

3062 Defense Pentagon, Washington, DC 20301-3062. Telephone (703) 602-0326; telefax (703) 602-0350. Please cite DFARS Case 99-D306.

**SUPPLEMENTARY INFORMATION:**

**A. Background**

This final rule amends DFARS 219.702 to implement Section 817 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106-65). Section 817 amends Section 834(e) of the National Defense Authorization Act for Fiscal Years 1990 and 1991 (Public Law 101-189; 15 U.S.C. 637 note) to extend the termination date of the DoD test program for negotiation of comprehensive small business subcontracting plans from September 30, 2000, to September 30, 2005.

This rule was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

**B. Regulatory Flexibility Act**

This final rule does not constitute a significant revision within the meaning of FAR 1.501 and Public Law 98-577 and publication for public comment is not required. However, DoD will consider comments from small entities concerning the affected DFARS subpart in accordance with 5 U.S.C. 610. Such comments should cite DFARS Case 99-D306.

**C. Paperwork Reduction Act**

The Paperwork Reduction Act does not apply because the rule does not contain any information collection requirements 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 219**

Government procurement.

**Michele P. Peterson,**

*Executive Editor, Defense Acquisition Regulations Council.*

Therefore, 48 CFR Part 219 is amended as follows:

1. The authority citation for 48 CFR Part 219 continues to read as follows:

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

**PART 219—SMALL BUSINESS PROGRAMS**

**219.702 [Amended]**

2. Section 219.702 is amended as follows:

- a. In paragraph (a) introductory text by revising the phrase "requires the DoD" to read "requires DoD"; and
- b. In paragraph (a)(i)(A)(1) by removing the number "2000" and adding in its place the number "2005".

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**DEPARTMENT OF DEFENSE**

**48 CFR Parts 219 AND 226**

[DFARS Case 99-D305]

**Defense Federal Acquisition Regulation Supplement; Contract Goal for Small Disadvantaged Businesses and Certain Institutions of Higher Education**

**AGENCY:** Department of Defense (DoD).

**ACTION:** Final rule.

**SUMMARY:** The Director of Defense Procurement has issued a final rule amending the Defense Federal Acquisition Regulation Supplement (DFARS) to implement Section 808 of the National Defense Authorization Act for Fiscal Year 2000. Section 808 provides for a 3-year extension of the percentage goal for contract awards to small disadvantaged businesses and certain institutions of higher education.

**EFFECTIVE DATE:** November 18, 1999.

**FOR FURTHER INFORMATION CONTACT:** Ms. Susan Schneider, Defense Acquisition Regulations Council, PDUSD(AT&L)DP(DAR), IMD 3D139, 3062 Defense Pentagon, Washington, DC 20301-3062. Telephone (703) 602-0326; telefax (703) 602-0350. Please cite DFARS Case 99-D305.

**SUPPLEMENTARY INFORMATION:**

**A. Background**

This final rule amends DFARS 219.000 and 226.7000 to implement Section 808 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106-65). Section 808 amends 10 U.S.C. 2323, which establishes a goal for DoD to award 5 percent of contract and subcontract dollars to small disadvantaged business concerns, historically black colleges and universities, and minority institutions. 10 U.S.C. 2323 previously contained a termination date of September 30, 2000. Section 808 extends the termination date to September 30, 2003.

This rule was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

**B. Regulatory Flexibility Act**

This final rule does not constitute a significant revision within the meaning of FAR 1.501 and Public Law 98-577 and publication for public comment is not required. However, DoD will consider comments from small entities concerning the affected DFARS subparts in accordance with 5 U.S.C. 610. Such comments should cite DFARS Case 99-D305.

**C. Paperwork Reduction Act**

The Paperwork Reduction Act does not apply because the rule does not contain any information collection requirements 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 Parts 219 and 226**

Government procurement.

**Michele P. Peterson,**

*Executive Editor, Defense Acquisition Regulations Council.*

Therefore, 48 CFR Parts 219 and 226 are amended as follows:

1. The authority citation for 48 CFR Parts 219 and 226 continues to read as follows:

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

**PART 219—SMALL BUSINESS PROGRAMS**

**219.000 [Amended]**

2. Section 219.000 is amended in the introductory text by removing the number "2000" and adding in its place the number "2003".

**PART 226—OTHER SOCIOECONOMIC PROGRAMS**

**226.7000 [Amended]**

3. Section 226.7000 is amended in paragraphs (a) and (b) by removing the number "2000" and adding in its place the number "2003".

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