



# Federal Register

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**Monday,  
May 5, 2008**

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**Part XIII**

## **General Services Administration**

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**Semiannual Regulatory Agenda**

**GENERAL SERVICES ADMINISTRATION (GSA)**

**GENERAL SERVICES ADMINISTRATION**

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

**48 CFR Chs. 5 and 61**

**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 2007 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>.

Since the fall 2007 edition, the Internet is the basic means for disseminating the Unified Agenda. The complete Unified Agenda will be available online at [www.reginfo.gov](http://www.reginfo.gov), in a format that offers users a greatly enhanced ability to obtain information from the Agenda database.

Because publication in the **Federal Register** is mandated for the regulatory flexibility agendas required by the Regulatory Flexibility Act (5 U.S.C. 602), General Services Administration’s printed agenda entries include only:

(1) Rules that are in the Agency’s regulatory flexibility agenda, in accordance with the Regulatory Flexibility Act, because they are likely to have a significant economic impact

on a substantial number of small entities; and

(2) Any rules that the Agency has identified for periodic review under section 610 of the Regulatory Flexibility Act.

Printing of these entries is limited to fields that contain information required by the Regulatory Flexibility Act’s Agenda requirements. Additional information on these entries is available in the Unified Agenda published on the Internet. In addition, for fall editions of the Agenda, the entire Regulatory Plan will continue to be printed in the **Federal Register**, as in past years, including GSA’s regulatory plan.

**FOR FURTHER INFORMATION CONTACT:** Diedra Wingate, Supervisor, Regulatory Secretariat at (202) 208-4052.

**Dated:** March 11, 2008.

**John F. Phelps,**  
*Chief of Staff,*  
*U.S. General Services Administration.*

**General Services Administration—Long-Term Actions**

Sequence Number	Title	Regulation Identifier Number
251	General Services Administration Acquisition Regulation (GSAR) Case 2005-G501; Federal Agency Retail Pharmacy Program .....	3090-A106
252	General Services Administration Acquisition Regulation (GSAR) Case 2006-G522; Federal Supply Schedule Contracts—Recovery Purchasing by State and Local Governments Through Federal Supply Schedules .....	3090-A132

**General Services Administration (GSA)**

**Long-Term Actions**

**OFFICE OF ACQUISITION POLICY**

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

**Legal Authority:** 40 USC 121(c)

**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

**Agency Contact:** Diedra Wingate, Supervisor, Regulatory Secretariat Division, Office of the Chief

## GSA

## Long-Term Actions

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**RIN:** 3090-AI06

**252. GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION (GSAR) CASE 2006-G522; FEDERAL SUPPLY SCHEDULE CONTRACTS—RECOVERY PURCHASING BY STATE AND LOCAL GOVERNMENTS THROUGH FEDERAL SUPPLY SCHEDULES**

**Legal Authority:** 40 USC 121(c); 40 USC 502(d)

**Abstract:** The rule is amending the General Services Acquisition Regulation (GSAR) to implement section 833 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Pub. L. 109-364). Section 833 amends 40 U.S.C. 502 to authorize the Administrator of General Services to provide to State and local governments the use of Federal Supply Schedules of the GSA for purchase of products and services to be used to facilitate recovery from a major disaster declared by the President or to facilitate recovery from terrorism, or nuclear, biological, chemical, or radiological attack.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	02/01/07	72 FR 4649

Action	Date	FR Cite
Interim Final Rule	04/02/07	
Comment Period		
End		
Final Action	To Be Determined	

**Regulatory Flexibility Analysis**

**Required:** Yes

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**RIN:** 3090-AI32

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