

Assistant Administrator for Procurement.

1. The authority citation for 48 CFR parts 1801, 1803, 1804, 1805, 1806, 1807, 1808, 1809, 1813, 1815, 1816, 1819, 1822, 1823, 1825, 1827, 1831, 1832, 1833, 1836, 1837, 1842, 1845, 1849, 1851, 1852, 1853, and 1870 continues to read as follows:

Authority: 42 U.S.C. 2473(c)(1).

PART 1801—FEDERAL ACQUISITION REGULATIONS SYSTEM

2. Part 1801 is amended as set forth below:

1801.104-370 [Amended]

a. In section 1801.104–370, paragraph (a), the telephone number "(202–453–2105)" is revised to read "(202–358–2105)."

b. In section 1801.104–370, paragraph (e), "Code DBD–4" is revised to read "Code JBD–4."

c. In section 1801.104–370, paragraph (f), the telephone number "(202–453–2080)" is revised to read "(202–358–2080)," "Code NA–2" is revised to read "Code JM–2," and "Code DBD–4" is revised to read "Code JBD–4."

d. In section 1801.104–370, paragraph (g), the telephone number "(202–453–2088)" is revised to read "(202–358–2088)."

1801.270 [Amended]

e. In section 1801.270, the phrase "Code HP analyst responsible for the applicable subject matter." is revised to read "Code HP analyst responsible under 1801.370 for the applicable subject matter."

1801.370 [Amended]

f. In section 1801.370, paragraphs (a)(1)(ii), (a)(1)(iii), (a)(2)(i), and (b) are revised to read as follows:

(a) * * *

(1) * * *

(ii) FAR and NFS Substantive areas—

Part 1:	
1.602–3	Bennett
Balance of 1.6	Pesnell
1.7	Pesnell
All Other Subparts.	King
Part 2	Brown
Part 3	Sudduth
Part 4:	
4.6	Baker/Brown
4.9	Baker/Brown
4.72	Evey/Brown
All Other Subparts.	Brown
Part 5	Jeffries
Part 6:	
6.5	Nelson/Pesnell
All Other Subparts.	Pesnell
Part 7:	
7.71	Evey/Sudduth
7.72	Nelson/Sudduth
All Other Subparts.	Sudduth
Part 8:	
8.3	Brown
All Other Subparts.	Brown
Part 9:	
9.4	Brundage
All Other Subparts.	Pesnell
Part 10:	
10.002(c)	Pesnell
All Other Subparts.	Sudduth
Part 11	Sudduth
Part 12:	
12.1	Brown
12.2	Brundage
12.3	Brown
12.4	Brown
12.5	Brundage
Part 13:	
13.71	Dussault/Brown
All Other Subparts.	Brown
Part 14	Brown
Part 15:	
15.1	Jeffries
15.4	Jeffries
15.5	Sudduth
15.6	Whelan
15.7	Jeffries
15.8	Guenther/King
15.9	Guenther/King
15.10	Brundage
Part 16	Guenther/Pesnell
Part 17	Sudduth
Part 19	Jeffries/Rosen/Deback
Part 20	Jeffries
Part 22	Pesnell/Gilson
Part 23:	
23.5	Sudduth
All Other Subparts.	Brown
Part 24	Brundage
Part 25	Jeffries
Part 26	Sudduth
Part 27	Kempf/Pesnell
Part 28	Pesnell
Part 29	Bennett
Part 30	LeCren/King
Part 31	LeCren/King
Part 32	LeCren/King
Part 33	Brundage
Part 34	Sudduth
Part 35	Sudduth
Part 36	Pesnell/Stamper
Part 37:	
37.2	Baker/Pesnell
All Other Subparts.	Pesnell/Gilson
Part 38	Brown
Part 39	Bennett
Part 42:	
42.7	LeCren/King
42.8	LeCren/King
42.10	Guenther/King
42.12	Baker
All Other Subparts.	Pendleton/Bennett
Part 43	Pendleton/Pesnell
Part 44	Jeshow/Jeffries
Part 45	Bennett/Pendleton/Wilchek
Part 46	Bennett/Jeshow
Part 47	Jeffries/Brunner
Part 48	Wilson/Jeffries
Part 49	Bennett
Part 50:	
50.4	O'Neill/Pesnell
All Other Subparts.	Brundage
Part 51	Brown
Part 52	Brown/All analysts in assigned areas
Part 53	Brown
Part 70:	
70.3	Evey/Sudduth
70.4	Dussault/Sudduth
All Other Subparts.	Sudduth

(iii) Publication Matters—Brown

* * * * *

(2) * * *

(i) All areas, including Federal Demonstration Project—Sudduth

* * * * *

(b) Consolidated Contact List.

Name (Code)	(202)
Baker, Herbert H. (HM)	358–0460
Bennett, Carol E. (HP)	358–0479
Brown, Madelon C. (HP)	358–0480
Brundage, Paul D. (HP)	358–0481
Brunner, Peter E. (JIB)	453–2975
Deback, Thomas L. (HS)	358–0431
Dussault, Thomas W. (HM)	358–0463
Evey, Walker L. (HS)	358–2080
Gilson, Gordon K. (JL)	453–2882
Guenther, Anne (HC)	358–0003
Jeffries, Kenneth I. (HP)	358–0482
Jeshow, J. Ronald (HK)	358–0486
Kempf, Robert F. (GP)	453–2424
King, Bruce C. (HP)	358–0483
LeCren, Joseph (HC)	358–0444
Maraist, William J. (HP)	358–2105
Nelson, Harold (HS)	358–0440
O'Bryant, Cynthia B. (HP)	358–2105
O'Neill, Deborah A. (HS)	358–0428
Pendleton, Larry G. (HK)	358–0478
Pesnell, James A. (HP)	358–0484
Rosen, Eugene D. (K)	358–2088
Smith, Phillip T. (BFC)	358–1026
Stamper, William (JXF)	358–1133
Sudduth, David (HP)	358–0485
Whelan, Thomas J. (HP)	358–2105
Wilchek, Billie E. (JIE)	453–2989
Wilson, Roger (HK)	358–0498

1801.471 [Amended]

g. In section 1801.471, paragraph (a) is revised to read as follows:

(a) Requests for authority to deviate from the provisions of the FAR or of this Regulation shall be:

(1) submitted to the Office of Procurement, NASA Headquarters (Code HS) (but see 1831.101 for deviations from FAR cost principles);

(2) signed by the procurement officer or, in that person's absence, by the acting procurement officer; and

(3) submitted as far in advance as the exigencies of the situation will permit.

* * * * *

PART 1803—IMPROPER BUSINESS PRACTICES AND PERSONAL CONFLICTS OF INTEREST

1803.804 [Amended]

3. In section 1803.804, paragraph (a), the phrase "Procurement Management Division" is revised to read "Procurement Systems Division."

PART 1804—ADMINISTRATIVE MATTERS

4. Part 1804 is amended as set forth below:

1804.470-3 [Amended]

a. In section 1804.470-3, paragraph (a), the words "in consort" are removed and the word "together" is added in their place.

1804.601 [Amended]

b. In section 1804.601, the phrase "The Headquarters Procurement Management Division" is revised to read "The Headquarters Procurement Systems Division."

1804.671-4 [Amended]

c. In section 1804.671-4, paragraph (k), the phrase "Procurement Management Division" is revised to read "Procurement Systems Division."

d. In section 1804.671-4, paragraph (w), Code 3, the citation "FAR 15.506-2" is revised to read "FAR 15.608."

1804.671-6 [Amended]

e. In section 1804.671-6, paragraph (e), the words "(except FSS orders)" are added after the word "procurements" and before the word "of."

1804.676 [Amended]

f. In section 1804.676, the phrase "Educational Affairs Division, University Programs Office, NASA Headquarters (Code XEU)" is revised to read "Education Division, Higher Education Branch, NASA Headquarters (Code FEH)."

PART 1805—PUBLICIZING CONTRACT ACTIONS

1805.403-70 [Amended]

5. In section 1805.403-70, "(Code XC)" is revised to read "(Code L)."

PART 1806—COMPETITION REQUIREMENTS

1806.303-1 [Amended]

6. In section 1806.303-1, paragraph (b), "(Code XI)" is revised to read "(Code IRD)."

PART 1807—ACQUISITION PLANNING

1807.7206 [Amended]

7. In section 1807.7206, paragraph (b)(2), the words "semiannual annual forecasts" are revised to read "semiannual forecasts."

PART 1808—REQUIRED SOURCES OF SUPPLIES AND SERVICES

1808.303, 1808.304-571, 1808.305, 1808.307-70 [Amended]

8. In sections 1808.303(a), 1808.304-571, 1808.305 (a) introductory text and (b), and 1808.307-70, the phrase "Facilities Division" is revised to read "Facilities Engineering Division" and the parenthetical phrase "(Code NX)" is revised to read "(Code JX)" wherever it appears.

PART 1809—CONTRACTOR QUALIFICATIONS

9. Part 1809 is amended as set forth below:

1809.106-70 [Amended]

a. In paragraph (d)(1) of this section, the words "or facsimile" are added after the word "telegraphic" and before the word "communication."

b. In paragraph (d)(2) of this section, the word "to" is added after the word "furnished" and before the word "the."

c. In paragraph (d)(3) of this section, the reference "DOD 4105.59-H" is revised to read "DLAH 410-5.4."

1809.404 [Amended]

d. In section 1809.404, a new paragraph (c) is added to read as follows:

* * * * *

(c) For the purpose of obtaining copies of the list, field installation procurement offices shall notify Code HP of how many copies they want and provide a single mailing address at the installation. Code HP will, in turn, place the order for the copies which will be mailed directly to the installation.

PART 1813—SMALL PURCHASE AND OTHER SIMPLIFIED PURCHASE PROCEDURES

10. Section 1813.104, is amended by revising paragraph (a) to read as follows:

1813.104 Procedures.

(a) Small purchase procedures are exempt from the requirements of FAR Part 6.

* * * * *

PART 1815—CONTRACTING BY NEGOTIATION

11. Part 1815 is amended as set forth below:

1815.613-71 [Amended]

a. In section 1815.613-71, paragraph (b)(5)(ii)(A), the words "in concert" are removed and the word "together" is added in their place.

b. In section 1815.804-3, existing paragraphs (a) through (d) are redesignated as paragraphs (b) through (e), and a new paragraph (a) is added to read as follows:

1815.804-3 Exemptions from or waiver of submission of certified cost or pricing data.

(a)(1) The term "lowest evaluated price," as used in FAR 15.804-3(b), is defined to include all of the factors (for example, mission suitability, cost, past performance, etc.) used in the evaluation of proposals (but see paragraph (a)(2) of this section).

(2) In order for adequate price competition to exist, cost or price must be a substantial factor in the evaluation of proposals. Cost or price shall be considered a substantial factor if the source selection will be based on the most advantageous offer to the Government, price or cost or other factors considered, and cost or price, although not necessarily the determinative factor, will contribute significantly to the source selection decision.

(3) The adequate price competition exemption is applicable to both fixed-price and cost-reimbursement type procurements.

(i) The use of this exemption for a cost-reimbursement procurement requires the careful exercise of judgment on the part of the contracting officer based on the application of the guidance in FAR 15.804-3(b) and the NFS to the facts of each procurement. The instances when its use under cost-reimbursement procurements would be appropriate should be limited. One reason is that, unlike fixed-price type contracts, where the final cost to the Government is set at the negotiated contract amount, in cost-reimbursement contracts, the contract amount is only an estimate of the Government's final cost. As a consequence, the failure to obtain certified cost or pricing data could result in a competing contractor intentionally underestimating its costs

for the purpose of winning the award, which could then cause the actual contract costs to significantly exceed those proposed.

(ii) If and when negotiations conducted with a successful offeror after receipt of Best and Final Offers result in a substantial change in that offeror's price, the validity of any adequate price competition exemption which previously applied could be nullified, regardless of contract type.

(4) When the decision is made to apply the adequate price competition exemption, that decision shall be documented in the contract file. In addition, for cost-reimbursement procurements, that document shall be signed by the procurement officer and a copy provided to the Contract Pricing and Finance Division, Code HC.

* * * * *

1815.804-3 [Amended]

c. In section 1815.804-3, newly designated paragraph (d), the phrase "Contract Pricing and Finance Office" is revised to read "Contract Pricing and Finance Division."

1815.807-72 [Amended]

d. In section 1815.807-72, paragraph (a), the phrase "Program Operations Division" is revised to read "Competition and Program Operations Division."

e. In section 1815.808, paragraph (b) is revised to read as follows:

1815.808 Price negotiation memorandum.

* * * * *

(b) When the PNM is a "stand-alone" document, it shall contain the information required by the FAR and NFS for both PPM's and PNM's. However, when a PPM has been prepared under 1815.807, the subsequent PNM need only provide any information required by FAR 15.808 that was not provided in the PPM. The FAR 15.808(a)(4) requirement, that the current status of the contractor's systems be included, must be addressed in the PNM. If any of these systems do not apply to a particular procurement, the reasons for not including their status must be explained. Also, explain the differences between the prenegotiation objective position and the final negotiated settlement, including each proposed subcontract that meets the requirement of FAR 15.806-2(a). If, at the time of negotiated settlement for cost-reimbursement type prime contracts, there remain significant pricing uncertainties with respect to any proposed subcontract that meets the requirement of FAR 15.806-2(a), each such subcontract shall be discussed in the PNM, identified in the contract Schedule for special surveillance, and set aside for subcontract consent by the NASA contracting officer in accordance with FAR 44.2 and NFS 1844.102-70.

f. In section 1815.970-3, paragraph (b) is revised to read as follows:

1815.970-3 Facilities capital cost of money.

* * * * *

(b) Facilities capital cost of money shall be calculated using the format of DD Form 1861, Contract Facilities Capital Cost of Money. Overhead pools, for example, engineering, manufacturing, and G&A, are listed by year in the first column of the DD Form 1861 labeled Pool. The allocation base figure for each overhead pool objective is listed by year in the second column. Each allocation base is then multiplied by the recommended facilities capital cost of money factor for that base. The total facilities capital cost of money amounts appearing in the last column labeled Amount are totaled in the space provided in the line labeled Total. This total represents the estimated facilities capital cost of money amount for the contract and is the figure to be used to calculate the prenegotiation position memorandum objective cost and to reduce the profit objective in accordance with 1815.970-3(1). The lines labeled Treasury Rate and Facilities Capital Employed (Total Divided by Treasury Rate) and section 7 of the form labeled Distribution of Facilities Capital Employed do not apply to NASA and should be ignored.

* * * * *

PART 1816—TYPES OF CONTRACTS

1816.207-70 [Amended]

12. In section 1816.207-70, paragraph (a), the word "rates(s)" is revised to read "rate(s)."

PART 1819—SMALL BUSINESS AND SMALL DISADVANTAGED BUSINESS CONCERNS

1819.505 [Amended]

13. In section 1819.505, paragraph (c), the phrase "paragraph (f)" is revised to read "paragraph (e)."

PART 1822—APPLICATION OF LABOR LAWS TO GOVERNMENT ACQUISITION

14. Part 1822 is amended as set forth below:

Subpart 1822.1 [Amended]

a. In subpart 1822.1, "Code NR" is revised to read "Code JL." in the following places:

A. 1822.101-(b)

B. 1822.101-4

1822.302 [Amended]

b. In section 1822.302, the phrase "Code NR" is revised to read "Code JL."

Subpart 1822.4—[Amended]

c. In subpart 1822.4, the phrase "Code NR" is revised to read "Code JL" in the following places:

A. 1822.403-4

B. 1822.404-3

C. 1822.406-2

D. 1822.406-8

E. 1822.406-9

F. 1822.406-11

Subpart 1822.6—[Amended]

d. In subpart 1822.6, the phrase "Code NR" is revised to read "Code JL" in the following places:

A. 1822.604-2

B. 1822.608-4

Subpart 1822.10—[Amended]

e. In subpart 1822.10, the phrase "Code NR" is revised to read "Code JL" in the following places:

A. 1822.1001

B. 1822.1003

C. 1822.1007 (a) and (b)

PART 1823—ENVIRONMENT, CONSERVATION, OCCUPATIONAL SAFETY, AND DRUG-FREE WORKPLACE

1823.7004 [Amended]

15. In section 1823.7004, paragraph (f), the word "clause" is revised to read "provision."

PART 1825—FOREIGN ACQUISITION

16. Part 1825 is amended as set forth below:

a. In section 1825.402, the dollar figure "$172,000" is revised to read "$176,000."

1825.402-70 [Amended]

b. In section 1825.402-70, "(Code XI)" is revised to read "(Code IRD)."

1825.403-70 [Amended]

c. In section 1825.403-70, "Office of External Relations (Code X)" is revised to read "Office of Policy Coordination and International Relations (Code I)."

Subpart 1825.10—[Removed]

d. Subpart 1825.10 is removed in its entirety.

1825.7002, 1825.7003, 1825.7006 [Amended]

e. In sections 1825.7002, 1825.7003, and 1825.7006(a) and (c), "(Code XI)" is revised to read "(Code IRD)."

PART 1827—PATENTS, DATA, AND COPYRIGHTS

1827.670–2 [Amended]

17. In sections 1827.670–2, the section heading is revised to read "Contract clause," and, in the text, the word "Agreement" is revised to read "Agreements."

PART 1831—CONTRACT COST PRINCIPLES AND PROCEDURES

1831.205–70 [Amended]

18. In section 1831.205–70, the paragraph designation "(b)" is removed.

PART 1832—CONTRACT FINANCING

19. Subpart 1832.5 is amended as set forth below:

a. Section 1832.503–4 is amended by revising the section heading to read as follows:

1832.503–4 Approval of progress payment requests.

* * * * *

b. Section 1832.503–470 is added to read as follows:

1832.503–470 Contract clause.

The contracting officer shall insert the clause at 18–52.232–70, NASA Progress Payment Rates, in all solicitations and fixed-price contracts under which the Government will provide progress payments based on costs.

PART 1833—PROTESTS, DISPUTES, AND APPEALS

20. Part 1833 is amended as set forth below:

1833.103 [Amended]

a. In section 1833.103, paragraph (b), the citation "FAR 33.103(b)(1)" is revised to read "FAR 33.103(a)(3)."

1833.104 [Amended]

b. In section 1833.104, paragraph (a)(2), the sentence beginning with "The Contracting Officer's Statement shall . . ." is revised to read "The contracting officer's statement shall. . . ."

1833.211, 1833.211–70 [Amended]

c. In sections 1833.211 and 1833.211–70, in paragraph (b) of the revised FAR paragraph, "Code NC" is revised to read "Code JD."

PART 1836—CONSTRUCTION AND ARCHITECT-ENGINEER CONTRACTS

21. Part 1836 is amended as set forth below:

1836.602–70 [Amended]

a. In section 1836.602–70, paragraph (b)(1) and (b)(2), the phrase "Associate Administrator for Management" is revised to read "Associate Administrator for Management Systems and Facilities."

1836.602–71 [Amended]

b. In section 1836.602–71, paragraph (b), the word "chair-person" is revised to read "chairperson."

PART 1837—SERVICE CONTRACTING

22. Part 1837 is amended as set forth below:

1837.205 [Amended]

a. In section 1837.205, paragraph (c), the phrase "Associate Administrator for Management" is revised to read "Associate Administrator for Management Systems and Facilities."

1837.205–70 [Amended]

b. In section 1837.205–70, paragraphs (a) and (b), the phrase "Associate Administrator for Management (Code N)" is revised to read "Associate Administrator for Management Systems and Facilities (Code J)."

PART 1842—CONTRACT ADMINISTRATION

23. Part 1842 is amended as set forth below:

1842.101 [Amended]

a. In section 1842.101, the phrase "Defense and Intergovernmental Relations Division (Code XD)" is revised to read "Defense Division (Code ID)."

1842.174 [Amended]

b. In section 1842.174, paragraph (b), "(Code HP)" is revised to read "(Code HK)."

1842.202–70 [Amended]

c. In section 1842.202–70, paragraph (d), the phrase "Headquarters Supply and Equipment Management Branch, Code, NIE" is revised to read "Headquarters Supply and Equipment Management Office, Code JIE."

PART 1845—GOVERNMENT PROPERTY

24. Part 1845 is amended as set forth below:

1845.106–70 [Amended]

a. In section 1845.106–70, paragraph (e), the phrase "Supply and Equipment Management Division (Code NIE)" is revised to read "Supply and Equipment Management Office (Code JIE)."

1845.405 [Amended]

b. In section 1845.405, paragraph (b), the phrase "Supply and Equipment Management Division (Code NIE)" is revised to read "Supply and Equipment Management Office (Code JIE)," and "(Code XI)" is revised to read "(Code IRD)."

1845.407 [Amended]

c. In section 1845.407, paragraph (a), the phrase "Supply and Equipment Management Division (Code NIE)" is revised to read "Supply and Equipment Management Office (Code JIE)."

1845.608–6, 1845.610–2 [Amended]

d. In sections 1845.608–6 and 1825.610–2, the phrase "Supply and Equipment Management Division (Code NIE)" is revised to read "Supply and Equipment Management Office (Code JIE)."

1845.7203 [Amended]

e. In section 1845.7203, the phrase "Supply and Equipment Management Division" is revised to read "Supply and Equipment Management Office" and "Code NIE" is revised to read "Code JIE" in each occurrence.

1845.7205 [Amended]

f. In section 1845.7205, paragraphs (f)(1) and (i), the phrase "Code NIE" is revised to read "Code JIE."

1845.7213 [Amended]

g. In section 1845.7213, paragraph (c)(1), the phrase "Supply and Equipment Management Division (Code NIE)" is revised to read "Supply and Equipment Management Office (Code JIE)."

PART 1849—TERMINATION OF CONTRACTS

1849.111–71 [Amended]

25. In section 1849.111–71, paragraph (a)(1), the dollar amount "$50,000" is revised to read "$100,000."

PART 1851—USE OF GOVERNMENT SOURCES BY CONTRACTORS

26. Part 1851 is amended as set forth below:

1851.102 [Amended]

a. In section 1851.102, paragraph (b), the phrases "Supply and Equipment Management Division" and (Code NIE)" and revised to read "Supply and

Equipment Management Office" and "(Code JIE)," respectively.

b. Section 1851.103 is revised to read as follows:

1851.103 Ordering from Government supply sources.

(a) All orders for materials from Government supply sources shall contain the statement in paragraph (c)(2)(i) or (c)(2)(ii), as appropriate, of the authorization format set forth in 1851.102 .

(b) Contracting officers shall use NHB 4100.1, NASA Materials Inventory Management Manual, to obtain activity address codes (AAC) to enable use of FEDSTRIP and MILSTRIP for requisitioning material from Federal and military supply sources.

PART 1852—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

27. Part 1852 is amended as set forth below:

a. Section 1852.000 is revised to read as follows:

1852.000 Scope of part.

This part, in conjunction with FAR Part 52—

(a) Gives instructions for using provisions and clauses prescribed by this Regulation and lower level provisions and clauses;

(b) Sets forth the provisions and clauses prescribed in this Regulation, and

(c) Presents a matrix listing the NFS provisions and clauses applicable to each principal contract type and/or purpose (e.g., fixed-price supply, cost-reimbursement research and development).

b. In section 1852.101, the section heading "Using FAR Part 52" is revised to read "Using Part 52", the existing paragraph is redesignated as paragraph "(a)" and new paragraphs "(b)" and "(c)" are added to read as follows:

1852.101 Using Part 52.

* * * * *

(b) The NFS matrix in Subpart 1852.3 is formatted similarly to the FAR matrix described in FAR 52.101(e). The first page of the NFS matrix contains a key to column headings, a dollar threshold chart, and requirement symbols. To fully determine the applicability of a provision or clause in the "required-when-applicable" and "optional" categories, Contracting Officers shall refer to the NFS text (cited in the matrix) that prescribes its use.

(c) The NFS matrix may be reproduced by field installations for the purpose of supplementing it with installation-developed provisions and clauses.

1852.204-70 [Amended]

c. In section 1852.204-70, the citation "1804.672" is revised to read "1804.672(b)."

d. In the title of the clause, the date "DEC 1988" is revised to read "AUG 1992."

e. In paragraph (a) of the clause, the sentence ending with "exceeding $10,000 as soon as possible after its execution:" is revised to read "exceeding $25,000 within 10 working days after its execution:".

f. In paragraph (c) of the clause, the word in quotation marks, "Subcontract," is italicized, and the dollar amount "$10,000" is revised to read "$25,000."

g. In paragraph (d) of the clause, the phrase in quotation marks, "Research and development," is italicized.

h. In paragraph (e)(1) of the clause, the dollar amount "$50,000" is revised to read "$100,000."

1852.208-83 [Amended]

i. In section 1852.208-83, the citation "1808.002-71" is revised to read "1808.002-76."

1852.216-81 [Amended]

j. In section 1852.216-81, the citation "1816.307-70(f)" is revised to read "1816.307-70(e)."

1852.223-73 [Amended]

k. In section 1852.223-73, in the introductory paragraph of Alternate I, the word "clause" is removed and the word "provision" is added in its place.

1852.228-70 [Amended]

l. In section 1852.228-70, the citation "1828.370" is revised to read "1828.370(a)."

1852.228-76 [Amended]

m. In section 1852.228-76, the citation "1828.373" is revised to read "1828.373 (a) and (b)."

1852.232-70 [Amended]

n. In section 1852.232-70, the citation "1832.503-4" is revised to read "1832.503-470."

1852.232-81 [Amended]

o. In section 1852.232-81, the citation "1832.705-270(c)" is revised to read "1832.705-270(b)."

1852.242-72 [Amended]

p. In section 1852.242-72, in the title to the clause, the date "SEPT 1989" is revised to read "AUG 1992," and in paragraph (a) of the clause, "Washington's Birthday" is revised to read "President's Birthday."

q. Subpart 1852.3 is added to read as follows:

Subpart 1852.3—Provision and Clause Matrix

1852.300 Scope of subpart.
1852.301 Solicitation Provisions and Contract Clauses (Matrix).

1852.300 Scope of subpart.

The matrix in this subpart contains a column for each principal type and/or purpose of contract. See the first page of the matrix for the key to column headings, the dollar threshold chart, and requirement symbols.

1852.301 Solicitation provisions and contract clauses (Matrix)

PART 1853—FORMS

28. Part 1853 is amended as set forth below:

1853.103 [Amended]

a. In section 1853.103, "(Code NTD-1)" is revised to read "(Code JTD-1)."

1853-242.70 [Amended]

b. In section 1853.242-70, paragraph (c) is revised to read as follows:

* * * * *

(c) NASA Form 1431, Letter of Acceptance of Contract Administration Delegation. NASA Form 1431, prescribed at 1842.202-70(a)(8) (i), (ii), and (iii), shall be used in conjunction with NASA Form 1430 to record receipt and acceptance of delegation by other agencies.

* * * * *

PART 1870—NASA SUPPLEMENTARY REGULATIONS

29. Part 1870 is amended as set forth below:

1870.103 [Amended]

a. In 1870.103, appendix C to appendix I, section II, paragraph A.3.a., the phrase "Office of External Relations, Code XID" is revised to read "Office of Policy Coordination and International Relations, Code IRD," and in paragraph A.3.d., the phrases "Code XID" and "Office of External Relations" are revised to read "Code IRD" and "Office of Policy Coordination and International Relations," respectively.

1870.303 [Amended]

b. In 1870.303, chapter 3, section 303, paragraph 5, paragraphs "(a)", "(b)", and "(c)" are revised to read "a.", "b.", and "c."

c. In 1870.303, chapter 4, section 407, in paragraphs 2.b.3. and 2.c., the words "in

concert" are removed and the word "together" is added in their place.

[FR Doc. 92-21360 Filed 9-4-92; 8:45 am]
BILLING CODE 7510-01-M

INTERSTATE COMMERCE COMMISSION

49 CFR Part 1321

[Ex Parte No. MC-208]

Nonoperating Motor Carriers—Collection of Undercharges

AGENCY: Interstate Commerce Commission.

ACTION: Final rules.

SUMMARY: The Commission is issuing final rules providing for prior Commission review of certain classes of undercharge claims by nonoperating and certain other motor carriers. These rules are needed because there is tremendous potential and actual abuse in rebillings involving defunct carriers. The rules provide that a nonoperating carrier may not unilaterally disavow the tariff rate under which a shipment moved, or the contract if the shipment moved as contract carriage, unless and until a Commission pre-review of the contemplated undercharge claim, to determine whether there is a colorable undercharge claim which may be asserted. The rules also apply to pending claims and to undercharge claims that have already been paid pursuant to a settlement. The intent of the rules is to establish a process to eliminate facially baseless claims.

EFFECTIVE DATE: The rules are effective September 23, 1992.

FOR FURTHER INFORMATION CONTACT: Thomas Dahl, (202) 927-5289, or Richard Felder, (202) 927-5610 [TDD for hearing impaired (202) 927-5621].

SUPPLEMENTARY INFORMATION: The Commission instituted a rulemaking proceeding on its own motion (June 4, 1992, 57 FR 23568) to add regulations addressing the undercharge collection practices of nonoperating motor carriers. The full text of the final regulations are set forth below.

Additional information is contained in the Commission's decision. To obtain a copy of the full decision, write to, call, or pick up in person from: Dynamic Concepts, Inc., room 2229, Interstate Commerce Commission Building, Washington, DC 20423. Telephone: (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD services (202) 927-5721.]

Environmental and Energy Considerations

The Commission concludes that this action will not significantly affect either the quality of the human environment or the conservation of energy resources.

Regulatory Flexibility Act Certification

The Commission preliminarily concluded that the proposed regulations would not have a significant economic impact on a substantial number of small entities. Based on the comments, it again arrives at the same conclusion. These rules are needed to protect the shipping public and the transportation industry from a rebilling problem that has become acute. However, the rules should not impose additional regulatory requirements for a substantial number of small entities. Rather, they are intended to make clear the kinds of situations where preliminary review by the Commission of undercharge claims is required, and to establish a process for this initial review. To the extent that the regulatory issues would ultimately be referred to the Commission anyway, under the doctrine of primary jurisdiction, these rules simply speed up the process and eliminate the need to pursue and defend against frivolous claims. None of the commenters argued that the proposal would have a significant impact on small entities.

List of Subjects in 49 CFR Part 1321

Motor carriers, Undercharges.

Decided: August 28, 1992.

By the Commission, Chairman Philbin, Vice Chairman McDonald, Commissioners Simmons, Phillips, and Emmett. Commissioner Simmons commented with a separate expression.

Sidney L. Strickland, Jr.,
Secretary.

For the reasons set forth in the Preamble, the Commission amends title 49, chapter X, of the Code of Federal Regulations by adding a new part 1321 as follows:

PART 1321—NONOPERATING MOTOR CARRIERS—COLLECTION OF UNDERCHARGES

Sec.

1321.1 Nonoperating motor carriers—undercharge collection.
1321.2 Intent and scope of rules in this part.
1321.3 Disavowal of tariff rates.
1321.4 Disavowal of contract carrier charges.
1321.5 Notice of shipper or other party from whom undercharges are sought.
1321.6 Limitation of rules in this part.
1321.7 Operating carriers.

Authority: 49 U.S.C. 10101, 10102, 10321, 10521, 10701, 10702, 10704, 10741, 10743, 10761, 10762, 10764, 10921, 10923, 11144, 11901, 11903, 11904, 11906; 5 U.S.C. 553.

§ 1321.1 Nonoperating motor carriers—undercharge collection.

Motor carriers, including subsidiaries, subject to the rules in this part are those that have ceased operation (because of bankruptcy, voluntary liquidation or otherwise) or are ceasing operations. Additionally, the carrier representatives, estates, assigns, or others who may assert undercharge claims purportedly founded on the regulatory requirements of the Interstate Commerce Act or Commission regulations, are subject to the rules in this part at all stages of the collection process, including the initial phase of rebilling. The regulations in this part extend to pending claims (including claims already pending in court), settled claims of carriers that have not terminated their existence, and future claims. For purposes of these regulations, the term "shipper" applies broadly to anyone receiving undercharge claims (*i.e.*, brokers and freight forwarders as well as shippers). The carrier or its representative must file its claims at this Commission prior to, or concurrently with, a court action, except during a 30-day transition phase extending from the effective date of these regulations, which is September 23, 1992. The carrier or its representative must certify that all underlying claims are supported with the appropriate underlying documents in the carrier's possession. The carrier may not make any offer to settle prior to the Commission's initial determination that the carrier may pursue the undercharge claims. However, the regulations in this part are not intended to preclude a carrier from filing a court action, when necessary to preserve its claim from being barred by the statute of limitations, so long as it does not further prosecute the claim until it has obtained Commission approval to do so.

§ 1321.2 Intent and scope of rules in this part.

The rules in this part provide that a nonoperating motor carrier may not unilaterally disavow the tariff rate under which a past shipment moved, or the contract if the shipment moved as contract carriage, without the Commission's preliminary review and approval of the contemplated undercharge claim as a permissible claim. At the prior review stage, the Commission will not address the ultimate merit of the undercharge claim, but merely determine whether or not there is a valid, colorable undercharge claim which may be asserted. Our approval of the claim at that stage is not

intended to limit a shipper's defenses to the claim, nor affect a court's obligation to refer any regulatory issues that are raised to us, under the doctrine of primary jurisdiction, if and when a collection suit is filed. Rather, these rules are designed merely to screen out and prevent undercharge claims that lack a legitimate or cognizable basis, so that shippers are not required to defend themselves against baseless claims.

§ 1321.3 Disavowal of tariff rates.

A person subject to this part seeking to rebill for a past shipment based on the substitution of a different (higher) tariff rate for the tariff rate billed at the time of shipment, whether on lawfulness, reasonableness, or applicability grounds, must obtain a Commission preliminary review and approval of a contemplated undercharge claim as a permissible claim, before attempting to substitute different tariff rates. However, this does not mean that the person must submit for approval each individual claim. Rather, in the event of multiple claims with the same basis, we will review representative claims for each class of claims upon which the person seeks to collect undercharges.

§ 1321.4 Disavowal of contract carrier charges.

A person subject to this part seeking to rebill for a past shipment based on the substitution of a common carrier tariff rate for contract carriage charges originally billed, must obtain Commission preliminary review and approval before attempting to substitute a (higher) tariff rate. However, this does not mean that the person must submit for approval each individual claim. Rather, in the event of multiple claims with the same basis, we will review representative claims for each class of claims upon which the person seeks to collect undercharges.

§ 1321.5 Notice to shipper or other party from whom undercharges are sought.

For *pending* claims where the shipper has already been notified of the rebilling, a person subject to this part seeking undercharges that are covered by these rules must notify the shipper in writing, within 60 days of the effective date of these regulations,which is September 23, 1992, that:

(a) The Commission will give a preliminary review of the basis for the undercharge claims under § 1321.3 or § 1321.4 (as appropriate);

(b) The person cannot make a settlement offer prior to the Commission's initial determination that the undercharge claims may be pursued; and

(c) The person must submit to the Commission for approval a sample letter or notice providing the notification required by paragraphs (a) and (b) of this section.

§ 1321.6 Limitation of rules in this part.

The provisions of this part do not apply to rebillings that:

(a) Seek to collect the (lowest applicable) tariff rate where the rate originally billed was not contained in a tariff on file with the Commission; or

(b) Seek to collect the unpaid portion of the originally billed tariff rate or contract charges, together with any interest or late payment charges that are permitted by Commission regulations.

§ 1321.7 Operating carriers.

The rules in this part do not apply to operating carriers including those which might be struggling to stay in business. However, they do apply to situations where a carrier is conducting only a token amount of service in order to avoid the operation of the rules. In such a situation, the Commission may determine *sua sponte* (or at the request of a shipper) after notice and opportunity to respond by the carrier that the motor carrier is within the reach of these rules.

[FR Doc. 92-21536 Filed 9-4-92; 8:45 am]
BILLING CODE 7035-01-M

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Parts 204 and 299

[Docket No. 920649-2149]

U.S. Nationals Fishing in the Russian Fisheries

AGENCY: National Marine Fisheries Service (NMFS), NOAA, Commerce.

ACTION: Final rule; effectiveness and enforcement of collection-of-information requirements.

SUMMARY: NMFS announces approval by the Office of Management and Budget (OMB) of collection-of-information requirements applicable to owners and operators of U.S. vessels fishing in the Russian fisheries. This rule establishes an effective date for the collection-of-information requirements, informs the public of its enforcement, and publishes the applicable OMB control number.

EFFECTIVE DATE: Section 299.5 (b), (c), and (d) published at 57 FR 33653 (July 30, 1992) and this rule are effective September 2, 1992.

FOR FURTHER INFORMATION CONTACT: John D. Kelly, (301) 713-2337.

SUPPLEMENTARY INFORMATION: An interim final rule to amend regulations applicable to U.S. nationals fishing in the Russian fisheries at 50 CFR part 299 was published July 30, 1992 (57 FR 33649). Section 299.5 (b), (c) and (d) contain collection-of-information requirements subject to the Paperwork Reduction Act that could not be enforced before the Office of Management and Budget (OMB) approved them and those paragraphs were not made effective in the July 30, 1992, interim final rule.

Section 299.5(b) requires the vessel owner and operator to submit to NMFS headquarters a permit abstract report.

Section 299.5(c) requires the owner and operator to submit to NMFS Alaska Region by telefax, a departure report and a return report.

Section 299.5(d) requires the vessel owner and operator to retain on board the vessel for 1 year after the end of the calendar year in which the report was submitted, all copies of all reports. Section 299.5(d) also requires that the vessel owner and operator must retain and make such records available for inspection upon request of an authorized officer at any time for 3 years after the end of the calendar year in which the report was generated, whether or not such records are aboard the vessel.

OMB has approved these collection-of-information requirements under OMB control number 0648-0228. Accordingly, § 299.5 (b), (c) and (d) are effective September 2, 1992 and will be enforced from that date on.

List of Subjects

50 CFR Part 204

Reporting and recordkeeping requirements.

50 CFR Part 299

Fisheries, Foreign fishing, Reporting and recordkeeping requirements, Russian Federation, Treaties, U.S.-Russia Agreement.

Dated: August 31, 1992.

Samuel W. McKeen,

Acting Assistant Administrator for Fisheries, National Marine Fisheries Service.

For the reasons set forth in the preamble, 50 CFR part 204 is amended as follows:

PART 204—OMB CONTROL NUMBERS FOR NOAA INFORMATION COLLECTION REQUIREMENTS

1. The authority citation for part 204 continues to read as follows: