



# Federal Register

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**Monday,  
May 13, 2002**

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**Part XXVI**

**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, 302, 303, and 304**

**48 CFR Ch. 5**

**Spring 2002 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 fall 2001 edition. This agenda was developed under the guidelines in an Office of Management and Budget memorandum, dated February 15, 2002. 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.

**FOR FURTHER INFORMATION CONTACT:**

Rodney P. Lantier, Acquisition Policy Division, (202) 501-2647.

**Dated:** March 19, 2002.

**G. Martin Wagner,**  
*Associate Administrator, Office of Governmentwide Policy.*

**General Services Administration—Proposed Rule Stage**

Sequence Number	Title	Regulation Identification Number
3227	Enforcement of Nondiscrimination on the Basis of Handicap in Federally Assisted Programs .....	3090-AE32
3228	Discrimination Prohibited on the Basis of Age .....	3090-AH46
3229	Nondiscrimination in Programs Receiving Federal Financial Assistance .....	3090-AH47
3230	Nondiscrimination Based on Sex in All Programs and Activities Receiving Federal Surplus Property .....	3090-AH48
3231	Title IX of the Education Amendments Act .....	3090-AH49
3232	Enforcement of Nondiscrimination on the Basis of Handicap in Programs and Activities Conducted by General Services Administration .....	3090-AH59
3233	Telecommunications Management .....	3090-AG03
3234	Sale of Personal Property .....	3090-AH10
3235	Disposition of Seized and Forfeited, Voluntarily Abandoned, and Unclaimed Personal Property .....	3090-AH11
3236	Disposition of Personal Property With Special Handling Requirements .....	3090-AH21
3237	Personal Property Management .....	3090-AH31
3238	Internet GOV Domain .....	3090-AH41

**General Services Administration—Final Rule Stage**

Sequence Number	Title	Regulation Identification Number
3239	GSA Privacy Act .....	3090-AH05
3240	Nondiscrimination on the Basis of Race, Color, National Origin, Handicap, and Age in Programs and Activities Receiving Federal Financial Assistance .....	3090-AH33
3241	Federal Travel Regulation (FTR), Chapter 304 Payment of Travel Expenses From a Non-Federal Source .....	3090-AE19
3242	FTR Interim Rule 7—Income Tax Reimbursement Allowance (ITRA) .....	3090-AG99
3243	General Services Administration Acquisition Regulation; Acquisition of Leasehold Interests in Real Property; Historic Preference .....	3090-AH01
3244	GSAR; Tax Adjustment .....	3090-AH03
3245	Mail Management .....	3090-AH13
3246	Clarification of HUBZone .....	3090-AH17
3247	GSAR; Identification of Energy-Efficient Office Equipment and Supplies Containing Recovered Materials or Other Environmental Attributes .....	3090-AH25
3248	GSAR; Guidance on Electronic Funds Transfer .....	3090-AH30
3249	Centralized Field Reproduction Services .....	3090-AH37
3250	Real Property Policies Update .....	3090-AH45
3251	Change in Consumer Price Index Minimal Value for Foreign Gifts .....	3090-AH53
3252	Federal Property Management Regulations (FPMR) Real Property Policies .....	3090-AH60
3253	Federal Travel Regulation (FTR) Amendment, Miscellaneous Corrections .....	3090-AH61
3254	Pricing Policy for Occupancy in GSA Space .....	3090-AG33

GSA

General Services Administration—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
3255	Prohibited Purchases of Property Sold by GSA .....	3090-AH50
3256	Governmentwide Debarment and Suspension (Nonprocurement) and Governmentwide Requirements for Drug-Free Workplace (Grants) .....	3090-AH35

General Services Administration—Completed Actions

Sequence Number	Title	Regulation Identification Number
3257	Annual Real Property Inventories .....	3090-AG55
3258	Donation of Surplus Personal Property .....	3090-AH20
3259	Federal Travel Regulation (FTR); Maximum Per Diem Rates .....	3090-AH51
3260	Federal Travel Regulation; Maximum Per Diem Rates .....	3090-AH52
3261	Federal Travel Regulation; Privately Owned Vehicle Mileage Reimbursement .....	3090-AH54
3262	Federal Travel Regulation; Relocation Income Tax (RIT) Allowance Tax Tables .....	3090-AH55
3263	Federal Travel Regulation; Maximum Per Diem Rates .....	3090-AH56
3264	Federal Travel Regulation; Using Promotional Materials and Frequent Traveler Programs .....	3090-AH57
3265	Federal Property Management Regulations; General Policies .....	3090-AH58

General Services Administration (GSA)

Proposed Rule Stage

OFFICE OF CIVIL RIGHTS

**3227. 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 102-7

**Legal Deadline:** None

**Abstract:** This rulemaking revises FPMR 101-8.3 in plain language and moves it into the Federal Management Regulation at 102-7. 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	10/00/02	

**Regulatory Flexibility Analysis**

**Required:** Yes

**Small Entities Affected:** Businesses, Governmental Jurisdictions

**Government Levels Affected:** State, Federal

**Agency Contact:** James M. Taylor, Director, Office of Civil Rights, General Services Administration, Washington, DC 20405

Phone: 202 501-3852

Fax: 202 219-3369

**RIN:** 3090-AE32

**3228. DISCRIMINATION PROHIBITED ON THE BASIS OF AGE**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 42 USC 6101 et seq

**CFR Citation:** 41 CFR 101-8.7

**Legal Deadline:** None

**Abstract:** This rulemaking revises FPMR 101-8.7 in plain language and moves 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	10/00/02	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** James M. Taylor, Director, Office of Civil Rights, General Services Administration, Washington, DC 20405

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**RIN:** 3090-AH46

**3229. NONDISCRIMINATION IN PROGRAMS RECEIVING FEDERAL FINANCIAL ASSISTANCE**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 40 USC 476; 42 2000d-1; 20 USC 1681

**CFR Citation:** 41 CFR 101-6; 41 CFR 102-4

**Legal Deadline:** None

**Abstract:** This rulemaking revises FPMR 101-6.2 in plain language and moves 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.

## GSA

## Proposed Rule Stage

**Timetable:**

Action	Date	FR Cite
NPRM	10/00/02	

**Regulatory Flexibility Analysis**

Required: No

**Government Levels Affected:** None**Agency Contact:** James M. Taylor, Director, Office of Civil Rights, General Services Administration, Washington, DC 20405

Phone: 202 501-3852

Fax: 202 219-3369

**RIN:** 3090-AH47**3230. NONDISCRIMINATION BASED ON SEX IN ALL PROGRAMS AND ACTIVITIES RECEIVING FEDERAL SURPLUS PROPERTY****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 476**CFR Citation:** 41 CFR 101-6.2**Legal Deadline:** None**Abstract:** The Office of Civil Rights has no implementing regulation for this provision 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	10/00/02	

**Regulatory Flexibility Analysis**

Required: No

**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** James M. Taylor, Director, Office of Civil Rights, General Services Administration, Washington, DC 20405

Phone: 202 501-3852

Fax: 202 219-3369

**RIN:** 3090-AH48**3231. TITLE IX OF THE EDUCATION AMENDMENTS ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** Not Yet Determined**CFR Citation:** 41 CFR 101-4.100 et seq**Legal Deadline:** None**Abstract:** Final common rule was published August 2000. Needs to be rewritten in plain language, then published for comment, then published

in final. (Needs Department of Justice approval.)

**Timetable:**

Action	Date	FR Cite
NPRM	10/00/02	

**Regulatory Flexibility Analysis**

Required: No

**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** James M. Taylor, Director, Office of Civil Rights, General Services Administration, Washington, DC 20405

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**RIN:** 3090-AH49**3232. • 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 revised and rewritten in plain language.**Timetable:**

Action	Date	FR Cite
NPRM	10/00/02	

**Regulatory Flexibility Analysis**

Required: No

**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** James M. Taylor, Director, Office of Civil Rights, General Services Administration, Washington, DC 20405

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**RIN:** 3090-AH59**OFFICE OF GOVERNMENTWIDE POLICY****3233. TELECOMMUNICATIONS MANAGEMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c); 40 USC 1424(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	
NPRM	08/00/02	

**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, Washington, DC 20405  
Phone: 202 501-0202  
Email: keith.thurston@gsa.gov**RIN:** 3090-AG03**3234. SALE OF PERSONAL PROPERTY****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c)**CFR Citation:** 41 CFR 101-45; 41 CFR 102-38**Legal Deadline:** None**Abstract:** This rulemaking revises FPMR 101-45 to streamline sales requirements and moves it into the Federal Management Regulation at 41 CFR 102-38. The regulation is being rewritten in a plain language, question and answer format to make it easier to use and understand.

## GSA

## Proposed Rule Stage

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/02	

**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** Federal**Agency Contact:** Peter Zuidema, Acting Director, Personal Property Management Policy Division, General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

Phone: 202 501-3846

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Email: peter.zuidema@gsa.gov

**RIN:** 3090-AH10**3235. DISPOSITION OF SEIZED AND FORFEITED, VOLUNTARILY ABANDONED, AND UNCLAIMED PERSONAL PROPERTY****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 484(m)**CFR Citation:** 41 CFR 101-48; 41 CFR 102-41**Legal Deadline:** None**Abstract:** This rulemaking revises FPMR 101-48 and moves it into the Federal Management Regulation at 102-41. The regulation is being rewritten in a plain language, question and answer format to make the regulation easier to use and understand.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/02	

**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** Federal**Agency Contact:** Peter Zuidema, Acting Director, Personal Property Management Policy Division, General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

Phone: 202 501-3846

Fax: 202 501-6742

Email: peter.zuidema@gsa.gov

**RIN:** 3090-AH11**3236. DISPOSITION OF PERSONAL PROPERTY WITH SPECIAL HANDLING REQUIREMENTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c)**CFR Citation:** 41 CFR 101-42; 41 CFR 102-40**Legal Deadline:** None**Abstract:** This rulemaking revises FPMR 101-42 and moves it into the Federal Management Regulation at 102-40. The regulation revises use, handling, and disposal requirements for special categories of personal property. The rule is being rewritten in plain language in a question and answer format.**Timetable:**

Action	Date	FR Cite
NPRM	09/00/02	

**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** State, Federal**Agency Contact:** Peter Zuidema, Acting Director, Personal Property Management Policy Division, General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

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Email: peter.zuidema@gsa.gov

**RIN:** 3090-AH21**3237. PERSONAL PROPERTY MANAGEMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 481; 40 USC 483 to 487**CFR Citation:** 41 CFR 102-35**Legal Deadline:** None**Abstract:** This rulemaking provides a general outline of the policies governing the management of Federal personal property and summarizes the processes provided for in FMR parts 102-36 through 102-42.**Timetable:**

Action	Date	FR Cite
NPRM	09/00/02	

**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** Federal**Agency Contact:** Peter Zuidema, Acting Director, Personal Property Management Policy Division, General Services Administration, Office of Governmentwide Policy, Washington, DC 20405

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**RIN:** 3090-AH31**3238. INTERNET GOV DOMAIN****Priority:** Other Significant**Legal Authority:** sec 205, Federal Property and Admin Services Act of 1949 (40 USC 486(c))**CFR Citation:** 41 CFR 102-173**Legal Deadline:** None**Abstract:** The General Services Administration (GSA) is adding coverage on the Internet GOV Domain to the Federal Management Regulation (FMR). This proposed rule establishes a new FMR part covering the Internet GOV Domain. This proposed rule provides mainly a framework for future Internet GOV Domain policy, but it also establishes policy on naming conventions for U.S. Government registration of domain names, located in subpart B of the new part.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/02	

**Regulatory Flexibility Analysis Required:** No**Small Entities Affected:** No**Government Levels Affected:** State, Local**Agency Contact:** Marion A. Royal, Policy Advisor, General Services Administration, Washington, DC 20405

Phone: 202 208-4643

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Email: marion.royal@gsa.gov

**RIN:** 3090-AH41

## General Services Administration (GSA)

Final Rule Stage

**OFFICE OF THE CHIEF PEOPLE  
OFFICER****3239. GSA PRIVACY ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c)**CFR Citation:** 41 CFR 105**Legal Deadline:** None

**Abstract:** This rulemaking updates GSA's privacy policy and procedures and provides current organizational citations, privacy-related responsibilities, and the names and addresses of persons to contact concerning the GSA Privacy Act Program and systems of records.

**Timetable:**

Action	Date	FR Cite
Final Action	12/00/02	

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

**Agency Contact:** Jinaita Kanarchuk, General Services Administration, Information Management Division (CAI), Office of the Chief People Officer, Washington, DC 20405  
Phone: 202 501-1452  
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**RIN:** 3090-AH05**OFFICE OF CIVIL RIGHTS****3240. NONDISCRIMINATION ON THE BASIS OF RACE, COLOR, NATIONAL ORIGIN, HANDICAP, AND AGE IN PROGRAMS AND ACTIVITIES RECEIVING FEDERAL FINANCIAL ASSISTANCE****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 794; 42 USC 2000d to 2000d-7; 42 USC 6101 to 6107; EO 12250**CFR Citation:** 41 CFR 101-6; 41 CFR 101-8**Legal Deadline:** None

**Abstract:** This rulemaking proposes to amend the FPMR to implement title VI of the Civil Rights Act of 1964 (title VI), section 504 of the Rehabilitation Act of 1972 (section 504), and the Age Discrimination Act of 1975 (Age Discrimination Act). Together, these statutes prohibit discrimination on the basis of race, color, national origin,

disability, and age in programs or activities that receive Federal financial assistance. GSA's proposed rulemaking was published as part of a joint notice of proposed rulemaking involving up to 24 agencies.

**Timetable:**

Action	Date	FR Cite
NPRM	12/06/00	65 FR 76460
NPRM Comment Period End	01/05/01	
Final Action	08/00/02	
Final Action Effective	09/00/02	

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

**Agency Contact:** James M. Taylor, Director, Office of Civil Rights, General Services Administration, Washington, DC 20405  
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**RIN:** 3090-AH33**OFFICE OF GOVERNMENTWIDE  
POLICY****3241. FEDERAL TRAVEL REGULATION (FTR), CHAPTER 304 PAYMENT OF TRAVEL EXPENSES FROM A NON-FEDERAL SOURCE****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 5701 to 5709; 31 USC 1353; 40 USC 486(c)**CFR Citation:** 41 CFR 301-1; 41 CFR 304-1**Legal Deadline:** None

**Abstract:** This amendment finalizes the interim rule governing the acceptance of payment for travel, subsistence, and related expenses from a non-Federal source. This rule supersedes Interim Rule 4, published at 57 FR 53283, November 9, 1992, with request for comments. The economic impact of this amendment is favorable on all Federal agencies.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule Effective	10/30/89	
Interim Final Rule	12/28/89	54 FR 53321
Interim Final Rule 3 Effective	03/06/91	
Interim Final Rule 3	03/08/91	56 FR 9878

Action	Date	FR Cite
Interim Final Rule 3 Comment Period End	05/07/91	
Interim Final Rule 4	11/09/92	57 FR 53283
Interim Final Rule 4 Effective	12/09/92	
Interim Final Rule 4 Comment Period End	01/08/93	
NPRM	05/04/01	66 FR 22491
NPRM Comment Period End	07/03/01	
Final Action	12/00/02	

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

**Agency Contact:** Timothy J. Burke, Director, Travel Management Policy Division, Office of Governmentwide Policy, General Services Administration, Washington, DC 20405  
Phone: 202 501-1538  
Fax: 202 501-0349  
Email: timothy.burke@gsa.gov

**RIN:** 3090-AE19**3242. FTR INTERIM RULE 7—INCOME TAX REIMBURSEMENT ALLOWANCE (ITRA)****Priority:** Other Significant**Legal Authority:** 5 USC 5707**CFR Citation:** 41 CFR 301-11**Legal Deadline:** None

**Abstract:** This rulemaking amended the FTR to add authority to implement sections of the Travel and Transportation Reform Act of 1998, which authorize Federal agencies to reimburse Federal, State, and local income taxes incurred as a result of long-term official travel. It also allows for the reimbursement of penalty and interest payments due to incorrect withholdings by the employee's agency for tax years 1993 and 1994.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule Effective	01/01/93	
Interim Final Rule	06/18/99	64 FR 32812
Interim Final Rule Comment Period End	08/17/99	
Final Action	04/00/02	

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

## GSA

## Final Rule Stage

**Agency Contact:** Timothy J. Burke, Director, Travel Management Policy Division, Office of Governmentwide Policy, General Services Administration, Washington, DC 20405  
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Fax: 202 501-0349  
Email: timothy.burke@gsa.gov

**RIN:** 3090-AG99

### 3243. GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION; ACQUISITION OF LEASEHOLD INTERESTS IN REAL PROPERTY; HISTORIC PREFERENCE

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 40 USC 486(c)

**CFR Citation:** 48 CFR 552

**Legal Deadline:** None

**Abstract:** This rulemaking updates GSAR clause 552.270-4, Historic Preference, that is used in the acquisition of leasehold interests. E.O. 13006 requires that Federal agencies give first consideration to historic properties within historic districts. If no such property is suitable, then Federal agencies shall consider other developed or undeveloped sites within historic districts. Federal agencies shall then consider historic properties outside of historic districts, if no suitable site within a district exists. As a result of the requirements of the E.O., 552.270-4 will be revised to establish the order of precedence.

**Timetable:**

Action	Date	FR Cite
NPRM	06/30/99	64 FR 35122
NPRM Comment Period End	08/30/99	
Second NPRM	10/19/01	66 FR 53193
NPRM Comment Period End	12/18/01	
Final Action	04/00/02	

**Regulatory Flexibility Analysis Required:** No

**Government Levels Affected:** Federal

**Agency Contact:** Rodney P. Lantier, Director, Regulatory Secretariat (MVRs), Office of Governmentwide Policy, General Services Administration, Washington, DC 20405  
Phone: 202 501-2647  
Fax: 202 501-4067

**RIN:** 3090-AH01

### 3244. GSAR; TAX ADJUSTMENT

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 40 USC 486(c)

**CFR Citation:** 48 CFR 552

**Legal Deadline:** None

**Abstract:** This rulemaking establishes a provision at GSAR 552.270-74, 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	04/00/02	

**Regulatory Flexibility Analysis Required:** No

**Government Levels Affected:** Federal

**Agency Contact:** Rodney P. Lantier, Director, Regulatory Secretariat (MVRs), Office of Governmentwide Policy, General Services Administration, Washington, DC 20405  
Phone: 202 501-2647  
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**RIN:** 3090-AH03

### 3245. MAIL MANAGEMENT

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 40 USC 486(c); 44 USC 2904; PL 94-575, sec 2

**CFR Citation:** 41 CFR 101-9; 41 CFR 102-192

**Legal Deadline:** None

**Abstract:** This rulemaking revises FPMR 101-9 and moves it into the Federal Management Regulation at 102-192. The new rule, rewritten in plain language, establishes 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; (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.

**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	04/00/02	

**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, Washington, DC 20405  
Phone: 202 208-7928  
Fax: 202 501-6742  
Email: henry.maury@gsa.gov

**RIN:** 3090-AH13

### 3246. CLARIFICATION OF HUBZONE

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 40 USC 486(c)

**CFR Citation:** 48 CFR 519; 48 CFR 552

**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
Final Action	09/00/02	

**Regulatory Flexibility Analysis Required:** No

**Government Levels Affected:** Federal

**Agency Contact:** Rodney P. Lantier, Director, Regulatory Secretariat (MVRs), Office of Governmentwide Policy, General Services Administration, Washington, DC 20405  
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**RIN:** 3090-AH17

GSA

Final Rule Stage

**3247. GSAR; IDENTIFICATION OF ENERGY-EFFICIENT OFFICE EQUIPMENT AND SUPPLIES CONTAINING RECOVERED MATERIALS OR OTHER ENVIRONMENTAL ATTRIBUTES****Priority:** Other Significant**Legal Authority:** 40 USC 486(c)**CFR Citation:** 48 CFR 538; 48 CFR 552**Legal Deadline:** None

**Abstract:** This rulemaking would amend the GSAR for consistency with the proposed FAR revision of energy conservation regulations and President Clinton's issuance of E.O. 13123 on efficient energy management.

**Timetable:**

Action	Date	FR Cite
NPRM	07/18/00	65 FR 44508
NPRM Comment Period End	09/18/00	
Final Action	07/00/02	

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

**Agency Contact:** Rodney P. Lantier, Director, Regulatory Secretariat (MVRS), Office of Governmentwide Policy, General Services Administration, Washington, DC 20405  
Phone: 202 501-2647  
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**RIN:** 3090-AH25**3248. GSAR; GUIDANCE ON ELECTRONIC FUNDS TRANSFER****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c)**CFR Citation:** 48 CFR 532; 48 CFR 552**Legal Deadline:** None

**Abstract:** This rulemaking establishes procedures for implementing the Debt Collection Improvement Act of 1996 in accordance with Department of Treasury rules at 31 CFR part 208 and OMB Prompt Payment Act rules at 5 CFR 1315. To comply with these rules, GSA must collect specific vendor information. 5 CFR 1315.9(b) requires a proper invoice to include the Taxpayer Identification Number (TIN) and banking information for electronic funds transfer, unless agency procedures provide otherwise. GSA will require the TIN on each invoice but will enter banking information on

the GSA Form 300 in lieu of requiring it on the invoice.

**Timetable:**

Action	Date	FR Cite
Final Action	12/00/02	

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

**Agency Contact:** Rodney P. Lantier, Director, Regulatory Secretariat (MVRS), Office of Governmentwide Policy, General Services Administration, Washington, DC 20405  
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**RIN:** 3090-AH30**3249. • CENTRALIZED FIELD REPRODUCTION SERVICES****Priority:** Info./Admin./Other**Legal Authority:** 41 CFR 101-5.2**CFR Citation:** 41 CFR 101-5.2**Legal Deadline:** None

**Abstract:** In January of 1998, all GSA reproduction facilities were transferred to the Defense Automated Printing Service (DAPS), Department of Defense (DoD), thereby transferring the GSA mission of providing reproduction services for customer agencies. As a result, the contents of Federal Property Management Regulation (FPMR) 101-5.2 (41 CFR 101-5.2), Centralized Field Reproduction Services, will be removed from the FPMR. Any future regulation regarding GSA's involvement in centralized field reproduction services will be issued in the Federal Management Regulation (FMR).

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/02	

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

**Agency Contact:** Theodore Dale Freed, Associate Director, Printing and Forms Management Services, Office of Communications (XA), General Services Administration, Washington, DC 20405  
Phone: 202 501-0492  
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**RIN:** 3090-AH37**3250. REAL PROPERTY POLICIES UPDATE****Priority:** Other Significant**Legal Authority:** 40 USC 486(c)**CFR Citation:** 41 CFR 102-71 to 41 CFR 102-83**Legal Deadline:** None

**Abstract:** Final Rule FMR parts 102-71 to 102-82 was published in the Federal Register on January 18, 2001, and was effective on January 18, 2001. The completion of that regulatory action initiates the start of a new initiative entitled "Real Property Policies Update." The goal of this new initiative is to amend FMR parts 102-71 to 102-82 to complete the transfer of policy from the FPMR to the FMR and to update policies, such as location of space policy, outleasing policy, historic preservation/E.O. 13006 policy, and security policy. This regulatory action will also create a separate part, FMR part 102-83, to deal specifically with the updated location of space policy.

**Timetable:**

Action	Date	FR Cite
Final Action	05/00/02	
Final Action Effective	05/00/02	

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

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**RIN:** 3090-AH45**3251. • CHANGE IN CONSUMER PRICE INDEX MINIMAL VALUE FOR FOREIGN GIFTS****Priority:** Substantive, Nonsignificant**Legal Authority:** sec 205(c), 63 Stat (40 USC 486(c)); sec 515, 91 Stat 862 (5 USC 7342)**CFR Citation:** 41 CFR 102-42**Legal Deadline:** None

**Abstract:** Public Law 95-105 requires that at 3-year intervals following January 1, 1981, minimal value be redefined by the Administrator of General Services, after consultation

## GSA

## Final Rule Stage

with Secretary of State, to reflect changes in the Consumer Price Index for the immediately preceding 3-year period.

**Timetable:**

Action	Date	FR Cite
Final Action	05/00/02	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Federal

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**RIN:** 3090-AH53

### 3252. • FEDERAL PROPERTY MANAGEMENT REGULATIONS (FPMR) REAL PROPERTY POLICIES

**Priority:** Other Significant

**Legal Authority:** 40 USC 486(c)

**CFR Citation:** 41 CFR 101-6; 41 CFR 101-18; 41 CFR 101-19; 41 CFR 101-20; 41 CFR 101-33; ...

**Legal Deadline:** None

**Abstract:** The General Services Administration is transferring coverage on real property policies to the Federal Management Regulation (FMR). A final rule published in the Federal Register at 66 FR 5358 (January 18, 2001), moved many of the real property policies to the FMR. This final rule completes the transfer by removing all FPMR coverage on real property policies and providing cross references to direct readers to the coverage in the FMR.

**Timetable:**

Action	Date	FR Cite
Final Action	05/00/02	
Final Action Effective	05/00/02	

**Regulatory Flexibility Analysis Required:** No

**Government Levels Affected:** Federal

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**RIN:** 3090-AH60

### 3253. • FEDERAL TRAVEL REGULATION (FTR) AMENDMENT, MISCELLANEOUS CORRECTIONS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 5 USC 5701 et seq.; 20 USC 905(a); 31 USC 1353

**CFR Citation:** 41 CFR 300; 41 CFR 301; 41 CFR 302

**Legal Deadline:** None

**Abstract:** This final rule amends the Federal Travel Regulation (FTR) to clarify various provisions of chapters 300, 301, and 302 regarding temporary duty (TDY) travel and relocation allowances and makes certain grammatical corrections where applicable.

**Timetable:**

Action	Date	FR Cite
Final Action	10/00/02	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Federal

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**RIN:** 3090-AH61

## PUBLIC BUILDINGS SERVICE

### 3254. PRICING POLICY FOR OCCUPANCY IN GSA SPACE

**Priority:** Other Significant

**Legal Authority:** sec 210(j), Fed Prop and Admin Services Act of 1949, as amended (40 USC 490(j))

**CFR Citation:** 41 CFR 102-85

**Legal Deadline:** None

**Abstract:** The General Services Administration (GSA) is revising the Federal Property Management Regulations (FPMR) by moving 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 interim rule establishes the pricing policy guidance for Occupancy Agreements between GSA and the customer agencies. It also governs intra-governmental pricing of space and services.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	05/08/01	66 FR 23169
Interim Final Rule Effective	05/08/01	
Interim Final Rule Comment Period End	07/09/01	
Final Action	07/00/02	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Federal

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**RIN:** 3090-AG33

General Services Administration (GSA)

Long-Term Actions

OFFICE OF GENERAL COUNSEL

**3255. PROHIBITED PURCHASES OF PROPERTY SOLD BY GSA**

**Priority:** Info./Admin./Other

**Legal Authority:** 5 USC 7301; 5 CFR 2635.105; 5 CFR 2635.702; 5 CFR 2635.703

**CFR Citation:** 5 CFR 2635.105; 5 CFR 2635.702; 5 CFR 2635.703

**Legal Deadline:** None

**Abstract:** Under the current regulation at 5 CFR 6701.103, GSA employees (and their spouses and minor children) are prohibited from purchasing for themselves or others any personal or real property being sold by GSA. This regulation supplemented the prohibition on the use of public office for private gain at 5 CFR 2635.702 and the prohibition on the use of nonpublic information at 5 CFR 2635.703. GSA believes that the current prohibition at section 6701.103 for all GSA employees, their spouses, and minor children is unnecessarily broad and that the prohibition should be extended only to those employees where the possibility of using public office or nonpublic information for private gain exists or where the possibility of the appearance of a conflict of interest occurs. For that reason, GSA is retaining but liberalizing this provision,

so as to allow the purchase by GSA employees of property sold by GSA, except for those GSA employees who personally and substantially participate in, or have official responsibility for, the sale of real and personal property.

**Timetable:** Next Action Undetermined

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

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**RIN:** 3090-AH50

OFFICE OF GOVERNMENTWIDE POLICY

**3256. GOVERNMENTWIDE DEBARMENT AND SUSPENSION (NONPROCUREMENT) AND GOVERNMENTWIDE REQUIREMENTS FOR DRUG-FREE WORKPLACE (GRANTS)**

**Priority:** Other Significant

**Legal Authority:** EO 12549 (2/18/86); 41 USC 701 et seq.; 40 USC 486(c)

**CFR Citation:** 41 CFR 105

**Legal Deadline:** None

**Abstract:** Rewrites current rule into plain language, question and answer format and clarifies ambiguities in existing rules.

**Timetable:**

Action	Date	FR Cite
NPRM	01/23/02	67 FR 3344
NPRM Comment Period End	03/25/02	

Next Action Undetermined

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** State, Federal

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**RIN:** 3090-AH35

General Services Administration (GSA)

Completed Actions

**3257. ANNUAL REAL PROPERTY INVENTORIES**

**Priority:** Other Significant

**CFR Citation:** 41 CFR 101-3; 41 CFR 102-84

**Completed:**

Reason	Date	FR Cite
Interim Final Rule	11/02/01	66 FR 55593
Interim Final Rule Effective	11/02/01	
Interim Final Rule Comment Period End	01/02/02	
Final Action	03/14/02	67 FR 11424
Final Action Effective	03/14/02	

**Regulatory Flexibility Analysis**

**Required:** No

**Government Levels Affected:** Federal

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**RIN:** 3090-AG55

**3258. DONATION OF SURPLUS PERSONAL PROPERTY**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 41 CFR 101-44; 41 CFR 102-37

**Completed:**

Reason	Date	FR Cite
Final Action	01/18/02	67 FR 2583
Final Action Effective	01/18/02	

**Regulatory Flexibility Analysis**

**Required:** No

**Government Levels Affected:** State, Federal

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**RIN:** 3090-AH20

**3259. FEDERAL TRAVEL REGULATION (FTR); MAXIMUM PER DIEM RATES**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 41 CFR 300; 41 CFR 301

**Completed:**

Reason	Date	FR Cite
Final Action Effective	10/01/01	
Final Action	12/27/01	66 FR 66794

**Regulatory Flexibility Analysis**

**Required:** No

**Government Levels Affected:** Federal

**Agency Contact:** Timothy J. Burke

## GSA

## Completed Actions

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### 3260. • FEDERAL TRAVEL REGULATION; MAXIMUM PER DIEM RATES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 5 USC 5701 to 5709

**CFR Citation:** 41 CFR 301

**Legal Deadline:** None

**Abstract:** Public Law 99-234 (99 Stat. 1756), January 2, 1986, provides the Administrator of General Services with authority to establish maximum per diem rates for travel within the continental United States (CONUS). Properties in high cost travel areas are under no obligation to provide lodging to Federal travelers at the per diem rate. Thus, the General Services Administration established the Federal Premier Lodging Program (FPLP) to contract directly with properties in high cost travel markets to make available a set number of rooms to Federal travelers at contract rates. FPLP contract results, along with the lodging survey data are integrated together to determine reasonable per diem rates that more accurately reflect lodging costs in these areas.

**Timetable:**

Action	Date	FR Cite
Final Action Effective	01/01/02	
Final Action	01/15/02	67 FR 1899

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Federal

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**RIN:** 3090-AH52

### 3261. • FEDERAL TRAVEL REGULATION; PRIVATELY OWNED VEHICLE MILEAGE REIMBURSEMENT

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 5 USC 5707(b)

**CFR Citation:** 41 CFR 301-10.300

**Legal Deadline:** None

**Abstract:** Pursuant to 5 U.S.C. 5707(b), the Administrator of General Services has the responsibility to establish the privately owned vehicle (POV) mileage reimbursement rates. Separate rates are set for airplanes, automobiles (including trucks), and motorcycles. In order to set these rates, GSA is required to conduct periodic investigations, in consultation with the Secretaries of Defense and Transportation, and representatives of Government employee organizations, of the cost of travel and the operation of POVs to employees while engaged on official business. As required, GSA conducted an investigation of the costs of operating a POV and reported the results to Congress.

**Timetable:**

Action	Date	FR Cite
Final Action	01/15/02	67 FR 1902
Final Action Effective	01/21/02	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Federal

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**RIN:** 3090-AH54

### 3262. • FEDERAL TRAVEL REGULATION; RELOCATION INCOME TAX (RIT) ALLOWANCE TAX TABLES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 5 USC 5738; 20 USC 905(a); EO 11609; 36 FR 13747; 3 CFR, 1971 to 1975 Comp, p 586

**CFR Citation:** 3 CFR 1971 to 1975 Comp, p 586

**Legal Deadline:** None

**Abstract:** The Federal, State, and Puerto Rico tax tables for calculating the relocation income tax (RIT) allowance must be updated yearly to reflect changes in Federal, State, and Puerto Rico income tax brackets and rates. The Federal, State, and Puerto Rico tax tables contained in this rule are for calculating the 2002 RIT allowance to be paid to relocating Federal employees.

**Timetable:**

Action	Date	FR Cite
Final Action Effective	01/01/02	
Final Action	02/01/02	67 FR 4923

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Federal

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**RIN:** 3090-AH55

### 3263. • FEDERAL TRAVEL REGULATION; MAXIMUM PER DIEM RATES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 5 USC 5702 to 5709

**CFR Citation:** 41 CFR 301

**Legal Deadline:** None

**Abstract:** Public Law 99-234 (99 Stat. 1756), January 2, 1986, provides the Administrator of General Services with authority to establish maximum per diem rates for travel within the continental United States (CONUS). Properties in high cost travel areas are under no obligation to provide lodging to Federal travelers at the per diem rate. Thus, the General Services Administration established the Federal Premier Lodging Program (FPLP) to contract directly with properties in high cost travel markets to make available a set number of rooms to Federal travelers at contract rates. FPLP contract results along with the lodging survey data are integrated together to determine reasonable per diem rates that more accurately reflect lodging costs in these areas.

**Timetable:**

Action	Date	FR Cite
Final Action Effective	02/15/02	
Final Action	02/19/02	67 FR 7283

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Federal

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## GSA

## Completed Actions

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**3264. • FEDERAL TRAVEL REGULATION; USING PROMOTIONAL MATERIALS AND FREQUENT TRAVELER PROGRAMS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 5 USC 5707; 31 USC 1353

**CFR Citation:** 41 CFR 301

**Legal Deadline:** None

**Abstract:** Federal Travel Regulation (FTR), chapter 301 is being amended. Chapter 301-53, Using Promotional Materials and Frequent Traveler Programs, is a part of the revisions being made to chapter 301 of the FTR.

**Timetable:**

Action	Date	FR Cite
Final Action	04/12/02	67 FR 17946
Final Action Effective	04/12/02	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Federal

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**RIN:** 3090-AH57

**3265. • FEDERAL PROPERTY MANAGEMENT REGULATIONS; GENERAL POLICIES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** sec 205(c), 63 Stat 390; 40 USC 486(c)

**CFR Citation:** 41 CFR 101-25

**Legal Deadline:** None

**Abstract:** This final rule amends the Federal Property Management Regulations (FPMR), part 101-25, to remove those provisions requiring that promotional benefits, including

frequent flyer miles earned on official travel, are the property of the Government. On December 28, 2001, the President signed into law a provision that Federal employees may retain such promotional items for personal use.

**Timetable:**

Action	Date	FR Cite
Final Action	04/11/02	67 FR 17650
Final Action Effective	04/11/02	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Federal

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**RIN:** 3090-AH58

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