

provides, the location of the information deleted.

(c) *Denials of requests.* If the NEH makes a determination to deny a request in any respect, the NEH will also notify the requester in writing of:

(1) The name and title or position of the person responsible for the denial;

(2) A brief statement of the reason(s) for the denial, including any FOIA exemption applied by the NEH in denying the request;

(3) An estimate of the volume of records or information withheld, if applicable, although such an estimate is not required if the volume is otherwise indicated through deletion on the records disclosed in part, or if providing such an estimate would harm an interest protected by an applicable exemption;

(4) The requester's right to seek dispute resolution services from NEH's FOIA Public Liaison or the Office of Government Information Services; and

(5) A statement that the requester may appeal the denial under § 1171.10 and a description of the requirements to appeal.

■ 5. Amend § 1171.10 by revising paragraph (a) to read as follows:

**§ 1171.10 Administrative appeals.**

(a) You may appeal a denial of your request for NEH records (except NEH OIG records) and/or FCAH records to The Deputy Chairman, National Endowment for the Humanities, 400 7th Street SW., Room 4053, Washington, DC 20506. You may also send your appeal to the NEH General Counsel by facsimile at 202-606-8600, by email at *gencounsel@neh.gov*, or through the NEH's electronic FOIA request system, which is available on the NEH Web site at *www.neh.gov*. For a denial of your request for OIG records, you may appeal by facsimile at 202-606-8329, by email at *oig@neh.gov* or by mail to The Inspector General, National Endowment for the Humanities, 400 7th Street SW., Room 2200, Washington, DC 20506. Your appeal must be in writing and received by NEH within ninety (90) days of the date of the letter denying your request in whole or in part. Your appeal letter must clearly identify the NEH decision that you are appealing and contain the tracking number, if assigned. You should clearly mark your appeal letter and envelope "Freedom of Information Act Appeal."

\* \* \* \* \*

■ 6. Amend § 1171.11 by revising paragraph (d)(3) to read as follows:

**§ 1171.11 Fees.**

\* \* \* \* \*

(d) \* \* \*

(3) If NEH fails to comply with the FOIA's time limits in which to respond to a request, it may not charge search fees, or, in the instances of requests from requesters described in paragraphs (b)(4) through (6) of this section, may not charge duplication fees, except as described in paragraphs (d)(3)(i) through (iii) of this section.

(i) If NEH has determined that unusual circumstances, as defined by the FOIA, apply and NEH has provided timely written notice to the requester in accordance with the FOIA, a failure to comply with the time limit shall be excused for an additional ten (10) working days.

(ii) If NEH has determined that unusual circumstances, as defined by the FOIA, apply and more than 5,000 pages are necessary to respond to the request, NEH may charge search fees, or, in the case of requesters described in paragraphs (b)(4) through (6) of this section, may charge duplication fees, provided NEH provided timely written notice of unusual circumstances to the requester in accordance with the FOIA and NEH discussed with the requester via written mail, email, or telephone (or made not less than three good-faith attempts to do so) how the requester could effectively limit the scope of the request in accordance with 5 U.S.C. 552(a)(6)(B)(ii).

(iii) If a court has determined that exceptional circumstances exist, as defined by the FOIA, a failure to comply with the time limits shall be excused for the length of time provided by the court order.

\* \* \* \* \*

Dated: December 23, 2016.

**Elizabeth Voyatzis,**  
*Deputy General Counsel.*

[FR Doc. 2016-31521 Filed 12-30-16; 8:45 am]

**BILLING CODE 7536-01-P**

**FEDERAL MARITIME COMMISSION**

**46 CFR Part 502**

[Docket No. 16-08]

RIN 3072-AC64

**Rules of Practice and Procedure; Presentation of Evidence in Commission Proceedings; Correction**

**AGENCY:** Federal Maritime Commission.  
**ACTION:** Final rule; correction.

**SUMMARY:** This document contains a correction to the effective date of the final rule published in the **Federal Register** of December 22, 2016, concerning Presentation of Evidence in Commission Proceedings.

**DATES:** Effective on January 27, 2017.

**FOR FURTHER INFORMATION CONTACT:** Rachel E. Dickon, Assistant Secretary, Federal Maritime Commission, 800 North Capitol Street NW., Washington, DC 20573-0001, Phone: (202) 523-5725, Email: *secretary@fmc.gov*.

**SUPPLEMENTARY INFORMATION:** The final rule published on December 22, 2016, 81 FR 93831, contained an incorrect effective date due to a typographical error. The correct effective date is January 27, 2017.

**Corrections**

In FR Rule Doc. 2016-30745, in the **Federal Register** of December 22, 2016 (81 FR 93831), the following correction is made:

1. On page 93831, in the first column, in the **DATES** section, correct "January 27, 2016" to read "January 27, 2017."

**Rachel E. Dickon,**  
*Assistant Secretary.*

[FR Doc. 2016-31412 Filed 12-30-16; 8:45 am]

**BILLING CODE 6731-AA-P**

**GENERAL SERVICES ADMINISTRATION**

**48 CFR Part 504**

[GSAR Change 80; GSAR Case 2016-G508; Docket No. 2016-0020; Sequence No. 1]

RIN 3090-AJ80

**General Services Administration Acquisition Regulation (GSAR); Update Contract Reporting Responsibilities**

**AGENCY:** Office of Acquisition Policy, General Services Administration (GSA).  
**ACTION:** Final rule.

**SUMMARY:** The General Services Administration (GSA) is amending the General Services Administration Acquisition Regulation (GSAR) to remove the section regarding contract reporting in the Federal Procurement Data System (FPDS) and to add a nonregulatory section in the General Services Acquisition Manual (GSAM).

**DATES:** *Effective:* January 3, 2017.

**FOR FURTHER INFORMATION CONTACT:** Ms. Janet Fry, Procurement Analyst, at 703-605-3167, for clarification of content. For information pertaining to status or publication schedules, contact the Regulatory Secretariat Division at 202-501-4755. Please cite GSAR Case 2016-G508.

**SUPPLEMENTARY INFORMATION:**

**I. Discussion of Changes**

In accordance with FAR section 4.604, the GSA Senior Procurement

Executive, in coordination with the head of contracting activities, established internal procedures to monitor contractual actions entered into FPDS by the GSA acquisition workforce. The internal GSA procedures were incorrectly published in the GSAR. Therefore the GSA is amending the GSAR to remove section 504.604 regarding the internal processes for reporting and reviewing the accuracy of contract actions reported.

The internal GSA procedures will be established as a nonregulatory section in the GSAM and communicated to the GSA acquisition workforce through a GSA internal policy letter (*i.e.*, GSA Order). Even though the GSAM guidance is not included with the regulatory changes of this rule, it will be publicly available on <https://www.acquisition.gov/?q=browsegsam>.

## II. Public Comments Not Required

41 U.S.C. 1707, Publication of proposed regulations, applies to the publication of the General Services Administration Acquisition Regulation. Paragraph (a)(1) of the statute requires that a procurement policy, regulation, procedure or form (including amendment or modification thereof) must be published for public comment if it has either a significant effect beyond the internal operating

procedures of the agency issuing the policy, regulation, procedure, or form or has a significant cost or administrative impact on contractor or offerors. This final rule is not required to be published for public comment, because there is no affect beyond internal operating procedures, nor does the rule impact contractors or offerors.

## III. Executive Order 12866 and 13563

Executive Orders (E.O.s) 12866 and 13563 direct agencies to assess all costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety effects, distributive impacts, and equity). E.O. 13563 emphasizes the importance of quantifying both costs and benefits, of reducing costs, of harmonizing rules, and of promoting flexibility. This is not a significant regulatory action and, therefore, was not subject to review under section 6(b) of Executive Order 12866, Regulatory Planning and Review, dated September 30, 1993. This rule is not a major rule under 5 U.S.C. 804.

## IV. Regulatory Flexibility Act

The Regulatory Flexibility Analysis does not apply to this rule because this

final rule does not constitute a significant GSAR revision and 41 U.S.C. 1707 does not require publication for public comment.

## V. Paperwork Reduction Act

This final rule does not contain any information collection that requires additional approval of the Office of Management and Budget under the Paperwork Reduction Act (44 U.S.C. Chapter 35).

## List of Subjects in 48 CFR Part 504

Government procurement.

Dated: December 23, 2016.

**Nicholas West,**

*Acting Senior Procurement Executive, Acting Director, Office of Acquisition Policy, Office of Governmentwide Policy.*

Therefore, GSA is amending 48 CFR part 504 as set forth below:

## PART 504—ADMINISTRATIVE MATTERS

- 1. The authority citation for 48 CFR part 504 continues to read as follows:

**Authority:** 40 U.S.C. 121(c).

### 504.604 [Removed]

- 2. Remove section 504.604.

[FR Doc. 2016–31529 Filed 12–30–16; 8:45 am]

**BILLING CODE 6820–EP–P**