

September 29, 2020, DoD published in the **Federal Register** at 85 FR 60918 a final rule titled “Treatment of Certain Items as Commercial Items (DFARS Case 2019–D029)” that included this change; however, the revision is not reflected in the eCFR. This amendment corrects the eCFR.

#### List of Subjects in 48 CFR Parts 212 and 252

Government procurement.

**Jennifer D. Johnson,**  
*Regulatory Control Officer, Defense Acquisition Regulations System.*

Therefore, 48 CFR parts 212 and 252 are amended as follows:

- 1. The authority citation for 48 CFR parts 212 and 252 continues to read as follows:

**Authority:** 41 U.S.C. 1303 and 48 CFR chapter 1.

#### PART 212—ACQUISITION OF COMMERCIAL ITEMS

##### 212.301 [Amended]

- 2. Amend section 212.301 by redesignating paragraphs (f)(ii)(H) through (M) as paragraphs (f)(ii)(G) through (L).

#### PART 252—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

- 3. Amend section 252.244–7000 by—
  - a. Removing the clause date of “(OCT 2020)” and adding “(JAN 2021)” in its place; and
  - b. Revising paragraph (d).

The revision reads as follows:

##### 252.244–7000 Subcontracts for Commercial Items.

\* \* \* \* \*

(d) The Contractor shall include the terms of this clause, including this paragraph (d), in subcontracts awarded under this contract, including subcontracts for the acquisition of commercial items.

\* \* \* \* \*

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## DEPARTMENT OF DEFENSE

### Defense Acquisition Regulations System

#### 48 CFR Part 225

[Docket DARS–2021–0001]

#### Defense Federal Acquisition Regulation Supplement: Technical Amendment

**AGENCY:** Defense Acquisition Regulations System, Department of Defense (DoD).

**ACTION:** Final rule.

**SUMMARY:** DoD is making a technical amendment to the Defense Federal Acquisition Regulation Supplement (DFARS) to provide a needed editorial change.

**DATES:** Effective February 24, 2021.

**FOR FURTHER INFORMATION CONTACT:** Ms. Jennifer D. Johnson, Defense Acquisition Regulations System, OUSD(A&S)DPC(DARS), Room 3B938, 3060 Defense Pentagon, Washington, DC 20301–3060. Telephone 571–372–6100.

**SUPPLEMENTARY INFORMATION:** This final rule amends the DFARS to update a reference at DFARS 225.872–7 to remove a reference to DoD Industrial Security Regulation DoD 5220.22–R and replace it with the National Industrial Security Program Operating Manual (NISPOM), 32 CFR part 117. On December 21, 2020, DoD issued a final rule in the **Federal Register** at 85 FR 83300 to codify the NISPOM in the regulations. This change becomes effective February 24, 2021. Accordingly, this DFARS reference is being updated to incorporate this change.

#### List of Subjects in 48 CFR Part 225

Government procurement.

**Jennifer D. Johnson,**  
*Regulatory Control Officer, Defense Acquisition Regulations System.*

Therefore, 48 CFR part 225 is amended as follows:

#### PART 225—FOREIGN ACQUISITION

- 1. The authority citation for 48 CFR part 225 continues to read as follows:

**Authority:** 41 U.S.C. 1303 and 48 CFR chapter 1.

##### 225.872–7 [Amended]

- 2. Amend section 225.872–7 by removing “DoD Industrial Security Regulation DoD 5220.22–R” and adding “National Industrial Security Program

Operating Manual, 32 CFR part 117” in its place.

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## DEPARTMENT OF DEFENSE

### Defense Acquisition Regulations System

#### 48 CFR Parts 239 and 252

[Docket DARS–2019–0031]

RIN 0750–AK07

#### Defense Federal Acquisition Regulation Supplement: Repeal of DFARS Clause “Tariff Information” (DFARS Case 2018–D044)

**AGENCY:** Defense Acquisition Regulations System, Department of Defense (DoD).

**ACTION:** Final rule.

**SUMMARY:** DoD is issuing a final rule amending the Defense Federal Acquisition Regulation Supplement (DFARS) to remove a clause that is no longer necessary.

**DATES:** Effective January 15, 2021.

**FOR FURTHER INFORMATION CONTACT:** Ms. Carrie Moore, telephone 571–372–6093.

**SUPPLEMENTARY INFORMATION:**

#### I. Background

DoD published a proposed rule in the **Federal Register** at 85 FR 34576 on June 5, 2020, to remove the DFARS clause 252.239–7006, Tariff Information, from the DFARS as the clause is no longer necessary. No public comments were received in response to the proposed rule. No changes were made to the rule, as proposed.

#### II. Applicability To Contracts At or Below the Simplified Acquisition Threshold and for Commercial Items, Including Commercially Available Off-The-Shelf Items

This rule only removes the obsolete contract clause at DFARS 252.239–7006, Tariff Information. This rule does not impose any new requirements on contracts at or below the simplified acquisition threshold or for commercial items, including commercially available off-the-shelf items.

#### III. Expected Cost Savings

This rule impacts only telecommunication service providers who do business, or want to do business, with DoD. DFARS clause 252.239–7006, Tariff Information, requires telecommunications service contractors to submit certain tariff and