

**SUMMARY:** The Under Secretary of Defense (Acquisition, Technology, and Logistics) is waiving the limitation of 10 U.S.C. 2534 for certain defense items produced in the United Kingdom (UK). 10 U.S.C. 2534 limits DoD procurement of certain items to sources in the national technology and industrial base. The waiver will permit procurement of items enumerated from sources in the UK, unless otherwise restricted by statute.

**EFFECTIVE DATE:** This waiver is effective for one year, beginning August 19, 2000.

**FOR FURTHER INFORMATION CONTACT:** Mr. Michael Mutty, OUSD (AT&L), Director of Defense Procurement, Foreign Contracting, Room 3C762, 3060 Defense Pentagon, Washington, DC 20301-3060, telephone (703) 697-9353.

**SUPPLEMENTARY INFORMATION:** Subsection (a) of 10 U.S.C. 2534 provides that the Secretary of Defense may procure the items listed in that subsection only if the manufacturer of the item is part of the national technology and industrial base. Subsection (i) of 10 U.S.C. 2534 authorizes the Secretary of Defense to exercise the waiver authority in subsection (d), on the basis of the applicability of paragraph (2) or (3) of that subsection, only if the waiver is made for a particular item listed in subsection (a) and for a particular foreign country. Subsection (d) authorizes a waiver if the Secretary determines that application of the limitation "would impede the reciprocal procurement of defense items under a memorandum of understanding providing for reciprocal procurement of defense items" and if he determines that "that country does not discriminate against defense items produced in the United States to a greater degree than the United States discriminates against defense items produced in that country." The Secretary of Defense has delegated the waiver authority of 10 U.S.C. 2534(d) to the Under Secretary of Defense (Acquisition, Technology, and Logistics).

DoD has a reciprocal procurement Memorandum of Understanding (MOU) with the UK that was signed on December 13, 1994.

The Under Secretary of Defense (Acquisition, Technology, and Logistics) finds that the UK does not discriminate against defense items produced in the United States to a greater degree than the United States discriminates against defense items produced in the UK, and also finds that application of the limitation in 10 U.S.C. 2534 against defense items produced in the UK would impede the reciprocal

procurement of defense items under the MOU.

Under the authority of 10 U.S.C. 2534, the Under Secretary of Defense (Acquisition, Technology, and Logistics) has determined that application of the limitation of 10 U.S.C. 2534(a) to the procurement of any defense item produced in the UK that is listed below would impede the reciprocal procurement of defense items under the MOU with the UK.

On the basis of the foregoing, the Under Secretary of Defense (Acquisition, Technology, and Logistics) is waiving the limitation in 10 U.S.C. 2534(a) for procurements of any defense item listed below that is produced in the UK. This waiver applies only to the limitations in 10 U.S.C. 2534(a). It does not apply to any other limitation, including sections 8016 and 8067 of the DoD Appropriations Act for Fiscal Year 2000 (Public Law 106-79). This waiver applies to procurement under solicitations issued during the period from August 19, 2000, to August 18, 2001. Similar waivers were granted for the period from August 4, 1998, to August 3, 2000 (63 FR 38815, July 20, 1998, and 64 FR 38896, July 20, 1999). For contracts entered into prior to August 4, 1998, this waiver applies to procurements of the defense items listed below under—

(1) Subcontracts entered into during the period from August 19, 2000, to August 18, 2001, provided the prime contract is modified to provide the Government adequate consideration such as lower cost or improved performance; and

(2) Options that are exercised during the period from August 19, 2000, to August 18, 2001, if the option prices are adjusted for any reason other than the application of the waiver, and if the contract is modified to provide the Government adequate consideration such as lower cost or improved performance.

#### **List of Items to Which This Waiver Applies**

1. Air circuit breakers.
2. Welded shipboard anchor and mooring chain with a diameter of four inches or less.
3. Gyrocompasses.
4. Electronic navigation chart systems.
5. Steering controls.
6. Pumps.
7. Propulsion and machinery control systems.
8. Totally enclosed lifeboats.

9. Ball and roller bearings.

**Michele P. Peterson,**

*Executive Editor, Defense Acquisition Regulations Council.*

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**BILLING CODE 5000-04-M**

## **DEPARTMENT OF DEFENSE**

### **Department of the Air Force**

#### **Public Meeting With the Community College of the Air Force Board of Visitors To Review and Discuss Academic Policies and Issues Relative to the Operation of the College**

**AGENCY:** Department of the Air Force, DoD.

**ACTION:** Notice of Meeting.

**SUMMARY:** The Community College of the Air Force (CCAF) Board of Visitors will hold a meeting to review and discuss academic policies and issues relative to the operation of the college. Agenda items include a review of the operations of the CCAF and an update on the activities of the CCAF Policy Council.

Members of the public who wish to make oral or written statements at the meeting should contact First Lieutenant Matthew M. Groleau, Designated Federal Officer for the Board, at the address below no later than 4 p.m. on November 1, 2000. Please mail or electronically mail all requests. Telephone requests will not be honored. The request should identify the name of the individual who will make the presentation and an outline of the issues to be addressed. A minimum of 35 copies of the presentation materials must be given to First Lieutenant Matt Groleau no later than 3 days prior to the time of the board meeting for distribution. Visual aids must be submitted to First Lieutenant Matt Groleau on a 3½-inch computer disk in Microsoft PowerPoint format no later than 4 p.m. on November 1, 2000 to allow sufficient time for virus scanning and formatting of the slides.

**DATES:** The meeting will be held on Wednesday, November 15, 2000 at 8 a.m. on the First Floor Conference Room, Air University, 130 West Maxwell Boulevard, Maxwell Air Force Base, Alabama 36112.

**FOR FURTHER INFORMATION CONTACT:** First Lieutenant Matt Groleau, 334-953-7322, Community College of the Air Force, 130 West Maxwell Boulevard, Maxwell Air Force Base, Alabama,

36112-6613, or through electronic mail at [matthew.groleau@maxwell.af.mil](mailto:matthew.groleau@maxwell.af.mil).

**Janet A. Long,**

*Air Force Federal Register Liaison Officer.*  
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## DEPARTMENT OF DEFENSE

### Department of the Air Force

#### Revised Performance Review Boards List of 2000 Members

Below is a revised list of individuals who are eligible to serve on the Performance Review Boards for the Department of the Air Force in accordance with the Air Force Senior Executive Appraisal and Awards System.

#### Secretariat

Mr. Ronald L. Orr  
Maj Gen James E. Sherrard III  
Mr. Frank Tuck  
Mr. Gary M. Erickson  
Ms. Susan A. O'Neal  
Mr. Harlan G. Wilder  
Air Staff and "Others"  
Mr. William A. Davidson  
Mr. Gene L. Hathenbruck  
Maj Gen Larry Northington  
Mr. James C. Barone  
Ms. Mary Lou Keener  
Mr. Anthony J. DeLuca  
Air Force Materiel Command  
Lt Gen Charles H. Coolidge, Jr.  
Brig Gen Wilber D. Pearson, Jr.  
Mr. Harry E. Schulte  
Ms. Cathlynn B. Sparks  
Mr. Gregory W. Den Herder

**Janet A. Long,**

*Air Force Federal Register Liaison Officer.*  
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## DEPARTMENT OF DEFENSE

### Department of the Army

#### Proposed Mandatory Use of USBank's PowerTrack System by DOD Freight Carriers

**AGENCY:** Military Traffic Management Command, DoD.

**ACTION:** Notice.

**SUMMARY:** The Military Traffic Management Command (MTMC), as the Department of Defense (DOD) Traffic Manager for surface and surface intermodal traffic management services, proposes the mandatory use of PowerTrack as a transaction and payment system for all DOD freight carriers.

**DATES:** Comments must be submitted on or before October 3, 2000. Proposed effective dates for mandatory use of PowerTrack are: November 30, 2000 for air (includes small package express freight shipments), barge, pipeline, rail and sealift carriers, and December 31, 2000, or all Guaranteed Traffic carriers.

**ADDRESSES:** Comments may be sent as follows: by fax: 703-428-3397 attn: Jerome Colton by e-mail: [coltonj@mtmc.army.mil](mailto:coltonj@mtmc.army.mil) by mail or courier to: Headquarters, Military Traffic Management Command, ATTN: MTOP-MRM (Jerome Colton), Hoffman Building II, 200 Stovall Street, Alexandria, VA 22332-5000.

**FOR FURTHER INFORMATION CONTACT:** Mr. Jerome Colton at 703-428-2384, e-mail [moneypennyk@mtmc.army.mil](mailto:moneypennyk@mtmc.army.mil).

**SUPPLEMENTARY INFORMATION:** A notice announcing the DOD Management Reform Memorandum #15 (MRM15) directed reengineering of the DOD transportation documentation and financial processes was published in the **Federal Register**, Vol. 64, No. 14, p. 3488, Friday, Jan 22, 1999. Through a joint effort, the DOD transportation and financial communities, in conjunction with the commercial transportation industry, have developed an electronic acquisition and payment process, which uses commercial documentation to procure and pay for transportation services. Over the past three years, DOD, in conjunction with the commercial transportation industry, has taken several major steps toward adopting transportation industry commercial practices. Specifically, the DOD is eliminating government unique documentation, including freight Government Bills of Lading and military manifests for commercial Sealift movement. Several prototypes have been conducted with commercial carriers. These prototypes tested the reengineered process in a demanding but controlled environment. Based on the success of the prototypes, Dr. John J. Hamre, Deputy Secretary of Defense, directed the implementation of PowerTrack service for commercial transportation of freight movements within the United States, worldwide air movements, and Sealift intermodal service. PowerTrack, a product of US Bank, Inc., is an online payment and transaction system that is projected to reduce the payment cycle from an average of 60 days to 3 days from notification that service has been performed. PowerTrack effectively supports up-front pricing, facilitates the exchange of electronic information between shipper and carrier, and provides an automated payment and

reconciliation tool. These changes will streamline procedures, reduce paperwork, and eliminates the need for Government payment centers dedicated to paying transportation services.

PowerTrack is now being used for the majority of DOD's freight shipments both in terms of number of shipments and in terms of dollar value. Today over 300 commercial carriers utilize PowerTrack. These carriers haul approximately 95% of DOD's freight traffic. Based on the success of the MRM 15 reengineering initiative, DOD wishes to expedite implementation of PowerTrack to all commercial carriers doing business with DOD. Accordingly, it is proposed that effective November 30, 2000, all remaining carriers, to include, air express, air freight, barge, pipeline, rail and sealift carriers wishing to transport freight for the DOD must have an agreement with US Bank and be PowerTrack certified for the electronic payment of commercial transportation services. It is important that interested carriers begin the PowerTrack signup process by calling US Bank at 1-800-417-1844. Additional information on PowerTrack is available at [www.usbank.com/powertrack](http://www.usbank.com/powertrack).

If the proposed schedule implementing mandatory use of PowerTrack is adopted, the following actions will be taken effective:

November 30, 2000—For all carriers in the categories listed above that are not PowerTrack capable, their voluntary and negotiated rate tenders on file will be placed in a nonuse status. Carriers with non-binding contracts will not be used for DOD freight movements. MTMC will work with carries to modify those contracts that do not contain the PowerTrack requirement in an effort to meet the November 30, 2000 implementation date.

December 31, 2000—For carriers participating in Guaranteed Traffic (GT) movements, carriers that are not PowerTrack capable will not be considered for GT awards beyond this date. Carriers that are not PowerTrack capable but are currently performing under GT awards will be allowed to continue performance until expiration of the contract period. MTMC may, with the carrier's agreement, extend a GT award if required for operational reasons. Only those carriers that are PowerTrack certified will be eligible for the extension of Guaranteed awards after December 31, 2000.

#### Regulatory Flexibility Act

This change is not considered rule making within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601-612.