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[FR Doc. E9-119 Filed 1-13-09; 8:45 am]

BILLING CODE 6560-50-P

**DEPARTMENT OF DEFENSE****GENERAL SERVICES  
ADMINISTRATION****NATIONAL AERONAUTICS AND  
SPACE ADMINISTRATION****48 CFR Parts 2, 22, and 52**[FAC 2005-29, Amendment-1; FAR Case  
2007-013; Docket 2008-0001; Sequence 2]

RIN 9000-AK91

**Federal Acquisition Regulation; FAR  
Case 2007-013, Employment Eligibility  
Verification****AGENCIES:** Department of Defense (DoD),  
General Services Administration (GSA),  
and National Aeronautics and Space  
Administration (NASA).**ACTION:** Final rule; delay of effective and  
applicability dates.**SUMMARY:** The Department of Defense,  
General Services Administration, and  
National Aeronautics and Space  
Administration have agreed to delay the  
effective and applicability dates of FAR  
Case 2007-013, Employment Eligibility  
Verification, to January 19, 2009, and  
February 20, 2009, respectively.**DATES: Effective Date:** The effective date  
of FAC 2005-29, the final rule  
amending 48 CFR Parts 2, 22, and 52,  
published in the **Federal Register** on  
November 14, 2008, at 73 FR 67650, is  
delayed January 15, 2009, until January  
19, 2009.**Applicability Date:** The applicability  
date of FAC 2005-29 is delayed until  
February 20, 2009.Contracting officers shall not include  
the new clause at 52.222-54,  
Employment Eligibility Verification, in  
any solicitation or contract prior to the  
applicability date of February 20, 2009.On or after February 20, 2009,  
contracting officers—

- Shall include the clause in solicitations in accordance with the clause prescription at 22.1803; and
- Should modify, on a bilateral basis, existing indefinite-delivery/indefinite-quantity contracts in accordance with FAR 1.108(d)(3) to include the clause for future orders if the remaining period of performance extends beyond August 20, 2009, and the amount of work or number of orders expected under the remaining performance period is substantial.

**FOR FURTHER INFORMATION CONTACT:** The  
FAR Secretariat at (202) 501-4755 for  
further information pertaining to status  
or publication schedule. Please cite FAC  
2005-29 (delay of effective and  
applicability dates).**SUPPLEMENTARY INFORMATION:** This  
document extends to January 19, 2009,  
the effective date of the E-Verify rule, in  
order to comply with the Congressional  
Review Act (5 U.S.C. 801(a)(3)(A)).  
Although this rule was published in the  
**Federal Register** on November 14, 2008  
(73 FR 67650), it was not received by  
Congress until November 19, 2008.  
Because of pending litigation, the  
applicability date for the regulation is  
being extended until February 20, 2009.**Federal Acquisition Circular**Federal Acquisition Circular (FAC)  
2005-29, Amendment-1, is issued under  
the authority of the Secretary of  
Defense, the Administrator of General  
Services, and the Administrator for the  
National Aeronautics and Space  
Administration.The Federal Acquisition Regulation  
(FAR) contained in FAC 2005-29 is  
effective January 19, 2009, and  
applicable February 20, 2009.

Dated: January 9, 2009.

**Linda W. Neilson,***Acting Deputy Director, Defense Procurement  
(Defense Acquisition Regulations System).*

Dated: January 9, 2009.

**David A. Drabkin,***Senior Procurement Executive & Deputy Chief  
Acquisition Officer, U.S. General Services  
Administration.*

Dated: January 9, 2009.

**William P. McNally,***Assistant Administrator for Procurement,  
National Aeronautics and Space  
Administration.*

[FR Doc. E9-651 Filed 1-13-09; 8:45 am]

BILLING CODE 6820-EP-P

**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric  
Administration****50 CFR Part 224**

[Docket No. 071128765-81658-02]

RIN 0648-AW32

**Endangered and Threatened Wildlife  
and Plants; Endangered Status for  
Black Abalone****AGENCY:** National Marine Fisheries  
Service (NMFS), National Oceanic and  
Atmospheric Administration (NOAA),  
Commerce.**ACTION:** Final rule.**SUMMARY:** Following completion of an  
Endangered Species Act (ESA) status  
review for black abalone (*Haliotis  
cracherodii*), we, NOAA's National  
Marine Fisheries Service (NMFS),  
published a proposed rule to list black  
abalone as endangered on January 11,  
2008. After considering public  
comments on the proposed rule, we  
issue this final rule to list black abalone  
as endangered under the ESA. We also  
solicit information relevant to the  
designation of critical habitat for black  
abalone.**DATES:** Effective February 13, 2009.**ADDRESSES:** You may submit  
information by any of the following  
methods:

- Federal Rulemaking Portal:  
[www.regulations.gov](http://www.regulations.gov). Follow the  
instructions for submitting comments.
- Fax: 1-562-980-4027, Attention:  
Melissa Neuman.
- Mail: Submit written information to  
Chief, Protected Resources Division,  
Southwest Region, National Marine  
Fisheries Service, 501 West Ocean  
Blvd., Suite 4200, Long Beach, CA  
90802-4213.

Reference materials regarding this  
determination can be obtained via the  
Internet at: [http://  
www.swr.nmfs.noaa.gov](http://www.swr.nmfs.noaa.gov) (go to "Latest  
News"/"News Archives"/January 2008).  
A request may also be submitted to the  
Assistant Regional Administrator,  
Protected Resources Division,  
Southwest Region, NMFS, 501 West  
Ocean Blvd., Suite 4200, Long Beach,  
CA 90802-4213.**FOR FURTHER INFORMATION CONTACT:**  
Melissa Neuman, NMFS, Southwest  
Region (562) 980-4115; or Lisa  
Manning, NMFS, Office of Protected  
Resources (301) 713-1401.**SUPPLEMENTARY INFORMATION:****Background**Black abalone was added to the  
National Marine Fisheries Service's  
(NMFS') Candidate Species List on June  
23, 1999 (64 FR 33466), and transferred  
to the NMFS' Species of Concern List on  
April 15, 2004 (69 FR 19975). We  
initiated an informal ESA status review  
of black abalone on July 15, 2003, and  
formally announced initiation of a  
status review on October 17, 2006 (71  
FR 61021), at the same time soliciting  
information from the public on the  
status of and threats facing black  
abalone. On December 27, 2006, we  
received a petition from the Center for  
Biological Diversity (CBD) to list black  
abalone as either an endangered or  
threatened species under the ESA and to  
designate critical habitat for the species  
concurrently with any listing