

FOR FURTHER INFORMATION CONTACT: Ms. Beverly Fayson at (202) 501-4755, General Services Administration, FAR Secretariat, Washington, DC 20405.

Corrections

1. At 59 FR 67012, Dec. 28, 1994, first column, in the last sentence of Item XVII "or" should read "of".

52.241-6 [Corrected]

2. On page 67024, in the first column, in section 52.241-6(b)(2), last line, a " " should follow "than".

3. On page 67038, in the third column, under **SUMMARY**, in the sixth line from the top "alternate" should read "alternat".

22.602-2 [Corrected]

4. On page 67039, in the first column, under 22.602-2(b), in the tenth line from the bottom of the paragraph "speciality" should read "specialty".

5. On page 67039, in the third column, under **Background**, in the second line from the top "eliminates" should read "eliminate".

52.234-1 [Corrected]

6. On page 67048, in the center column, in the title of the clause at 52.234-1 the date "Feb. 1995" should read "Dec. 1994".

C. Allen Olson,

Director, Office of Federal Acquisition Policy, General Services Administration.

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DEPARTMENT OF DEFENSE

48 CFR Part 226

Defense Federal Acquisition Regulation Supplement; Preference for Local Residents

AGENCY: Department of Defense (DoD).

ACTION: Interim rule with request for comments.

SUMMARY: The Director of Defense Procurement has issued an interim rule amending the Defense Federal Acquisition Regulation Supplement (DFARS) to permit contracting officers to consider, as a factor in source selection, the extent to which offerors plan to hire local residents in the performance of contracts that support

the closure or alignment of a military installation.

DATES: Effective date: January 26, 1995.

Comment date: Comments on the interim rule should be submitted in writing to the address shown below on or before April 3, 1995, to be considered in the formulation of the final rule.

ADDRESSES: Interested parties should submit written comments to: Defense Acquisition Regulations Council, Attn: LTC Edward King, PDUSD (A&T) DP (DAR), IMD 3D139, 3062 Defense Pentagon, Washington DC 20301-3062. Telefax number (703) 602-0350. Please cite DFARS Case 94-D315 in all correspondence related to this issue.

FOR FURTHER INFORMATION CONTACT: LTC Edward King, (703) 602-0131.

SUPPLEMENTARY INFORMATION:

A. Background

Section 817 of the Fiscal Year 1995 Defense Authorization Act (Pub. L. 103-337) authorizes the Secretary of Defense to give preference to entities that plan to hire local residents, when entering into contracts for services to be performed at a military installation that is affected by closure or alignment under a base closure law. DFARS Subpart 226.71 is amended to permit contracting officers to use this preference in the award of contracts for base closure activities.

B. Regulatory Flexibility Act

The interim rule is not expected to have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*, because the rule only applies to acquisitions that support the closure or realignment of a military installation. An initial regulatory flexibility analysis has therefore not been performed. Comments are invited from small businesses and other interested parties. Comments from small entities concerning the affected subpart will be considered in accordance with Section 610 of the Act. Such comments must be submitted separately and cite DFARS Case 94-D315 in correspondence.

C. Paperwork Reduction Act

The Paperwork Reduction Act does not apply because the rule does not impose any information collection

requirements which require the approval of the Office of Management and Budget under 44 U.S.C. 3501, *et seq.*

D. Determination To Issue an Interim Rule

A determination has been made under the authority of the Secretary of Defense to issue this rule as an interim rule. Compelling reasons exist to promulgate this rule as an interim rule without prior opportunity for public comment because it is necessary to authorize contracting officers to use the preference permitted by Section 817 of Pub. L. 103-337. However, comments received in response to this interim rule will be considered in formulating the final rule.

List of Subjects in 48 CFR Part 226

Government procurement.

Claudia L. Naugle,

Deputy Director, Defense Acquisition Regulations Council.

Therefore, 48 CFR part 226 is amended as follows:

1. The authority citation for 48 CFR part 226 continues to read as follows:

Authority: 41 U.S.C. 421 and 48 CFR chapter 1.

PART 226—OTHER SOCIOECONOMIC PROGRAMS

2. Section 226.7100 is revised to read as follows:

226.7100 Scope of subpart.

This subpart implements Section 2912 of the Fiscal Year 1994 Defense Authorization Act (Pub. L. 103-160) and Section 817 of the Fiscal Year 1995 Defense Authorization Act (Pub. L. 103-337).

3. Section 226.7104 is added to read as follows:

226.7104 Other considerations.

Contracting officers shall consider including, as a factor in source selection, the extent to which offerors specifically identify and commit, in their proposals, to a plan to hire residents of the vicinity of the military installation that is being closed or realigned.

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