



Federal Register

**Monday,
June 28, 2004**

Part XXVIII

**National Aeronautics
and Space
Administration**

Semiannual Regulatory Agenda

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION (NASA)

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

14 CFR Ch. V

Regulatory Agenda

AGENCY: National Aeronautics and Space Administration (NASA).

ACTION: Semiannual regulatory agenda.

SUMMARY: NASA's regulatory agenda describes those regulations being considered for development or

amendment by NASA, the need and legal basis for the actions being considered, the name and telephone number of the knowledgeable official, whether a regulatory analysis is required, and the status of regulations previously reported.

ADDRESSES: Director, Management Assessment Division (Code OJD), Office of Management Systems, NASA Headquarters, Washington, DC 20546.

FOR FURTHER INFORMATION CONTACT: Cheryl E. Parker (202) 358-0252.

SUPPLEMENTARY INFORMATION: OMB guidelines dated April 7, 2004, "Spring 2004 Unified Agenda of Federal Regulatory and Deregulatory Actions" require a regulatory agenda of those regulations under development and review to be published in the **Federal Register** each April and October.

Dated: May 10, 2004.

John D. Werner,

Director, Management Systems Division.

National Aeronautics and Space Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3503	NASA Grant and Cooperative Agreement Handbook	2700-AC55
3504	Research and Development Abstracts—NASA Grant and Cooperative Agreement Handbook	2700-AC82
3505	Reissuance of the NASA Federal Acquisition Regulation (FAR) Supplement (NFS) Parts 1852, 1853, 1871, and 1872 Consistent With Federal Acquisition Regulations System Guidance and Policy in FAR Part 1	2700-AC88
3506	NASA FAR Supplement—Acquisition Planning and Option Exercise Procedures	2700-AC91
3507	NASA Grant and Cooperative Agreement Handbook Certifications and Assurances	2700-AC96

National Aeronautics and Space Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3508	Cross-Waiver of Liability	2700-AB51
3509	Code of Conduct for International Space Station Crew	2700-AC40
3510	Investigation Research Misconduct	2700-AC50
3511	Contractor Access to Confidential Information	2700-AC60
3512	NASA Federal Acquisition Regulation (FAR) Supplement—Research and Development Abstracts	2700-AC64
3513	Grants and Cooperative Agreements—Government Property Report	2700-AC79
3514	Development Work for Industry in NASA Wind Tunnels	2700-AC81
3515	Reissuance of the NASA Federal Acquisition Regulation (FAR) Supplement (NFS) Parts 1827 to 1833 Consistent With the Federal Acquisition Regulations System Guidance and Policy in FAR Part 1	2700-AC85
3516	Reissuance of the NASA Federal Acquisition Regulation Supplement (NFS) Parts 1834 to 1837, 1839, and 1841 Consistent With the Federal Acquisition Regulations System Guidance and Policy in FAR Part 1	2700-AC86
3517	Reissuance of the NASA Federal Acquisition Regulation (FAR) Supplement (NFS) Parts 1842 to 1851 Consistent With the Federal Acquisition Regulations System Guidance and Policy in FAR Part 1	2700-AC87
3518	NASA Grant and Cooperative Agreement Handbook Central Contractor Registration	2700-AC95
3519	Representations and Certifications—Other than Commercial Items	2700-AC97
3520	Federal Policy for the Protection of Human Subjects, Technical Amendment	2700-AC99
3521	Clauses Authorized for Use in Commercial Acquisition	2700-AD00
3522	Availability of Agency Records to Members of the Public	2700-AD01
3523	Removal of MidRange Procurement Procedures	2700-AD02

National Aeronautics and Space Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
3524	Government-Owned Contractor-Operated Vehicle Fleet Management and Reporting	2700-AC59
3525	Reissuance of the NASA Federal Acquisition Regulation Supplement Parts 1801 to 1809, 1811, and 1812 Consistent With the Federal Acquisition Regulations System Guidance and Policy in FAR Part 1	2700-AC65
3526	Government Property—Instruction for Preparing NASA Form 1018	2700-AC73
3527	NASA Grant and Cooperative Agreement Handbook—Investigative Requirements	2700-AC74

NASA

National Aeronautics and Space Administration—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
3528	NASA Grant and Cooperative Agreement Handbook—Public Acknowledgements	2700-AC75
3529	Governmentwide Debarment and Suspension (Nonprocurement) and Governmentwide Requirements for Drug-Free Workplace (Grants)	2700-AC76
3530	Government Property—Quarterly Reporting	2700-AC80
3531	Reissuance of the NASA Federal Acquisition Regulation (FAR) Supplement (NFS) Part 1813 to 1817 Consistent With The Federal Acquisition Regulations Systems Guidance and Policy in FAR Part 1	2700-AC83
3532	Reissuance of the NASA Federal Acquisition Regulation (FAR) Supplement (NFS) Parts 1819 and 1822 to 1825 Consistent With the Federal Acquisition Regulations System Guidance and Policy in FAR Part 1	2700-AC84
3533	NASA FAR Supplement—Procedures for NASA Headquarters Public Announcement of Contract Awards	2700-AC89
3534	Conformance With FACs 01-15 and 01-14	2700-AC92
3535	NASA Grant and Cooperative Agreement Handbook Synopses Requirements	2700-AC93
3536	Performance Period Limitations for Procurement Award Instruments	2700-AC94
3537	Grant and Cooperative Agreement Announcement Memory	2700-AC98

National Aeronautics and Space Administration (NASA)

Proposed Rule Stage

3503. NASA GRANT AND COOPERATIVE AGREEMENT HANDBOOK

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2473

CFR Citation: 14 CFR 1260

Legal Deadline: None

Abstract: NASA is amending 14 CFR 1260 to provide guidance on the format and content of its Cooperative Agreement Notices (CANs).

Timetable:

Action	Date	FR Cite
NPRM	09/00/04	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Tom Sauret, Office of Procurement, Code HK, National Aeronautics and Space Administration, NASA Headquarters, Washington, DC 20546

Phone: 202 358-1068

Email: thomas.e.sauret@nasa.gov

RIN: 2700-AC55

3504. RESEARCH AND DEVELOPMENT ABSTRACTS—NASA GRANT AND COOPERATIVE AGREEMENT HANDBOOK

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 14 CFR 1260

Legal Deadline: None

Abstract: The rule amends the NASA Grant and Cooperative Handbook to include a requirement for the electronic submission of an abstract of the planned research to be conducted on contracts containing research and development effort valued at over \$25,000. This requirement is being established to support NASA's implementation of section 207(g) of the E-Government Act of 2002.

Timetable:

Action	Date	FR Cite
NPRM	09/00/04	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Tom Sauret, Office of Procurement, Code HK, National Aeronautics and Space Administration, NASA Headquarters, Washington, DC 20546

Phone: 202 358-1068

Email: thomas.e.sauret@nasa.gov

RIN: 2700-AC82

3505. REISSUANCE OF THE NASA FEDERAL ACQUISITION REGULATION (FAR) SUPPLEMENT (NFS) PARTS 1852, 1853, 1871, AND 1872 CONSISTENT WITH FEDERAL ACQUISITION REGULATIONS SYSTEM GUIDANCE AND POLICY IN FAR PART 1

Priority: Info./Admin./Other

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 48 CFR 1852; 48 CFR 1853; 48 CFR 1871; 48 CFR 1872

Legal Deadline: None

Abstract: This rule amends the NASA Far Supplement (NFS) by removing from the CFR those portions of the NFS containing information that consists of internal Agency guidance that does not control the relationship between NASA and contractors or prospective contractors. This change is consistent with the guidance and policy in FAR part 1 regarding what comprises the Federal Acquisition Regulations System and requires publication for public comment. The NFS document will continue to contain both information requiring codification of CFR and internal Agency guidance in a single document that is available on the Internet.

Timetable:

Action	Date	FR Cite
NPRM	05/21/04	69 FR 29256
NPRM Comment Period End	07/20/04	

NASA

Proposed Rule Stage

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Celeste M. Dalton, Procurement Analyst, National Aeronautics and Space Administration, NASA Headquarters (Code HK), 300 E Street SW, Washington, DC 20546
Phone: 202 358-1645
Email: celeste.m.dalton@nasa.gov

RIN: 2700-AC88

3506. NASA FAR SUPPLEMENT—ACQUISITION PLANNING AND OPTION EXERCISE PROCEDURES

Priority: Info./Admin./Other

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 48 CFR 1805; 48 CFR 1807; 48 CFR 1817

Legal Deadline: None

Abstract: This change to the NFS focuses on improvement in the acquisition planning, public notice, and contract option exercise processes supportive of NASA's efforts under the

President's Management Agenda Competitive Sourcing element.

Timetable:

Action	Date	FR Cite
NPRM	07/00/04	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Yolande Harden, Procurement Analyst, National Aeronautics and Space Administration, 300 E Street SW, Code HK, Washington, DC 20546
Phone: 202 358-1279
Fax: 202-358-3083
Email: yharden@nasa.gov

RIN: 2700-AC91

3507. • NASA GRANT AND COOPERATIVE AGREEMENT HANDBOOK CERTIFICATIONS AND ASSURANCES

Priority: Info./Admin./Other

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 14 CFR 1260

Legal Deadline: None

Abstract: This rule amends the NASA Grant and Cooperative Agreement Handbook (Handbook) by requiring that announcements of funding opportunities advise potential applicants that they will be required to submit certifications, disclosures, and assurances with their proposals rather than before award and clarify the methods for ensuring compliance with certifications, disclosures, and assurances.

Timetable:

Action	Date	FR Cite
NPRM	07/00/04	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Suzan Moody, National Aeronautics and Space Administration, 300 E Street SW, Code SJ, Washington, DC 20546
Phone: 202 358-0503
Email: smoody@nasa.gov

RIN: 2700-AC96

National Aeronautics and Space Administration (NASA)

Final Rule Stage

3508. CROSS-WAIVER OF LIABILITY

Priority: Info./Admin./Other

Legal Authority: 42 USC 2473

CFR Citation: 14 CFR 1266

Legal Deadline: None

Abstract: This provides technical amendments to implement the cross-waiver of liability provision of the intergovernmental agreement of the International Space Station and to refine and clarify contractual cross-waivers in NASA agreements involving launch services.

Timetable:

Action	Date	FR Cite
Final Action	07/00/04	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Steven Mirmina, Attorney Advisor, National Aeronautics and Space Administration, NASA Headquarters (Code GS), 300 E Street SW, Washington, DC 20546

Phone: 202 358-0729
Fax: 202 358-4355
Email: steven.a.mirmina@nasa.gov

RIN: 2700-AB51

3509. CODE OF CONDUCT FOR INTERNATIONAL SPACE STATION CREW

Priority: Info./Admin./Other

Legal Authority: 42 USC 2455, 2473, and 2475; 18 USC 799

CFR Citation: 14 CFR 1214, subpart 1214.4

Legal Deadline: None

Abstract: NASA is amending 14 CFR part 1214 by adding subpart 1214.4 to implement certain provisions of the International Space Station Intergovernmental Agreement regarding crew members' observance of a Code of Conduct.

Timetable:

Action	Date	FR Cite
Interim Final Rule Effective	10/01/00	
Interim Final Rule Final Action	12/21/00	65 FR 80302
	07/00/04	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: E. Jason Steptoe, Associate General Counsel, National Aeronautics and Space Administration, Office of General Counsel (Code GS), 300 E Street SW, Washington, DC 20546

Phone: 202 358-2432
Email: jsteptoe@nasa.gov

RIN: 2700-AC40

3510. INVESTIGATION RESEARCH MISCONDUCT

Priority: Info./Admin./Other

Legal Authority: 42 USC 2473

NASA

Final Rule Stage

CFR Citation: 14 CFR 1275

Legal Deadline: None

Abstract: The National Aeronautics and Space Administration (NASA) is issuing its final rule to implement the "Federal Policy on Research Misconduct," issued by the Office of Science and Technology Policy in the Federal Register (FR) on December 6, 2000 (65 FR 76260). This rule sets out the definition of research misconduct, the procedures for investigating allegations of research misconduct and recommending findings, and the procedure for adjudicating and appealing such findings. Findings of research misconduct must be accompanied by recommendations for administrative action by NASA in order to discourage such behavior and ensure the integrity of research funded by NASA.

Timetable:

Action	Date	FR Cite
NPRM	07/25/03	68 FR 43982
NPRM Comment Period End	09/23/03	
Final Action	07/00/04	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Mayra N. Montrose, National Aeronautics and Space Administration, Office of the NASA Chief Scientist, Code AS, 300 E Street SW, Washington, DC 20744
Phone: 202 358-1492
Email: mayra.montrose@nasa.gov

RIN: 2700-AC50

3511. CONTRACTOR ACCESS TO CONFIDENTIAL INFORMATION

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 48 CFR 1809; 48 CFR 1852

Legal Deadline: None

Abstract: The rule amends the NASA FAR Supplement to include policy, guidance, and contract clauses addressing contractor access to sensitive information. This change is in response to the increased use of data management systems and reliance on contractors to support the administrative and technical functions of the Agency. This combination of

factors has resulted in the increased need to release sensitive information generated by the Government or obtained from other contractors to non-Government employees.

Timetable:

Action	Date	FR Cite
NPRM	12/05/03	68 FR 67995
NPRM Comment Period End	02/03/04	
Final Action	07/00/04	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Mr. David Forbes, National Aeronautics and Space Administration, 300 E Street SW, Code GK, Washington, DC 20546
Phone: 202 358-2051
Fax: 202-358-3083

RIN: 2700-AC60

3512. NASA FEDERAL ACQUISITION REGULATION (FAR) SUPPLEMENT—RESEARCH AND DEVELOPMENT ABSTRACTS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 48 CFR 1835; 48 CFR 1852

Legal Deadline: None

Abstract: This rule amends the NASA FAR Supplement to include a requirement for the electronic submission of an abstract of the planned research to be conducted under contract containing research and development effort valued at over \$25,000. This requirement is being established to support NASA's implementation of section 207(g) of the E-Government Act of 2002.

Timetable:

Action	Date	FR Cite
NPRM	10/31/03	68 FR 62048
NPRM Comment Period End	12/31/03	
Final Action	09/00/04	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Tom Sauret, Office of Procurement, Code HK, National Aeronautics and Space Administration, NASA Headquarters, Washington, DC 20546
Phone: 202 358-1068

Email: thomas.e.sauret@nasa.gov

RIN: 2700-AC64

3513. GRANTS AND COOPERATIVE AGREEMENTS—GOVERNMENT PROPERTY REPORT

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 14 CFR 1260

Legal Deadline: None

Abstract: Government property reporting requirements will be amended to revise the date for submission of annual property reports from October 31st to October 15th.

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/03/04	69 FR 5016
Interim Final Rule Comment Period End	04/05/04	
Final Action	07/00/04	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Mr. Lou Becker, Procurement Analyst, National Aeronautics and Space Administration, 300 E Street SW, Code HK, Washington, DC 20546
Phone: 202 358-4593
Email: lou.becker@nasa.gov

RIN: 2700-AC79

3514. DEVELOPMENT WORK FOR INDUSTRY IN NASA WIND TUNNELS

Priority: Info./Admin./Other

Legal Authority: 50 USC 511 to 515; 42 USC 2473(c)(5) and (6)

CFR Citation: 14 CFR 1210

Legal Deadline: None

Abstract: The regulations set forth in 14 CFR 1210 detail the policies and procedures by which NASA makes certain of its wind tunnel facilities available for use in development work by industry. NASA is in the process of updating these regulations to more accurately reflect current accounting policies and operating procedures.

Timetable:

Action	Date	FR Cite
Final Action	10/00/04	

Regulatory Flexibility Analysis Required: No

NASA

Final Rule Stage

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Jay M. Henn,
Director, Research Support Division,
National Aeronautics and Space
Administration, 300 E Street SW, Code
R, Washington, DC 20546
Phone: 202 358-4741
Fax: 202-358-3750
Email: jay.m.henn@nasa.gov

RIN: 2700-AC81

**3515. REISSUANCE OF THE NASA
FEDERAL ACQUISITION REGULATION
(FAR) SUPPLEMENT (NFS) PARTS
1827 TO 1833 CONSISTENT WITH THE
FEDERAL ACQUISITION
REGULATIONS SYSTEM GUIDANCE
AND POLICY IN FAR PART 1**

Priority: Info./Admin./Other

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 48 CFR 1827 to 1833

Legal Deadline: None

Abstract: This rule amends the NASA Far Supplement (NFS) by removing from the CFR those portions of the NFS containing information that does not control the relationship between NASA and contractors or prospective contractors. This change is consistent with the guidance and policy in FAR part 1 regarding what comprises the Federal Acquisition Regulations System and requires publication for public comment. The NFS document will continue to contain both information requiring codification of CFR and internal Agency guidance in a single document that is available on the Internet.

Timetable:

Action	Date	FR Cite
NPRM	03/12/04	69 FR 11828
NPRM Comment Period End	05/11/04	
Final Action	07/00/04	

**Regulatory Flexibility Analysis
Required:** No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Celeste M. Dalton,
Procurement Analyst, National
Aeronautics and Space Administration,
NASA Headquarters (Code HK), 300 E
Street SW, Washington, DC 20546
Phone: 202 358-1645

Email: celeste.m.dalton@nasa.gov

RIN: 2700-AC85

**3516. REISSUANCE OF THE NASA
FEDERAL ACQUISITION REGULATION
SUPPLEMENT (NFS) PARTS 1834 TO
1837, 1839, AND 1841 CONSISTENT
WITH THE FEDERAL ACQUISITION
REGULATIONS SYSTEM GUIDANCE
AND POLICY IN FAR PART 1**

Priority: Info./Admin./Other

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 48 CFR 1834 to 1837;
48 CFR 1839; 48 CFR 1841

Legal Deadline: None

Abstract: This rule amends the NASA Far Supplement (NFS) by removing from the CFR those portions of the NFS containing information that does not control the relationship between NASA and contractors or prospective contractors. This change is consistent with the guidance and policy in FAR part 1 regarding what comprises the Federal Acquisition Regulations System and requires publication for public comment. The NFS document will continue to contain both information requiring codification of CFR and internal Agency guidance in a single document that is available on the Internet.

Timetable:

Action	Date	FR Cite
NPRM	03/31/04	69 FR 16886
NPRM Comment Period End	06/01/04	
Final Action	07/00/04	

**Regulatory Flexibility Analysis
Required:** No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Celeste M. Dalton,
Procurement Analyst, National
Aeronautics and Space Administration,
NASA Headquarters (Code HK), 300 E
Street SW, Washington, DC 20546
Phone: 202 358-1645
Email: celeste.m.dalton@nasa.gov

RIN: 2700-AC86

**3517. REISSUANCE OF THE NASA
FEDERAL ACQUISITION REGULATION
(FAR) SUPPLEMENT (NFS) PARTS
1842 TO 1851 CONSISTENT WITH THE
FEDERAL ACQUISITION
REGULATIONS SYSTEM GUIDANCE
AND POLICY IN FAR PART 1**

Priority: Info./Admin./Other

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 48 CFR 1842 to 1851

Legal Deadline: None

Abstract: This rule amends the NASA Far Supplement (NFS) by removing from the CFR those portions of the NFS containing information that consists of internal Agency guidance that does not control the relationship between NASA and contractors or prospective contractors. This change is consistent with the guidance and policy in FAR part 1 regarding what comprises the Federal Acquisition Regulations System and requires publication for public comment. The NFS document will continue to contain both information requiring codification of CFR and internal Agency guidance in a single document that is available on the Internet.

Timetable:

Action	Date	FR Cite
NPRM	04/22/04	69 FR 21864
NPRM Comment Period End	06/21/04	
Final Action	07/00/04	

**Regulatory Flexibility Analysis
Required:** No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Celeste M. Dalton,
Procurement Analyst, National
Aeronautics and Space Administration,
NASA Headquarters (Code HK), 300 E
Street SW, Washington, DC 20546
Phone: 202 358-1645
Email: celeste.m.dalton@nasa.gov

RIN: 2700-AC87

**3518. • NASA GRANT AND
COOPERATIVE AGREEMENT
HANDBOOK CENTRAL CONTRACTOR
REGISTRATION**

Priority: Info./Admin./Other

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 14 CFR 1260

Legal Deadline: None

Abstract: This final rule amends the NASA Grant and Cooperative

NASA

Final Rule Stage

Agreement Handbook (Handbook) by requiring applicants for grants and cooperative agreements to (1) include their Dunn and Bradstreet, Data Universal Numbering System (DUNS) number in their proposal submissions and (2) requiring registration in the Central Contractor Registration (CCR) database prior to submitting a proposal instead of before award. This change is required to prepare for NASA integration with the interagency portal for grant application submission at <http://www.grants.gov>.

Timetable:

Action	Date	FR Cite
Final Action	07/00/04	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Suzan Moody, National Aeronautics and Space Administration, 300 E Street SW, Code SJ, Washington, DC 20546
Phone: 202 358-0503
Email: smoody@nasa.gov

RIN: 2700-AC95

3519. • REPRESENTATIONS AND CERTIFICATIONS—OTHER THAN COMMERCIAL ITEMS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 48 CFR 1852

Legal Deadline: None

Abstract: This interim rule revises the NASA Federal Acquisition Regulation (FAR) Supplement (NFS) by amending the Offeror Representations and Certifications-Other Than Commercial Items provision used in solicitation for non-commercial simplified acquisitions. This change is required to conform with changes made to the FAR by Federal Acquisition Circulars (FAC) 2001-14 and 2001-19.

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/22/04	69 FR 13260
Interim Final Rule Comment Period End	05/21/04	
Final Action	07/00/04	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Celeste M. Dalton, Procurement Analyst, National Aeronautics and Space Administration, NASA Headquarters (Code HK), 300 E Street SW, Washington, DC 20546
Phone: 202 358-1645
Email: celeste.m.dalton@nasa.gov

RIN: 2700-AC97

3520. • FEDERAL POLICY FOR THE PROTECTION OF HUMAN SUBJECTS, TECHNICAL AMENDMENT

Priority: Info./Admin./Other

Legal Authority: 5 USC 301; 42 USC 289; 42 USC 300v-1(b)

CFR Citation: 14 CFR 1230

Legal Deadline: None

Abstract: This final rule amends the National Aeronautics and Space Administration (NASA) regulations for the protection of human subjects by changing all references to the Office for Protection from Research Risks (OPRR) to the Office of Human Research Protections (OHRP) and revising the footnote at the end of 45 CFR 46.101(i) by deleting the references to research involving fetuses, pregnant women, or human in vitro fertilization and subpart B of 45 CFR part 46. This technical amendment is being made in conjunction with the other Federal departments and agencies that have promulgated the Federal Policy for the Protection of Human Subjects.

Timetable:

Action	Date	FR Cite
Final Action	09/00/04	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Richard S Williams, Chief Medical Officer, National Aeronautics and Space Administration, 300 E Street SW, Code Z, Washington, DC 20546
Phone: 202 358-2390
Fax: 202-358-3349
Email: rwillia3@hq.nasa.gov

RIN: 2700-AC99

3521. • CLAUSES AUTHORIZED FOR USE IN COMMERCIAL ACQUISITION

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 48 CFR 1812

Legal Deadline: None

Abstract: The final rules revises the NASA FAR Supplement (NFS) by removing the NASA specific clause regarding Central Contractor Registration (CCR) from the list of clauses authorized for use in acquisitions of commercial items. The NASA CCR clause was removed from the NFS in a final rule published in the Federal Register on February 3, 2004 (68 FR 5087), however the rule failed to remove the clause from part 1812. This change corrects this omission.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/00/04	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Celeste M. Dalton, Procurement Analyst, National Aeronautics and Space Administration, NASA Headquarters (Code HK), 300 E Street SW, Washington, DC 20546
Phone: 202 358-1645
Email: celeste.m.dalton@nasa.gov

RIN: 2700-AD00

3522. • AVAILABILITY OF AGENCY RECORDS TO MEMBERS OF THE PUBLIC

Priority: Info./Admin./Other

Unfunded Mandates: Undetermined

Legal Authority: 5 USC 552

CFR Citation: 14 CFR 1206; 14 CFR 1206 FR Vol. 65 No. 71 19646

Legal Deadline: None

Abstract: The Agency is amending the FOIA fees imposed, law OMB Uniform FOIA Fee Schedule and Guidelines. These revisions are not intended to change any rights under the FOIA to public accessibility to Agency records. These fee changes are intended to routinely update the Agency ability to assess reasonable charges as allowed by OMB policy.

Timetable:

Action	Date	FR Cite
Final Action	09/00/04	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

NASA

Final Rule Stage

Government Levels Affected: None
Agency Contact: Stephen L. McConnell, NASA FOIA Officer, National Aeronautics and Space Administration, 300 E Street SW, Code P, Washington, DC 20546
 Phone: 202 358-0068
 Fax: 202-358-4345
 Email: smcconne@mail.hq.nasa.gov
RIN: 2700-AD01

CFR Citation: 48 CFR 1871
Legal Deadline: None
Abstract: This final rule revises the NASA FAR Supplement (NFS) by removing part 1871, MidRange Procurement Procedures. The FAR provides contracting officers with broad discretion and flexibility in the source selection process in order to achieve a best value outcome. A separate NASA MidRange process is no longer necessary.

Regulatory Flexibility Analysis Required: No
Government Levels Affected: None
Agency Contact: Celeste M. Dalton, Procurement Analyst, National Aeronautics and Space Administration, NASA Headquarters (Code HK), 300 E Street SW, Washington, DC 20546
 Phone: 202 358-1645
 Email: celeste.m.dalton@nasa.gov

3523. • REMOVAL OF MIDRANGE PROCUREMENT PROCEDURES
Priority: Substantive, Nonsignificant
Legal Authority: 42 USC 2473(c)(1)

Timetable:

Action	Date	FR Cite
Final Action	07/00/04	

RIN: 2700-AD02

National Aeronautics and Space Administration (NASA)

Completed Actions

3524. GOVERNMENT-OWNED CONTRACTOR-OPERATED VEHICLE FLEET MANAGEMENT AND REPORTING
Priority: Substantive, Nonsignificant
CFR Citation: 48 CFR 1801; 48 CFR 1811; 48 CFR 1823; 48 CFR 1851; 48 CFR 1852

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Celeste M. Dalton
 Phone: 202 358-1645
 Email: celeste.m.dalton@nasa.gov
RIN: 2700-AC65

3527. NASA GRANT AND COOPERATIVE AGREEMENT HANDBOOK—INVESTIGATIVE REQUIREMENTS
Priority: Substantive, Nonsignificant
CFR Citation: 14 CFR 1260

Completed:

Reason	Date	FR Cite
Final Action	02/24/04	69 FR 8335

Completed:

Reason	Date	FR Cite
Final Action	01/23/04	69 FR 3235

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Patrick Flynn
 Phone: 202 358-0460
 Fax: 202-358-3083
 Email: pflynn@nasa.gov
RIN: 2700-AC59

3526. GOVERNMENT PROPERTY—INSTRUCTION FOR PREPARING NASA FORM 1018
Priority: Substantive, Nonsignificant
CFR Citation: 48 CFR 1845; 48 CFR 1852

Regulatory Flexibility Analysis Required: No
Government Levels Affected: None
Agency Contact: Suzan Moody
 Phone: 202 358-0503
 Email: smoody@nasa.gov
RIN: 2700-AC74

3525. REISSUANCE OF THE NASA FEDERAL ACQUISITION REGULATION SUPPLEMENT PARTS 1801 TO 1809, 1811, AND 1812 CONSISTENT WITH THE FEDERAL ACQUISITION REGULATIONS SYSTEM GUIDANCE AND POLICY IN FAR PART 1

Completed:

Reason	Date	FR Cite
Interim Final Rule	10/31/03	68 FR 62023
Interim Final Rule Comment Period End	12/30/03	
Final Action	03/31/04	69 FR 16832

3528. NASA GRANT AND COOPERATIVE AGREEMENT HANDBOOK—PUBLIC ACKNOWLEDGEMENTS
Priority: Substantive, Nonsignificant
CFR Citation: 14 CFR 1260

Priority: Info./Admin./Other
CFR Citation: 48 CFR 1801 to 1809; 48 CFR 1811; 48 CFR 1812

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Lou Becker
 Phone: 202 358-4593
 Email: lou.becker@nasa.gov

Completed:

Reason	Date	FR Cite
Final Action	12/02/03	68 FR 67364

Completed:

Reason	Date	FR Cite
NPRM	11/17/03	68 FR 64847
Final Action	04/22/04	69 FR 21761

Regulatory Flexibility Analysis Required: No
Government Levels Affected: None
Agency Contact: Paul D Brundage
 Phone: 202 358-0481
 Email: paul.d.brundage@nasa.gov
RIN: 2700-AC75

NASA

Completed Actions

3529. GOVERNMENTWIDE DEBARMENT AND SUSPENSION (NONPROCUREMENT) AND GOVERNMENTWIDE REQUIREMENTS FOR DRUG-FREE WORKPLACE (GRANTS)

Priority: Substantive, Nonsignificant

CFR Citation: 14 CFR 1265

Completed:

Reason	Date	FR Cite
Final Action	11/26/03	68 FR 66534

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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

Email: paul.d.brundage@nasa.gov

Related RIN: Previously reported as 2700-AC43

RIN: 2700-AC76

3530. GOVERNMENT PROPERTY—QUARTERLY REPORTING

Priority: Substantive, Nonsignificant

CFR Citation: 48 CFR 1845; 48 CFR 1852

Completed:

Reason	Date	FR Cite
Withdrawn	05/10/04	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Lou Becker
Phone: 202 358-4593

Email: lou.becker@nasa.gov

RIN: 2700-AC80

3531. REISSUANCE OF THE NASA FEDERAL ACQUISITION REGULATION (FAR) SUPPLEMENT (NFS) PART 1813 TO 1817 CONSISTENT WITH THE FEDERAL ACQUISITION REGULATIONS SYSTEMS GUIDANCE AND POLICY IN FAR PART 1

Priority: Info./Admin./Other

CFR Citation: 48 CFR 1813 to 1817

Completed:

Reason	Date	FR Cite
NPRM	12/22/03	68 FR 71055
Final Action	04/22/04	69 FR 21763

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Celeste M. Dalton
Phone: 202 358-1645

Email: celeste.m.dalton@nasa.gov

RIN: 2700-AC83

3532. REISSUANCE OF THE NASA FEDERAL ACQUISITION REGULATION (FAR) SUPPLEMENT (NFS) PARTS 1819 AND 1822 TO 1825 CONSISTENT WITH THE FEDERAL ACQUISITION REGULATIONS SYSTEMS GUIDANCE AND POLICY IN FAR PART 1

Priority: Info./Admin./Other

CFR Citation: 48 CFR 1819; 48 CFR 1822 to 1825

Completed:

Reason	Date	FR Cite
NPRM	12/22/03	68 FR 71056
Final Action	04/22/04	69 FR 21764

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Celeste M. Dalton
Phone: 202 358-1645

Email: celeste.m.dalton@nasa.gov

RIN: 2700-AC84

3533. NASA FAR SUPPLEMENT—PROCEDURES FOR NASA HEADQUARTERS PUBLIC ANNOUNCEMENT OF CONTRACT AWARDS

Priority: Info./Admin./Other

CFR Citation: 48 CFR 1805

Completed:

Reason	Date	FR Cite
Withdrawn	05/10/04	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Yolande Harden
Phone: 202 358-1279

Fax: 202-358-3083

Email: yharden@nasa.gov

RIN: 2700-AC89

3534. • CONFORMANCE WITH FACS 01-15 AND 01-14

Priority: Info./Admin./Other

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 48 CFR 1805; 48 CFR 1823; 48 CFR 1825; 48 CFR 1852

Legal Deadline: None

Abstract: This final rule revises the NASA FAR Supplement (NFS) to conform to changes made to the Federal Acquisition Regulation (FAR) by Federal Acquisition Circulars 2001-15 and 2001-14 and to update the designated NASA ombudsman.**Timetable:**

Action	Date	FR Cite
Final Action	10/31/03	68 FR 62022

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Celeste M. Dalton, Procurement Analyst, National Aeronautics and Space Administration, NASA Headquarters (Code HK), 300 E Street SW, Washington, DC 20546
Phone: 202 358-1645

Email: celeste.m.dalton@nasa.gov

RIN: 2700-AC92

3535. • NASA GRANT AND COOPERATIVE AGREEMENT HANDBOOK SYNOPSIS REQUIREMENTS

Priority: Info./Admin./Other

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 14 CFR 1260

Legal Deadline: None

Abstract: This final rule amends the NASA Grant and Cooperative Agreement Handbook (Handbook) by requiring that all NASA announcements of grant and cooperative agreement funding opportunities be electronically posted: <http://www.Fedgrants.gov>, using a standard set of data elements, no later than 3 business days after release of the full announcement. This change implements Office of Management and Budget (OMB) policy directive "Use of Grants.Gov FIND."**Timetable:**

Action	Date	FR Cite
Final Action	02/03/04	69 FR 5015

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

NASA

Completed Actions

Agency Contact: Suzan Moody,
National Aeronautics and Space
Administration, 300 E Street SW, Code
SJ, Washington, DC 20546
Phone: 202 358-0503
Email: smoody@nasa.gov

RIN: 2700-AC93

**3536. • PERFORMANCE PERIOD
LIMITATIONS FOR PROCUREMENT
AWARD INSTRUMENTS**

Priority: Info./Admin./Other

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 48 CFR 1817

Legal Deadline: None

Abstract: This final rule amends the NASA FAR (NFS) by clarifying that the 5-year limitation on contracts applies to all procurement award instruments including agreements, order under a Federal Supply Schedule, or other indefinite deliver/indefinite quantity contracts awarded by other agencies.

Timetable:

Action	Date	FR Cite
Final Action	03/31/04	69 FR 9963

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Eugene Johnson,
Procurement Analyst, National
Aeronautics and Space Administration,
NASA Headquarters (Code HC), 300 E
Street SW, Washington, DC 20546
Phone: 202 358-4703
Fax: 202 358-3220
Email: ejohnson@hq.nasa.gov

RIN: 2700-AC94

**3537. • GRANT AND COOPERATIVE
AGREEMENT ANNOUNCEMENT
MEMORY**

Priority: Info./Admin./Other

Legal Authority: 42 USC 2473(c)(1)

CFR Citation: 14 CFR 1260

Legal Deadline: None

Abstract: This final rule amends the NASA Grant and Cooperative Agreement Handbook by adding a format and numbering scheme to identify announcements of NASA's grants and cooperative agreements.

Timetable:

Action	Date	FR Cite
Final Action	03/31/04	69 FR 16791

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Suzan Moody,
National Aeronautics and Space
Administration, 300 E Street SW, Code
SJ, Washington, DC 20546
Phone: 202 358-0503
Email: smoody@nasa.gov

RIN: 2700-AC98

[FR Doc. 04-11485 Filed 06-25-04; 8:45 am]

BILLING CODE 7510-01-S