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**Monday,
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Part XXVII

General Services Administration

Semiannual Regulatory Agenda

GENERAL SERVICES ADMINISTRATION (GSA)

GENERAL SERVICES ADMINISTRATION

41 CFR Chs. 101, 102, 105, 300, 301, 302, 303, and 304

48 CFR Ch. 5

Regulatory Plan and Unified Agenda of Federal Regulatory and Deregulatory Actions

AGENCY: General Services Administration (GSA).

ACTION: Semiannual regulatory agenda.

SUMMARY: This agenda announces the proposed regulatory actions that GSA

plans for the next 12 months and those that were completed since the spring 2005 edition. This agenda was developed under the guidelines of Executive Order 12866 “Regulatory Planning and Review.” GSA’s purpose in publishing this agenda is to allow interested persons an opportunity to participate in the rulemaking process. GSA also invites interested persons to recommend existing significant regulations for review to determine whether they should be modified or eliminated. Proposed rules may be reviewed in their entirety at the Government’s rulemaking website at <http://www.regulations.gov>.

FOR FURTHER INFORMATION CONTACT: Laurieann Duarte, Regulatory and Federal Assistance Division, (202) 208-7312.

SUPPLEMENTARY INFORMATION: This edition of the Unified Agenda of Federal Regulatory and Deregulatory Actions includes The Regulatory Plan, which appears in part II of this issue of the **Federal Register**. The General Services Administration’s Statement of Regulatory Priorities is included in part II.

Dated: August 17, 2005.
G. Martin Wagner,
Associate Administrator,
Office of Governmentwide Policy.

General Services Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3420	Federal Management Regulation (FMR) Amendment 2003-2; FMR Case 2003-102-1; Mail Management	3090-AH13
3421	Federal Property Management Regulations (FPMR) Case 2003-101-1; Disposition of Personal Property With Special Handling Requirements	3090-AH21
3422	Federal Property Management Regulation (FPMR) Case 2003-101-2; Federal Management Regulation (FMR) Case 2003-102-3; Supply and Procurement	3090-AH80
3423	Federal Management Regulation (FMR) Case 2004-102-1; Disposition of Personal Property	3090-AH93
3424	Federal Management Regulation (FMR) Case 2005-102-7, Transportation and Management—Use of Electronic Systems in Transportation Programs	3090-AI16

General Services Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3425	General Services Administration Acquisition Regulation (GSAR) Case 2004-G502; Debarment, Suspension, and Ineligibility	3090-AH97
3426	General Services Administration Acquisition Regulation (GSAR) Amendment 2004-04; Case 2004-G509; Access to the Federal Procurement Data System	3090-AI00
3427	Federal Property Management Regulations (FPMR) Case 2004-101-1; Disposition of Seized, Forfeited, Voluntarily Abandoned, and Unclaimed Personal Property	3090-AH11
3428	Federal Travel Regulation (FTR) Case 2003-309; Relocation Allowances	3090-AH91
3429	Federal Management Regulation; FMR Case 2004-102-7; Donations, Exchange/Sale, and Foreign Gifts	3090-AI04
3430	Federal Management Regulation (FMR) Case 2005-102-2; Disposition of Excess Personal Property and Sale of Personal Property	3090-AI09
3431	Federal Management Regulation; Transportation Management and Transportation Payment and Audit—Data Collection Standards and Reporting Requirements	3090-AI11
3432	Federal Management Regulation; Real Property Policies Update	3090-AI17

General Services Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
3433	General Services Administration Acquisition Regulation (GSAR) Case 2002-G503, Tax Adjustment	3090-AH03
3434	General Services Administration Acquisition Regulation (GSAR) Case 2004-G503, Clarification of HUBZone	3090-AH17
3435	General Services Administration Acquisition Regulation (GSAR) Case 2005-G501; Federal Agency Retail Pharmacy Program	3090-AI06

GSA

General Services Administration—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
3436	Federal Property Management Regulations; Enforcement of Nondiscrimination on the Basis of Handicap in Federally Assisted Programs	3090-AE32
3437	Federal Property Management Regulations; Discrimination Prohibited on the Basis of Age	3090-AH46
3438	Federal Property Management Regulations; Nondiscrimination in Programs Receiving Federal Financial Assistance	3090-AH47
3439	General Services Administration; Office of Civil Rights; Nondiscrimination Based on Sex in All Programs and Activities Receiving Federal Surplus Property	3090-AH48
3440	Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance	3090-AH49
3441	General Services Administration; Office of Civil Rights; Enforcement of Nondiscrimination on the Basis of Handicap in Programs and Activities Conducted by General Services Administration	3090-AH59
3442	Federal Property Management Regulations; Telecommunications Management	3090-AG03
3443	Federal Management Regulation; Motor Vehicle Management	3090-AH68
3444	Federal Management Regulation (FMR) Case 2005-102-1, Transportation and Management, Transportation Payment and Audit	3090-AI08
3445	Federal Management Regulation; Transportation Payment and Audit—Use of SF 1113, Public Voucher for Transportation Charges	3090-AI14
3446	Federal Management Regulation; Transportation and Management—Household Goods	3090-AI15
3447	Federal Property Management Regulations (FPMR) Case 2003-101-3; Federal Management Regulation (FMR) Case 2004-102-5; Pricing Policy for Occupancy in GSA Space	3090-AG33

General Services Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
3448	General Services Administration Acquisition Regulation (GSAR) Amendment 2005-02; Case 2005-G502; Veteran and Service-Disabled, Veteran-Owned Small Business Goals in Subcontracting Plans	3090-AI12
3449	Federal Travel Regulation (FTR) Amendment 2005-03, Case 2005-304; Transportation Expenses	3090-AI10
3450	Federal Travel Regulation (FTR) Amendment 2005-05, Case 2005-303; Transportation Expenses; Government-Furnished Automobiles (GFA)	3090-AI13
3451	Federal Travel Regulation (FTR) Amendment 2005-06, Case 2005-306; Per Diem Expenses (Meals and Incidental Expense Allowance)—2005	3090-AI20
3452	Federal Travel Regulation (FTR) Amendment 2005-04, Case 2005-307; Privately Owned Vehicle Mileage Reimbursement	3090-AI18

General Services Administration (GSA)

Proposed Rule Stage

OFFICE OF GOVERNMENTWIDE
POLICY3420. FEDERAL MANAGEMENT
REGULATION (FMR) AMENDMENT
2003-2; FMR CASE 2003-102-1; MAIL
MANAGEMENT**Priority:** Substantive, Nonsignificant**Legal Authority:** 44 USC 2904; 40 USC 121(c)**CFR Citation:** 41 CFR 102-192**Legal Deadline:** None**Abstract:** The interim rule published in the Federal Register at 67 FR 38896,

June 6, 2002, revised FPMR 101-9 and moved it into the Federal Management Regulation at 102-192. The new rule, rewritten in plain language, established four requirements at the agency level. Specifically, all agencies must (1) have written security plans at the agency and facility level; (2) ensure that mail costs are identified at the program level; (3) ensure that all payments to the United States Postal Service are made using commercial payment processes (i.e., not using the Postal Service's Official Mail Accounting System)—the effective date of this requirement will be October 1, 2003; and (4) have performance measures for mail operations. In

addition, the new rule requires all agencies that spend over \$1 million per year on postage to send GSA an annual report that states the total amounts spent on postage, verifies that facility security plans have been reviewed at the agency level, identifies performance measures in use, and describes the agency's plans to improve the efficiency and effectiveness of their mail operations.

This second interim rule amended the Federal Management Regulation (FMR) to extend the deadline for agencies to convert to commercial payment to the United States Postal Service instead of the Official Mail Accounting System

GSA

Proposed Rule Stage

(OMAS). This rule amended the interim rule published in the Federal Register at 67 FR 38896, June 6, 2002, to reflect the extension of the deadline from October 1, 2003, to December 31, 2003. The FMR and corresponding documents are available via the Internet at <http://www.gsa.gov>.

Timetable:

Action	Date	FR Cite
NPRM	05/29/01	66 FR 29067
NPRM Comment Period End	07/30/01	
NPRM Comment Period Extended	07/31/01	66 FR 39473
NPRM Comment Period End	09/28/01	
Interim Final Rule	06/06/02	67 FR 38896
Interim Final Rule Effective	06/06/02	
Interim Final Rule	09/29/03	68 FR 56112
Interim Final Rule Comment Period End	11/28/03	
NPRM	10/00/05	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal

Agency Contact: Henry Maury, Senior Policy Analyst, Office of Transportation and Personal Property (MT), General Services Administration, 1800 F Street NW, Washington, DC 20405
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RIN: 3090-AH13

3421. FEDERAL PROPERTY MANAGEMENT REGULATIONS (FPMR) CASE 2003-101-1; DISPOSITION OF PERSONAL PROPERTY WITH SPECIAL HANDLING REQUIREMENTS

Priority: Substantive, Nonsignificant**Legal Authority:** 40 USC 121(c)**CFR Citation:** 41 CFR 101-42; 41 CFR 101-45; 41 CFR 102-40**Legal Deadline:** None

Abstract: The General Services Administration proposes revising FPMR 101-42 and moving it into the Federal Management Regulation at 102-40. This proposed rule updates, streamlines, and clarifies FPMR part 101-42 and moves the part into the FMR as part 102-40. This proposed rule amends the FPMR by revising coverage on the hazardous

and certain categories of personal property and moving it into the FMR. The proposed rule is written in a plain language question and answer format. This style uses an active voice, shorter sentences, and pronouns. A question and its answer combine to establish a rule. The employee and the agency must follow the language contained in both the question and its answer.

Timetable:

Action	Date	FR Cite
NPRM	12/00/05	

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

Agency Contact: Robert Holcombe, Director, Personal Property Management Policy Division, General Services Administration, 1800 F Street NW, Room 1221A, Washington, DC 20405
Phone: 202 501-3828
Fax: 202 501-6742
Email: robert.holcombe@gsa.gov

RIN: 3090-AH21

3422. FEDERAL PROPERTY MANAGEMENT REGULATION (FPMR) CASE 2003-101-2; FEDERAL MANAGEMENT REGULATION (FMR) CASE 2003-102-3; SUPPLY AND PROCUREMENT

Priority: Substantive, Nonsignificant**Legal Authority:** 40 USC 121(c); 40 USC 506(a); 40 USC 506(b)**CFR Citation:** 41 CFR 101-25 to 101-30; 41 CFR 102-21 to 102-28**Legal Deadline:** None

Abstract: The General Services Administration proposes amending the Federal Property Management Regulation (FPMR) by revising coverage at 41 CFR parts 101-25 to 101-30 regarding Government property management policies and moving it into the Federal Management Regulation (FMR) at 41 CFR parts 102-21 to 102-28. A cross-reference in the FPMR will direct readers to the coverage in the FMR.

Timetable:

Action	Date	FR Cite
NPRM	10/00/05	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal

Agency Contact: Robert Holcombe, Director, Personal Property Management Policy Division, General Services Administration, 1800 F Street NW, Room 1221A, Washington, DC 20405
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RIN: 3090-AH80

3423. FEDERAL MANAGEMENT REGULATION (FMR) CASE 2004-102-1; DISPOSITION OF PERSONAL PROPERTY

Priority: Substantive, Nonsignificant**Legal Authority:** 40 USC 121(c)**CFR Citation:** 41 CFR 102-35**Legal Deadline:** None

Abstract: The General Services Administration (GSA) proposes amending the Federal Management Regulation (FMR) by revising coverage on personal property and moving it into subchapter B of the FMR. This proposed rule adds a new part to subchapter B of the FMR to provide an overview of the property disposal regulation and provide definitions for terms found in FMR parts 102-36 through 102-42, as well as Federal Property Management Regulations (FPMR) parts 101-42 and 101-48. The FPMR parts will be included in the FMR in the near future.

Timetable:

Action	Date	FR Cite
NPRM	10/00/05	

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

Agency Contact: Robert Holcombe, Director, Personal Property Management Policy Division, General Services Administration, 1800 F Street NW, Room 1221A, Washington, DC 20405
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RIN: 3090-AH93

GSA

Proposed Rule Stage

3424. • FEDERAL MANAGEMENT REGULATION (FMR) CASE 2005-102-7, TRANSPORTATION AND MANAGEMENT—USE OF ELECTRONIC SYSTEMS IN TRANSPORTATION PROGRAMS**Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 3726; 40 USC 481, et seq**CFR Citation:** 41 CFR 102-118**Legal Deadline:** None**Abstract:** The General Services Administration (GSA) is proposing toamend the Federal Management Regulation (FMR) by clarifying the use of electronic systems in all areas of a transportation program. The FMR and any corresponding documents may be accessed at GSA's website at <http://www.gsa.gov/fmr>.**Timetable:**

Action	Date	FR Cite
NPRM	10/00/05	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Undetermined**Agency Contact:** Elizabeth Allison, Program Analyst, General Services Administration, Office of Governmentwide Policy, Transportation Management Policy Division, 1800 F Street NW, Washington, DC 20405
Phone: 202 219-1729
Fax: 202 501-6742
Email: elizabeth.allison@gsa.gov**RIN:** 3090-AI16

General Services Administration (GSA)

Final Rule Stage

OFFICE OF ACQUISITION POLICY

3425. GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION (GSAR) CASE 2004-G502; DEBARMENT, SUSPENSION, AND INELIGIBILITY**Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 121(c)**CFR Citation:** 48 CFR 509.4**Legal Deadline:** None**Abstract:** The General Services Administration proposed amending General Services Administration Acquisition Regulation section 509.406-3(d) to add an additional procedure to the decisionmaking process for the debarment and suspension of parties.**Timetable:**

Action	Date	FR Cite
NPRM	06/18/04	69 FR 34248
NPRM Comment Period End	08/17/04	
Final Action	10/00/05	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Laurieann Duarte, Supervisor, Regulatory Secretariat, Office of the Chief Acquisition Officer, General Services Administration, Room 4035, 1800 F Street NW, Washington, DC 20405

Phone: 202 501-4755

Fax: 202 501-4067

Email: laurieann.duarte@gsa.gov**RIN:** 3090-AH97**3426. GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION (GSAR) AMENDMENT 2004-04; CASE 2004-G509; ACCESS TO THE FEDERAL PROCUREMENT DATA SYSTEM****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 121(c)**CFR Citation:** 48 CFR 504**Legal Deadline:** None**Abstract:** The General Services Administration (GSA) is amending the General Services Administration Acquisition Regulation (GSAR) by adding coverage to specify the rate that will be charged to non-governmental

entities in exchange for permitting them to establish a direct computer connection with the Federal Procurement Data System database.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/28/04	69 FR 77661
Interim Final Rule Comment Period End	02/28/05	
Final Action	10/00/05	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Businesses**Government Levels Affected:** Federal, State**Agency Contact:** Laurieann Duarte, Supervisor, Regulatory Secretariat, Office of the Chief Acquisition Officer, General Services Administration, Room 4035, 1800 F Street NW, Washington, DC 20405
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OFFICE OF GOVERNMENTWIDE POLICY

3427. FEDERAL PROPERTY MANAGEMENT REGULATIONS (FPMR) CASE 2004-101-1; DISPOSITION OF SEIZED, FORFEITED, VOLUNTARILY ABANDONED, AND UNCLAIMED PERSONAL PROPERTY

Priority: Substantive, Nonsignificant
Legal Authority: 40 USC 552; 40 USC 121(c); 40 USC 1306
CFR Citation: 41 CFR 101-48; 41 CFR 102-41
Legal Deadline: None

Abstract: The General Services Administration is proposing to amend the Federal Property Management Regulations (FPMR) by revising coverage on utilization, donation, or disposal of abandoned and forfeited personal property and moving it into the Federal Management Regulation (FMR). A cross-reference is added to the FPMR to direct readers to the coverage in the FMR. The FMR coverage is written in plain language to provide agencies with updated regulatory material that is easy to read and understand.

Timetable:

Action	Date	FR Cite
NPRM	03/29/05	70 FR 15792
NPRM Comment Period End	04/28/05	
Final Action	10/00/05	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Robert Holcombe, Director, Personal Property Management Policy Division, General Services Administration, 1800 F Street NW, Room 1221A, Washington, DC 20405

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RIN: 3090-AH11

3428. FEDERAL TRAVEL REGULATION (FTR) CASE 2003-309; RELOCATION ALLOWANCES

Priority: Substantive, Nonsignificant
Legal Authority: 5 USC 5707; 5 USC 5738; 5 USC 5741; 5 USC 5742; 20 USC

905(a); 31 USC 1353; 40 USC 121(c); 49 USC 40118; EO 11609, 3 CFR, 1971 to 1975 Comp, p 586

CFR Citation: 41 CFR 300-3; 41 CFR 302-2; 41 CFR 302-3; 41 CFR 302-4; 41 CFR 302-5; 41 CFR 302-6; 41 CFR 302-7; 41 CFR 302-9; 41 CFR 302-11; 41 CFR 302-15

Legal Deadline: None

Abstract: The General Services Administration (GSA) Office of Governmentwide Policy continually reviews and adjusts policies as a part of its ongoing mission to provide policy assistance to the Government agencies bound by the Federal Travel Regulation (FTR). As part of that ongoing mission, GSA created the Relocation Best Practices Committee (RBPC) to examine Government relocation policy. The RBPC consists of Government as well as private sector relocation experts. The RBPC researched and produced a complete package of relocation changes that included both statutory as well as regulatory elements. The proposed FTR changes are the result of RBPC recommendations, benchmarking against private industry, and GSA, representing Governmentwide policy needs. The proposed changes are intended to keep Government relocation practices in line with current relocation trends and allow for better management of the Government relocation programs including costs.

Timetable:

Action	Date	FR Cite
NPRM	11/23/04	69 FR 68111
NPRM Comment Period End	01/24/05	
Final Action	10/00/05	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Peggy G. DeProspero, Acting Director, Travel Management Policy, Office of Governmentwide Policy, General Services Administration, 1800 F Street NW, Washington, DC 20405
 Phone: 202 501-2826
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 Email: peggy.deprospero@gsa.gov

RIN: 3090-AH91

3429. FEDERAL MANAGEMENT REGULATION; FMR CASE 2004-102-7; DONATIONS, EXCHANGE/SALE, AND FOREIGN GIFTS

Priority: Substantive, Nonsignificant
Legal Authority: 40 USC 549; 40 USC 121(c); 40 USC 503; 5 USC 7342
CFR Citation: 41 CFR 102-37; 41 CFR 102-39; 41 CFR 102-42

Legal Deadline: None

Abstract: The General Services Administration is amending the Federal Management Regulation language that pertains to personal property by correcting references to outdated or superceded provisions of law or regulation; correcting text to be in conformance with revised laws, regulation, or Federal agency responsibilities; and clarifying text where the intended meaning could be updated or made clearer.

Timetable:

Action	Date	FR Cite
Final Action	10/00/05	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Robert Holcombe, Director, Personal Property Management Policy Division, General Services Administration, 1800 F Street NW, Room 1221A, Washington, DC 20405

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RIN: 3090-AI04

3430. FEDERAL MANAGEMENT REGULATION (FMR) CASE 2005-102-2; DISPOSITION OF EXCESS PERSONAL PROPERTY AND SALE OF PERSONAL PROPERTY

Priority: Substantive, Nonsignificant
Legal Authority: 40 USC 121(c); 40 USC 545; 40 USC 521 to 522; 40 USC 524 to 525; 40 USC 527 to 529

CFR Citation: 41 CFR 102-36; 41 CFR 102-38

Legal Deadline: None

Abstract: The General Services Administration is amending the Federal

GSA

Final Rule Stage

Management Regulation (FMR) by correcting references to outdated or superceded provisions of law or regulation; correcting text to be in conformance with revised laws, regulation, or Federal agency responsibilities; and clarifying text where the intended meaning could be updated or made clearer.

Timetable:

Action	Date	FR Cite
Final Action	10/00/05	

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

Agency Contact: Robert Holcombe, Director, Personal Property Management Policy Division, General Services Administration, 1800 F Street NW, Room 1221A, Washington, DC 20405

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RIN: 3090-AI09

3431. • FEDERAL MANAGEMENT REGULATION; TRANSPORTATION MANAGEMENT AND TRANSPORTATION PAYMENT AND AUDIT—DATA COLLECTION STANDARDS AND REPORTING REQUIREMENTS

Priority: Substantive, Nonsignificant**Legal Authority:** 31 USC 3726; 40 USC 501 et seq**CFR Citation:** 41 CFR 102-117; 41 CFR 102-118**Legal Deadline:** None**Abstract:** The General Services Administration is amending the Federal

Management Regulation (FMR) by adding specific data collection standards and reporting requirements.

Timetable:

Action	Date	FR Cite
NPRM	06/22/05	70 FR 36088
NPRM Comment Period End	08/22/05	
Final Action	10/00/05	

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

Agency Contact: Elizabeth Allison, Program Analyst, General Services Administration, Office of Governmentwide Policy, Transportation Management Policy Division, 1800 F Street NW, Washington, DC 20405
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RIN: 3090-AI11

3432. • FEDERAL MANAGEMENT REGULATION; REAL PROPERTY POLICIES UPDATE

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 40 USC 121(c) to 121(e); 40 USC 301 note; EO 12191; EO 12512; 40 USC 521 to 523; 40 USC 541 to 559; EO 12411; 40 USC 3306; 16 USC 470h-2; 40 USC 581; 40 USC 581 to 593; 40 USC 1315; 40 USC 501; EO 12072; EO 13006

CFR Citation: 41 CFR 102-71 to 102-83**Legal Deadline:** None**Abstract:** The General Services Administration is amending the Federal Management Regulation (FMR) to

update the legal citations to conform to Public Law 107-217 and to incorporate additional policy guidance. Public Law 107-217, which was enacted on August 21, 2002, revised, restated, and recodified, without substantive change, certain laws related to public buildings, property, and works in title 40 of the United States Code. Accordingly, this final rule cancels and replaces in its entirety FMR Amendment C-1 issued December 13, 2002. In addition to updating the legal citations, this final rule implements new accessibility standards for Federal facilities and provides additional real property policy coverage on the integrated workplace, sustainable development, outsourcing, telework, siting antennas on Federal property, seismic safety, screening of excess real property, and the National Environmental Policy Act of 1969 (NEPA), as amended. The FMR and any corresponding documents may be accessed at GSA's Web site at <http://www.gsa.gov/fmr>.

Timetable:

Action	Date	FR Cite
Final Action	10/00/05	

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

Agency Contact: Stanley C. Langfeld, Director, Regulations Management Division, Office of Governmentwide Policy, General Services Administration, 1800 F Street NW, Washington, DC 20405

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RIN: 3090-AI17

General Services Administration (GSA)

Long-Term Actions

OFFICE OF ACQUISITION POLICY

3433. GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION (GSAR) CASE 2002-G503, TAX ADJUSTMENT

Priority: Substantive, Nonsignificant**Legal Authority:** 40 USC 121(c)**CFR Citation:** 48 CFR 552.270-30**Legal Deadline:** None

Abstract: This rulemaking establishes a provision at GSAR 552.270-30, Tax Adjustment. The provision outlines the methodology for calculating real estate taxes for use in solicitations for offers for acquisition of leasehold interests in real property.

Timetable:

Action	Date	FR Cite
NPRM	05/25/00	65 FR 33799
NPRM Comment Period End	07/24/00	
Final Action	To Be Determined	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal

GSA

Long-Term Actions

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RIN: 3090-AH03

3434. GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION (GSAR) CASE 2004-G503, CLARIFICATION OF HUBZONE

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 121(c)

CFR Citation: 48 CFR 6.205; 48 CFR 552.270

Legal Deadline: None

Abstract: This rulemaking will clarify how the HUBZone program applies to acquiring leasehold interests in real property.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Laurieann Duarte, Supervisor, Regulatory Secretariat, Office of the Chief Acquisition Officer, General Services Administration, Room

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RIN: 3090-AH17

3435. GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION (GSAR) CASE 2005-G501; FEDERAL AGENCY RETAIL PHARMACY PROGRAM

Priority: Other Significant

Legal Authority: 40 USC 121(c)

CFR Citation: 48 CFR 538; 48 CFR 552

Legal Deadline: None

Abstract: The General Services Administration (GSA) is proposing to amend the General Services Acquisition Regulation (GSAR) to add a new subpart and clause required by the Department of Veterans Affairs (VA), consistent with congressional intent under section 603 of the Veterans Health Care Act of 1992 (VHCA) and 38 U.S.C. 8126, that certain Federal agencies (i.e., VA, Department of Defense (DoD), Public Health Service (including the Indian Health Service), and the Coast Guard) have access to Federal pricing for pharmaceuticals purchased for their beneficiaries. GSA is responsible for the schedules program and rules related to its operation. Under GSA's delegation of authority, the VA procures medical supplies under the VA Federal Supply Schedule program. VA and DoD seek this amendment. This new subpart

adds a clause unique to the virtual depot system established by a Federal Agency Retail Pharmacy Program utilizing contracted retail pharmacies as part of a centralized pharmaceutical commodity management program. At this time, only DoD has a program in place, and the rule would facilitate DoD's access to Federal pricing on Federal Supply Schedule (FSS) pharmaceutical contracts for covered drugs purchased by DoD and dispensed to TRICARE beneficiaries through retail pharmacies in the TRICARE network.

Timetable:

Action	Date	FR Cite
NPRM	04/12/05	70 FR 19045
NPRM Comment Period End	06/13/05	
Final Action	To Be	Determined

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

URL For Public Comments:

www.acqnet.gov/gsam/gsamcomments.html

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RIN: 3090-AI06

OFFICE OF CIVIL RIGHTS

3436. FEDERAL PROPERTY MANAGEMENT REGULATIONS; ENFORCEMENT OF NONDISCRIMINATION ON THE BASIS OF HANDICAP IN FEDERALLY ASSISTED PROGRAMS

Priority: Substantive, Nonsignificant

Legal Authority: 29 USC 794

CFR Citation: 41 CFR 101-8.3; 41 CFR 102-4

Legal Deadline: None

Abstract: This rulemaking revises FPMR 101-8.3 in plain language and moves it into the Federal Management Regulation at 102-4. The revised

regulation updates coverage for enforcement of section 504 of the Rehabilitation Act of 1973, as amended, in federally assisted programs or activities to include a cross-reference to the Uniform Federal Accessibility Standards.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal, State

Agency Contact: Regina Budd, Deputy Associate Administrator, Office of Civil Rights, General Services

Administration, 1800 F Street NW, Washington, DC 20405
 Phone: 202 501-4571
 Email: regina.budd@gsa.gov

RIN: 3090-AE32

3437. FEDERAL PROPERTY MANAGEMENT REGULATIONS; DISCRIMINATION PROHIBITED ON THE BASIS OF AGE

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6101 to 6107

CFR Citation: 41 CFR 101-8.7

Legal Deadline: None

Abstract: The General Services Administration proposes a revision to convert FPMR 101-8.7 to plain language

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and move it into the Federal Management Regulation. The rule enforces the Age Discrimination Act of 1975, which prohibits discrimination based on age in programs or activities receiving Federal financial assistance.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

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

Agency Contact: Regina Budd, Deputy Associate Administrator, Office of Civil Rights, General Services Administration, 1800 F Street NW, Washington, DC 20405
Phone: 202 501-4571
Email: regina.budd@gsa.gov

RIN: 3090-AH46

3438. FEDERAL PROPERTY MANAGEMENT REGULATIONS; NONDISCRIMINATION IN PROGRAMS RECEIVING FEDERAL FINANCIAL ASSISTANCE

Priority: Substantive, Nonsignificant**Legal Authority:** 42 USC 2000d-1**CFR Citation:** 41 CFR 101-6.2; 41 CFR 102-4**Legal Deadline:** None

Abstract: The General Services Administration proposes a revision to convert FPMR 101-6.2 to plain language and move it into the Federal Management Regulation at 102-4. The rule enforces title VI of the Civil Rights Act of 1964, as amended, which prohibits discrimination based on race, color, or national origin in programs or activities receiving Federal financial assistance.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

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

Agency Contact: Regina Budd, Deputy Associate Administrator, Office of Civil Rights, General Services Administration, 1800 F Street NW, Washington, DC 20405

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RIN: 3090-AH47

3439. GENERAL SERVICES ADMINISTRATION; OFFICE OF CIVIL RIGHTS; NONDISCRIMINATION BASED ON SEX IN ALL PROGRAMS AND ACTIVITIES RECEIVING FEDERAL SURPLUS PROPERTY

Priority: Substantive, Nonsignificant**Legal Authority:** 40 USC 122**CFR Citation:** Not Yet Determined**Legal Deadline:** None

Abstract: The Office of Civil Rights has no implementing regulation for this statute at this time. However, the statute states that this provision shall be enforced through agency provisions and rules similar to those under title VI.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

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

Agency Contact: Regina Budd, Deputy Associate Administrator, Office of Civil Rights, General Services Administration, 1800 F Street NW, Washington, DC 20405
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RIN: 3090-AH48

3440. NONDISCRIMINATION ON THE BASIS OF SEX IN EDUCATION PROGRAMS OR ACTIVITIES RECEIVING FEDERAL FINANCIAL ASSISTANCE

Priority: Substantive, Nonsignificant**Legal Authority:** 20 USC 1681 to 1688**CFR Citation:** 41 CFR 101-4**Legal Deadline:** None

Abstract: The General Services Administration proposes to convert FPMR 41 CFR 101-4 into plain language and move it into the Federal Management Regulation. The revised regulation enforces title IX of the Education Amendments of 1972, as

amended, in federally assisted education and training programs.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

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

Agency Contact: Regina Budd, Deputy Associate Administrator, Office of Civil Rights, General Services Administration, 1800 F Street NW, Washington, DC 20405
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RIN: 3090-AH49

3441. GENERAL SERVICES ADMINISTRATION; OFFICE OF CIVIL RIGHTS; ENFORCEMENT OF NONDISCRIMINATION ON THE BASIS OF HANDICAP IN PROGRAMS AND ACTIVITIES CONDUCTED BY GENERAL SERVICES ADMINISTRATION

Priority: Substantive, Nonsignificant**Legal Authority:** 29 USC 794**CFR Citation:** 41 CFR 105-8**Legal Deadline:** None

Abstract: This regulation enforces nondiscrimination on the basis of handicap in programs and activities conducted by GSA. This rulemaking will be updated.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

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

Agency Contact: Regina Budd, Deputy Associate Administrator, Office of Civil Rights, General Services Administration, 1800 F Street NW, Washington, DC 20405
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RIN: 3090-AH59

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OFFICE OF GOVERNMENTWIDE POLICY**3442. FEDERAL PROPERTY MANAGEMENT REGULATIONS; TELECOMMUNICATIONS MANAGEMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 121(c); 40 USC 11314(b)**CFR Citation:** 41 CFR 101-35; 41 CFR 102-172**Legal Deadline:** None

Abstract: This rulemaking revises FPMR 101-35 to update GSA's telecommunications management policy and moves it into the Federal Management Regulation at 102-172. The regulation is being rewritten in a plain language, question and answer format to make it easier to use and understand.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/07/96	61 FR 41003
Interim Final Rule Effective	08/08/96	
Interim Final Rule Comment Period End	10/07/96	
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Federal

Agency Contact: Keith Thurston, Assistant to Deputy Associate Administrator, Office of Information Technology Policy, General Services Administration, 1800 F Street NW, Washington, DC 20405
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RIN: 3090-AG03**3443. FEDERAL MANAGEMENT REGULATION; MOTOR VEHICLE MANAGEMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 121(c)**CFR Citation:** 41 CFR 102-34**Legal Deadline:** None

Abstract: An amendment to FMR 102-34 has been drafted to incorporate recent changes in the program. The significant changes proposed are:

1. The Fleet Average Fuel Economy Standards for FY 2000 and beyond is 20.7 miles per gallon for light trucks.
2. Motor vehicle identification requirements will be changed. All required identifiers are now to be on the license plate: "For Official Use Only, U.S. Government," and Federal agency or bureau identification. Previously, the identifiers were on decals that were placed on the vehicles. A waiver is currently allowing agencies to deviate from the decal requirement. GSA intends to amend the FMR to reflect the practice currently permitted under the waiver.
3. UNICOR is the mandatory supplier of official U.S. Government license plates. Lorton Prison in Virginia, the supplier of license plates for a number of years, is closed. The GSA Federal Vehicle Policy Division (MTV) initiated a Memorandum of Understanding (MOU) with UNICOR to provide license plates to all Federal agencies.
4. A letter code on the license plate now identifies a specific agency's vehicles. For example, the letter G designates GSA Fleet.
5. The Federal Management Regulation includes a provision under which the head of an agency (or designee) may authorize a limited exemption to the display of U.S. Government license plates and motor vehicle identification upon written certification. Motor vehicles used for common administrative purposes and not directly connected to investigative, law enforcement, or intelligence duties involving security activities are ineligible for this exemption. A deviation was granted after the events of September 11, 2001, to remove the restriction as to motor vehicles used for administrative purposes. GSA intends to amend the FMR to reflect the practice currently permitted under the deviation.
6. The Federal Motor Vehicle Fleet Report. This reporting is now accomplished through the Federal Automotive Statistical Tool (FAST). FAST is an Internet-based reporting system used by GSA and the Department of Energy to capture motor vehicle inventory, cost, fuel, and use data from all Federal agencies.
7. Agencies must have an agency-wide fleet management information system that will link all fleet data throughout the agency and interface with the FAST.

Timetable:

Action	Date	FR Cite
Final Action	To Be Determined	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal

Agency Contact: Russ Pentz, Director, Federal Vehicle Policy Division, Office of Governmentwide Policy, General Services Administration, 1800 F Street NW, Washington, DC 20405
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RIN: 3090-AH68**3444. • FEDERAL MANAGEMENT REGULATION (FMR) CASE 2005-102-1, TRANSPORTATION AND MANAGEMENT, TRANSPORTATION PAYMENT AND AUDIT**

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 31 USC 3726; 40 USC 121(c); 49 USC 10721; 49 USC 13712; 49 USC 15504

CFR Citation: 41 CFR 102-117; 41 CFR 102-118

Legal Deadline: None

Abstract: The General Services Administration is amending the Federal Management Regulation (FMR) by adding the requirement that transportation managers who obligate the Government for rate tender procurements must be properly authorized in writing. This written authorization will certify that the transportation manager is competent and trained in transportation management and has the authority to commit Government funds for the procurement of transportation or transportation services. The FMR and any corresponding documents may be accessed at GSA's website at <http://www.gsa.gov/fmr>.

Timetable:

Action	Date	FR Cite
NPRM	05/04/05	70 FR 23078
NPRM Comment Period End	07/05/05	
Final Action	To Be Determined	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No

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Government Levels Affected:

Undetermined

URL For More Information:

www.gsa.gov/fmr

Agency Contact: Elizabeth Allison, Program Analyst, General Services Administration, Office of Governmentwide Policy, Transportation Management Policy Division, 1800 F Street NW, Washington, DC 20405
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RIN: 3090-AI08

3445. • FEDERAL MANAGEMENT REGULATION; TRANSPORTATION PAYMENT AND AUDIT—USE OF SF 1113, PUBLIC VOUCHER FOR TRANSPORTATION CHARGES

Priority: Substantive, Nonsignificant**Legal Authority:** 31 USC 3726; 40 USC 121(c); 49 USC 10721; 49 USC 13712; 49 USC 15504**CFR Citation:** 41 CFR 102-118**Legal Deadline:** None

Abstract: The General Services Administration proposes to amend the Federal Management Regulation (FMR) to discontinue use of the hard copy, paper construction of Standard Form (SF) 1113, Public Voucher for Transportation Charges, and its memorandum copy, SF 1113-A to the maximum extent possible. Agencies are required to use electronic commerce for

receiving bills and paying for transportation and transportation services. By using electronic commerce, the SF 1113 is not needed and is not essential for the transportation service provider to get paid. The FMR and any corresponding documents may be accessed at GSA's website at <http://www.gsa.gov/fmr>.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

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

Agency Contact: Henry Maury, Senior Policy Analyst, Office of Transportation and Personal Property (MT), General Services Administration, 1800 F Street NW, Washington, DC 20405
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RIN: 3090-AI14

3446. • FEDERAL MANAGEMENT REGULATION; TRANSPORTATION AND MANAGEMENT—HOUSEHOLD GOODS

Priority: Substantive, Nonsignificant**Legal Authority:** 31 USC 3726; 40 USC 121(c); 49 USC 10721; 49 USC 13712; 49 USC 15504

coverage of GSA's Rent program into the Federal Management Regulation (FMR). A cross-reference is added to the FPMR to direct readers to the coverage in the FMR. The FMR is written in plain language to provide agencies with updated regulatory material that is easy to read and understand. This final rule establishes pricing procedures for space and services provided by GSA to its customer agencies.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/08/01	66 FR 23169
Interim Final Rule Effective	05/08/01	

CFR Citation: 41 CFR 102-117**Legal Deadline:** None

Abstract: The General Services Administration is amending the Federal Management Regulation (FMR) by adding the United States Customs form requirement on household goods. The FMR and any corresponding documents may be accessed at GSA's website at <http://www.gsa.gov/fmr>.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

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

Agency Contact: Elizabeth Allison, Program Analyst, General Services Administration, Office of Governmentwide Policy, Transportation Management Policy Division, 1800 F Street NW, Washington, DC 20405
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RIN: 3090-AI15

PUBLIC BUILDINGS SERVICE

3447. FEDERAL PROPERTY MANAGEMENT REGULATIONS (FPMR) CASE 2003-101-3; FEDERAL MANAGEMENT REGULATION (FMR) CASE 2004-102-5; PRICING POLICY FOR OCCUPANCY IN GSA SPACE

Priority: Other Significant**Legal Authority:** 40 USC 121(c); 40 USC 586(b)(2)**CFR Citation:** 41 CFR 101-17; 41 CFR 101-20; 41 CFR 101-21; 41 CFR 102-85**Legal Deadline:** None

Abstract: The General Services Administration (GSA) is amending the Federal Property Management Regulations (FPMR) by moving

Action	Date	FR Cite
Interim Final Rule	07/09/01	
Comment Period End		
Final Action	To Be	Determined

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

Agency Contact: Robert Yevoli, Asset Strategies Manager, Portfolio Analysis Division, General Services Administration, Office of Real Property Management, Public Buildings Service, 1800 F Street NW, Washington, DC 20405
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RIN: 3090-AG33

General Services Administration (GSA)

Completed Actions

3448. • GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION (GSAR) AMENDMENT 2005-02; CASE 2005-G502; VETERAN AND SERVICE-DISABLED, VETERAN-OWNED SMALL BUSINESS GOALS IN SUBCONTRACTING PLANS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 121(c)

CFR Citation: 48 CFR 552

Legal Deadline: None

Abstract: The General Services Administration amended the General Services Administration Acquisition Regulation (GSAR) in order to be consistent with the Federal Acquisition Regulation (FAR) to update GSAR clauses pertaining to subcontracting plans to include veteran-owned and service-disabled, veteran-owned small businesses.

Timetable:

Action	Date	FR Cite
Final Action	06/03/05	70 FR 32522
Final Action Effective	06/03/05	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Laurieann Duarte, Supervisor, Regulatory Secretariat, General Services Administration, Office of the Chief Acquisition Officer, 1800 F Street NW, Room 4035, Washington, DC 20405

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RIN: 3090-AI12

3449. • FEDERAL TRAVEL REGULATION (FTR) AMENDMENT 2005-03, CASE 2005-304; TRANSPORTATION EXPENSES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5707; 31 USC 1353; 40 USC 121(c); 49 USC 40118; PL 105-264, sec 2

CFR Citation: 41 CFR 301-2; 41 CFR 301-10; 41 CFR 301-11; 41 CFR 301-13; 41 CFR 301-50; 41 CFR 301-70 to 301-71; 41 CFR 304-3; 41 CFR 304-5

Legal Deadline: None

Abstract: The General Services Administration (GSA) amended the

Federal Travel Regulation (FTR) by clarifying various provisions regarding temporary duty (TDY) travel. The explanation of changes is addressed in Supplementary Information. The FTR and any corresponding documents may be accessed at GSA's website at <http://www.gsa.gov/fttr>.

Timetable:

Action	Date	FR Cite
Final Action	05/18/05	70 FR 28459
Final Action Effective	05/18/05	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

URL For More Information:

www.gsa.gov/fttr

Agency Contact: Umeki Gray Thorne, Program Analyst, Office of Governmentwide Policy, General Services Administration, 1800 F Street NW, Washington, DC 20405

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RIN: 3090-AI10

3450. • FEDERAL TRAVEL REGULATION (FTR) AMENDMENT 2005-05, CASE 2005-303; TRANSPORTATION EXPENSES; GOVERNMENT-FURNISHED AUTOMOBILES (GFA)

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5707; 40 USC 121(c); 49 USC 40118

CFR Citation: 41 CFR 301

Legal Deadline: None

Abstract: The General Services Administration (GSA) is amending the Federal Travel Regulation (FTR) by revising the mileage reimbursement rate reflecting costs of operating a Government-furnished automobile (GFA) and revising the table on how to determine distance measurements for travel. It also clarifies that, if determined to be advantageous to the Government, the employee may be reimbursed for mileage between the residence and office to a common carrier terminal or from the residence directly to a common carrier terminal when on official travel requiring an overnight stay.

Timetable:

Action	Date	FR Cite
Final Action	10/20/05	70 FR 61046

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Umeki Gray Thorne, Program Analyst, Office of Governmentwide Policy, General Services Administration, 1800 F Street NW, Washington, DC 20405

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RIN: 3090-AI13

3451. • FEDERAL TRAVEL REGULATION (FTR) AMENDMENT 2005-06, CASE 2005-306; PER DIEM EXPENSES (MEALS AND INCIDENTAL EXPENSE ALLOWANCE)—2005

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5707

CFR Citation: 41 CFR 301-11; 41 CFR 301-74

Legal Deadline: None

Abstract: The General Services Administration (GSA) is amending the Federal Travel Regulation (FTR), by revising the meals and incidental expense (MI&E) allowance rates for the deduction of meals furnished by the Government or meals that are included in a registration fee, for travel within the Continental United States (CONUS).

Timetable:

Action	Date	FR Cite
Final Action Effective	10/01/05	
Final Action	10/17/05	70 FR 60221

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Peggy G. DeProspero, Acting Director, Travel Management Policy, Office of Governmentwide Policy, General Services Administration, 1800 F Street NW, Washington, DC 20405

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RIN: 3090-AI20

GSA

Completed Actions

**3452. • FEDERAL TRAVEL
REGULATION (FTR) AMENDMENT
2005-04, CASE 2005-307; PRIVATELY
OWNED VEHICLE MILEAGE
REIMBURSEMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 5707 ; 40 USC 121(c)**CFR Citation:** 41 CFR 301-10**Legal Deadline:** None**Abstract:** This final rule amends the mileage reimbursement rate for use of a privately owned vehicle (POV) on

official travel to reflect recent gas price increases. The governing regulation is revised to increase the cost of operating a privately owned automobile from 40.5 to 48.5 cents per mile.

Timetable:

Action	Date	FR Cite
Final Action	09/15/05	70 FR 54481
Final Action Effective	09/15/05	

**Regulatory Flexibility Analysis
Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Peggy G. DeProspero,
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Policy, Office of Governmentwide
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