

contract directly for services up to the simplified acquisition threshold per project after written review by GSA. Agencies contracting directly must provide GSA with complete documentation of the scope of work and contract specifications at the time of submission. Each project shall include appropriate reviews by the regional safety staff. If contracting for security systems, agencies must submit the design work for regional Federal Protective Service Division review. Agencies shall be responsible for inspecting and certifying satisfactory completion of the ordered work. All work must conform to GSA fire and safety standards. GSA at anytime has the authority to make inspections and require correction if the project is found not in compliance with GSA reviews or fire and safety standards. As-built drawings must be submitted to GSA's buildings manager within 30 days of completion of the work.

Dated: December 13, 1996.

David J. Barram,

Acting Administrator.

[FR Doc. 97-420 Filed 1-7-97; 8:45 am]

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DEPARTMENT OF DEFENSE

48 CFR Part 216

[DFARS Case 96-D327]

Defense Federal Acquisition Regulation Supplement; MILCON—Environmental Restoration

AGENCY: Department of Defense (DoD).

ACTION: Final rule.

SUMMARY: The Director of Defense Procurement is amending the Defense Federal Acquisition Regulation Supplement (DFARS) to add an exception to the restriction on the use of cost-plus-fixed-fee contracts for military construction. The exception applies to contracts for environmental restoration at installations that are being closed or realigned where payments are made from a Base Realignment and Closure Account.

EFFECTIVE DATE: January 8, 1997.

FOR FURTHER INFORMATION CONTACT:

Ms. Amy Williams, PDUSD (A&T) DP (DAR), IMD 3D139, 3062 Defense Pentagon, Washington, DC 20301-3062. Telephone (703) 602-0131. Telefax (703) 602-0350. Please cite DFARS Case 96-D327 in all correspondence related to this case.

SUPPLEMENTARY INFORMATION:

A. Background

This final rule amends DFARS 216.306 to implement Section 101 of the Fiscal Year 1997 Military Construction Appropriations Act (Public Law 104-196). Section 101 continues to restrict the use of cost-plus-fixed-fee contracts for military construction, but provides an exception for contracts for environmental restoration at installations that are being closed or realigned where payments are made from a Base Realignment and Closure Account.

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 consent is not required. 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-D327 in correspondence.

C. Paperwork Reduction Act

The Paperwork Reduction Act does not apply because this final rule does not impose any new recordkeeping, information collection requirements, or collections of information from offerors, contractors, or members of the public that 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 216

Government procurement.

Michele P. Peterson,

Executive Editor, Defense Acquisition Regulations Council.

Therefore, 48 CFR Part 216 is amended as follows:

PART 216—TYPES OF CONTRACTS

1. The authority citation for 48 CFR Part 216 continues to read as follows:

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

2. Section 216.306 is revised to read as follows:

216.306 Cost-plus-fixed-fee contracts.

(c) *Limitations.*

(i) Except as provided in paragraph (c)(ii) of this section, annual military construction appropriations acts prohibit the use of cost-plus fixed-fee contracts that—

(A) Are funded by a military construction appropriations act;

(B) Are estimated to exceed \$25,000; and

(C) Will be performed within the United States, except Alaska.

(ii) The prohibition in paragraph (c)(i) of this section does not apply—

(A) To contracts for environmental restoration at an installation that is being closed or realigned where payments are made from a Base Realignment and Closure Account; or

(B) To contracts specifically approved in writing, setting forth the reasons therefore, in accordance with the following:

(1) The Secretaries of the military departments are authorized to approve such contracts that are for environmental work only, provided the environmental work is not classified as construction, as defined by 10 U.S.C. 2801.

(2) The Secretary of Defense or designee must approve such contracts are not for environmental work only or are for environmental work classified as construction.

[FR Doc. 97-381 Filed 1-7-97; 8:45 am]

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48 CFR Part 239

[DFARS Case 96-D017]

Defense Federal Acquisition Regulation Supplement; Information Technology Management Reform Act (ITMRA)

AGENCY: Department of Defense (DoD).

ACTION: Interim rule with request for comment.

SUMMARY: The Director of Defense Procurement is amending the Defense Federal Acquisition Regulation Supplement (DFARS) to revise guidance regarding the acquisition of information technology, for conformance with recent amendments to the Federal Acquisition Regulation.

DATES: Effective date: January 8, 1997

Comment date: Comments on the interim rule should be submitted in writing to the address shown below on or before March 10, 1997, to be considered in the formulation of the final rule.

ADDRESSES: Interested parties should submit written comments to: Defense Acquisition Regulations Council, Attn: Mr. Michael Mutty, PDUSD (A&T) DP (DAR), IMD 3D139, 3062 Defense Pentagon, Washington, DC 20301-3062. Telefax (703) 602-0350. Please cite DFARS Case 96-D017 in all correspondence related to this case.

FOR FURTHER INFORMATION CONTACT: Mr. Michael Mutty, telephone (703) 602-0131.