

provides that no funds available to DoD may be provided by contract or contract modification, nor may contract payments be made, to an institution of higher education that has a policy of denying or that effectively prevents the Secretary of Defense from obtaining for military recruiting purposes—

(A) Entry to campuses or access to students on campuses; or

(B) Access to directory information pertaining to students. (See 209.470.)

(iii) Pursuant to 10 U.S.C. 983, no funds may be obligated by contract or contract modification to an institution of higher education that has an anti-ROTC policy. (See 209.470.)

[FR Doc. 96-12766 Filed 5-20-96; 8:45 am]

BILLING CODE 5000-04-M

**48 CFR Part 242**

[DFARS Case 96-D007]

**Defense Federal Acquisition Regulation Supplement; Direct Submission of Vouchers to Disbursing Office**

AGENCY: Department of Defense (DOD).

ACTION: Final rule.

**SUMMARY:** The Director of Defense Procurement is amending the Defense Federal Acquisition Regulation Supplement (DFARS) to allow the contract auditor to authorize direct submission of interim vouchers for provisional payment to the disbursing office, for contractors with approved billing systems.

**EFFECTIVE DATE:** May 21, 1996.

**FOR FURTHER INFORMATION CONTACT:** Rick Laysner, PDUSD(A&T)DP(DAR), IMD 3D139, 3062 Defense Pentagon, Washington, DC 20301-3062. Telefax (703) 602-0350. Please cite DFARS Case 96-D007.

**SUPPLEMENTARY INFORMATION:**

**A. Background**

This final rule amends DFARS 242.803 to reduce unnecessary review and approval, by the contract auditor, of interim vouchers for provisional payment under DoD contracts.

**B. Regulatory Flexibility Act**

This final rule does not constitute a significant DFARS revision within the meaning of FAR 1.501 and Public Law 98-577 and publication for public comment is not required. Therefore, the Regulatory Flexibility Act does not apply. However, comments from small entities concerning the affected DFARS subpart will be considered in accordance with 5 U.S.C. 610. Such

comments should cite DFARS Case 96-D007 in correspondence.

**C. Paperwork Reduction Act**

This rule does not impose any new information collection requirements which require the approval of the Office of Management and Budget under 44 U.S.C. 3501, et seq.

**List of Subjects in 48 CFR Part 242**

Government procurement.

Michele P. Peterson,

*Executive Editor, Defense Acquisition Regulations Council.*

Therefore, 48 CFR Part 242 is amended as follows:

**PART 242—CONTRACT ADMINISTRATION**

1. The authority citation for 48 CFR Part 242 continues to read as follows:

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

2. Section 242.803 is amended by redesignating paragraphs (b)(i)(C) and (b)(i)(D) as paragraphs (b)(i)(D) and (b)(i)(E), respectively, and by adding a new paragraph (b)(i)(C) to read as follows:

**242.803 Disallowing costs after incurrence.**

\* \* \* \* \*

(b) \* \* \*

(i) \* \* \*

(C) Authorizing direct submission of interim vouchers for provisional payment to the disbursing office for contractors with approved billing systems.

\* \* \* \* \*

[FR Doc. 96-12765 Filed 5-20-96; 8:45 am]

BILLING CODE 5000-04-M

**DEPARTMENT OF TRANSPORTATION**

**Office of the Secretary**

**49 CFR Parts 37 and 38**

[Docket No. 49658]

RIN 2105-AC13

**Transportation for Individuals With Disabilities**

AGENCY: Department of Transportation (DOT), Office of the Secretary.

ACTION: Final rule.

**SUMMARY:** The Department is amending several provisions of its rules implementing the Americans with Disabilities Act (ADA). Some of the changes are being made in response to petitions received by the Department.

The first change will ensure that the rule treats independent private schools similarly to other schools. The second change will apply the same gap standard to high speed automated guideway transit (AGT) systems as is applied to other rapid and light rail systems. The third petition granted in this rule will give local jurisdictions more discretion with respect to advance reservation systems for paratransit services. However, the Department is withdrawing a proposal that would have permitted transit authorities to determine that certain bus stops may be designated as non-accessible stops.

This rule will also make six amendments that derive from the Department's own proposals. The first will decrease the paperwork burden of producing annual paratransit plan updates once the paratransit system reaches full compliance with ADA regulations. The second will clarify a visitor's eligibility for paratransit services. The third will clarify the vehicle acquisition requirements for private entities not primarily engaged in the business of transporting people. The fourth amendment will remove "inability to comply" as a condition of gaining a determination of equivalent facilitation. The final two amendments will eliminate confusion in a cross reference within the regulation and correct a typographical error. The Department has concluded that no change is warranted in the regulatory definition of a personal care attendant.

**EFFECTIVE DATE:** This final rule is effective June 20, 1996.

**FOR FURTHER INFORMATION CONTACT:** Robert C. Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, 400 7th Street, SW., Room 10424, Washington, DC 20590. (202) 366-9306 (voice); (202) 755-7687 (TDD); or Richard Wong, Office of Chief Counsel, Federal Transit Administration, same street address, Room 9316. (202) 366-4011.

**SUPPLEMENTARY INFORMATION:**

**I. Introduction**

The Department published its notice of proposed rulemaking (NPRM) on the issues covered by this rule on July 21, 1994. The NPRM included proposed amendments that were petitioned for by the public on which the Department took no initial position and proposals that the Department generated internally. The Department received over 275 comments on the NPRM, most of which came from individuals with disabilities, organizations representing them and transit authorities. Additional