

this action, the proceeding is terminated.

EFFECTIVE DATE: May 7, 1996.

FOR FURTHER INFORMATION CONTACT: J. Bertron Withers, Jr., Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Memorandum Opinion and Order*, MM Docket No. 91-137, adopted April 19, 1996 and released April 30, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in FCC's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, 2100 M Street, NW., Suite 140, Washington, DC 20037, (202) 857-3800.

Federal Communications Commission.

Douglas W. Webbink,

Chief, Policy and Rules Division, Mass Media Bureau.

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DEPARTMENT OF VETERANS AFFAIRS

48 CFR Parts 801, 803, 804, 805, 806, 808, 810, 812, 813, 815, 816, 820, 822, 828, 833, 834, 836, 837, and 846

RIN 2900-A102

VA Acquisition Regulations: Miscellaneous Amendments

AGENCY: Department of Veterans Affairs.

ACTION: Final rule.

SUMMARY: This document amends the Department of Veterans Affairs Acquisition Regulations (VAAR) to eliminate restatements of the Federal Acquisition Regulation (FAR), to eliminate provisions duplicative of other provisions in the VAAR, to eliminate internal procedures not required to be included in regulations, to eliminate provisions that refer to activities that no longer can occur (such as regulations concerning VA depots which no longer exist), to make corrections, and to make clarifications.

EFFECTIVE DATE: May 7, 1996.

FOR FURTHER INFORMATION CONTACT: Sherry Patton for parts 801, 803, 804, 805, 834, 836 and 837; Don Kaliher for parts 806, 808, 810, 812, 828 and 833; Wanza Lewis for parts 813, 815, 816, 820 and 822; and Ramona Jones for part 846; Acquisition Policy Division (95A), Office of Acquisition and Materiel

Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, (202) 565-4424.

SUPPLEMENTARY INFORMATION: This final rule consists of nonsubstantive changes and, therefore, is not subject to the notice and comment and effective date provisions of 5 U.S.C. 553. Also, this final rule is not a significant revision as defined in FAR 1.501-1.

The Secretary hereby certifies that this final rule will not have a significant economic impact on a substantial number of small entities as they are defined in the Regulatory Flexibility Act (RFA), 5 U.S.C. 601-602. This final rule would not cause a significant effect on any entities since it does not contain any substantive provisions. Therefore, pursuant to 5 U.S.C. 605(b), this amendment is exempt from the initial and final regulatory flexibility analysis requirements of sections 603 and 604.

List of Subjects

48 CFR Parts 801 and 836

Government procurement, Reporting and recordkeeping requirements.

48 CFR Part 803

Antitrust, Conflict of interest, Government procurement.

48 CFR Parts 804, 805, 806, 810, 812, 813, 815, 816, , 834, 837 and 846.

Government procurement.

48 CFR Part 808

Government procurement, Utilities.

48 CFR Parts 820 and 822

Government procurement, Labor.

48 CFR Part 828

Government procurement, Insurance, Surety bonds.

48 CFR Part 833

Administrative practice and procedure, Government procurement.

Approved: April 29, 1996.

Jesse Brown,

Secretary of Veterans Affairs.

For the reasons set out in the preamble, 48 CFR Chapter 8 is amended as follows:

PART 801—VETERANS AFFAIRS ACQUISITION REGULATIONS SYSTEM

1. The authority citation for parts 801, 803, 804, 805, 806, 808, 810, 812, 813, 815, 816, 822, 828, 833, 836, 837, and 846 is revised to read as follows:

Authority: 38 U.S.C. 501 and 40 U.S.C. 486(c).

801.104 [Removed]

2. Section 801.104 is removed.

801.104-1 [Removed]

3. Section 801.104-1 is removed.

801.104-3 [Removed]

4. Section 801.104-3 is removed.

801.201 [Removed]

5. Section 801.201 is removed.

801.301 [Amended]

6. In § 801.301, paragraph (c) is removed.

801.403 [Amended]

7. In § 801.403, paragraph (b) is amended by removing the last sentence.

801.470 [Removed]

8. Section 801.470 is removed.

801.602-72 [Amended]

9. In § 801.602-72, paragraph (e)(5) is amended by removing "806.303" and adding, in its place, "FAR 6.303".

801.670-6 [Removed]

10. Section 801.670-6 is removed.

PART 803—IMPROPER BUSINESS PRACTICES AND PERSONAL CONFLICTS OF INTEREST

803.101-3 [Amended]

11. In § 803.101-3, paragraph (a) is amended by removing the second and third sentences; paragraph (c) is removed; and paragraph (d) is redesignated as a new paragraph (c).

803.104-5 [Removed]

12. Section 803.104-5 is removed.

803.104-9 [Removed]

13. Section 803.104-9 is removed.

803.104-11 [Removed]

14. Section 803.104-11 is removed.

803.104-12 [Removed]

15. Section 803.104-12 is removed.

803.3 [Amended]

16. In subpart 803.3, the subpart heading is amended by removing "IDENTICAL BIDS AND".

803.301 [Removed]

17. Section 803.301 is removed.

803.408 [Removed]

18. Section 803.408 is removed.

803.408-1 [Removed]

19. Section 803.408-1 is removed.

803.409 [Amended]

20. In § 803.409, paragraph (a) is removed and the paragraph designation "(b)" is removed.

803.603 [Removed]

21. Subpart 803.6 consisting of § 803.603 is removed.

PART 804—ADMINISTRATIVE MATTERS**804.101 [Amended]**

22. In § 804.101, paragraph (a) is removed and the paragraph designation “(b)” is removed.

PART 805—PUBLICIZING CONTRACT ACTIONS**805.202 [Amended]**

23. Section 805.202 is amended by removing the second and third sentences.

805.207 [Amended]

24. In § 805.207, paragraphs (a), (b)(1), (b)(2) and (b)(3) are removed and the paragraph designation “(b)” is removed.

PART 806—COMPETITION REQUIREMENTS**806.302–3 [Amended]**

25. Section 806.302–3 is amended by removing “sections 806.303 and” and adding, in its place, “FAR 6.303 and 48 CFR”.

806.302–5 [Amended]

26. Section 806.302–5 is amended by removing “806.303” each of the three times it appears and adding, in its place, each time “FAR 6.303”.

806.302–7 [Amended]

27. Section 806.302–7(b) is amended by removing “806.303” and adding, in its place, “FAR 6.303”.

806.303 [Removed]

28. Section 806.303 is removed.

806.303–1 [Removed]

29. Section 806.303–1 is removed.

806.304 [Amended]

30. In § 806.304, paragraph (a) is amended by removing “6.303 and 806.303” and adding, in its place, “6.303”.

806.502 [Amended]

31. Section 806.502 is amended by removing paragraphs (d) and (e).

806.570 [Amended]

32. In § 806.570, paragraphs (a) and (c) are removed, the paragraph designation “(b)” is removed, and paragraphs (b) (1) through (5) are redesignated as paragraphs (a) through (e), respectively.

PART 808—REQUIRED SOURCES OF SUPPLIES AND SERVICES**808.001 [Amended]**

33. In § 808.001, paragraph (a)(2) is removed and paragraphs (a)(3) through

(a)(10) are redesignated as paragraphs (a)(2) through (a)(9), respectively.

808.304–1–808.304–5, 808.307–2, 808.304–70 [Removed]

34. Subpart 808.3 consisting of §§ 808.304–1 through 808.304–5, § 808.307–2 and § 808.304–70 are is removed.

808.405–5 [Removed]

35. Section 808.405–5 is removed.

PART 810—SPECIFICATIONS, STANDARDS, AND PURCHASE ORDER DESCRIPTIONS**§ 810.007 [Amended]**

36. In § 810.007, paragraph (a)(2)(i) is removed, paragraph (a)(2)(ii) is amended by removing “When the deviation specified in paragraph (a)(2)(i) of this section is for an item that is not being purchased for depot stock, document” and adding, in its place, “Document”; and paragraphs (a)(2)(ii) and (a)(2)(iii) are redesignated as paragraphs (a)(2)(i) and (a)(2)(ii), respectively.

PART 812—CONTRACT DELIVERY OR PERFORMANCE**§ 812.503 [Removed]**

37. Subpart 812.5 consisting of § 812.503 is removed.

PART 813—SMALL PURCHASE AND OTHER SIMPLIFIED PURCHASE PROCEDURES**§ 813.103 [Removed]**

38. Subpart 813.1 consisting of § 813.103 is removed.

PART 815—CONTRACTING BY NEGOTIATION**§ 815.502 [Removed]**

39. Section 815.502 is removed.

§ 815.800 [Removed]

40. Section 815.800 is removed.

§ 815.7001–815.7002 [Removed]

41. Subpart 815.70 consisting of §§ 815.7001 through 815.7002 is removed.

PART 816—TYPES OF CONTRACTS**§ 816.102 [Amended]**

42. In § 816.102, paragraphs (a) and (c) are removed, paragraph (b) is amended by removing “of the type specified in paragraph (a)(3) of this section”; paragraphs (b), (d), and (e) are redesignated as paragraphs (a), (b), and (c), respectively, and the new redesignated paragraph (c) is amended by removing the reference to paragraph “(d)” and adding, in its place, “(b)”.

§ 816.306 [Removed]

43. Subpart 816.3 consisting of § 816.606 is removed.

§ 816.603 [Removed]

44. Subpart 816.6 consisting of § 816.603 is removed.

PART 820—[REMOVED]

45. Part 820 is removed.

PART 822—APPLICATION OF LABOR LAWS TO GOVERNMENT ACQUISITIONS**§ 822.471 [Removed]**

46. Section 822.471 is removed.

PART 828—BONDS AND INSURANCE**§ 828.307–1 [Removed]**

47. Section 828.307–1 is removed.

PART 833—PROTESTS, DISPUTES, APPEALS**§ 833.103 [Amended]**

48. In § 833.103, paragraphs (a), (b)(1), (b)(4), and (b)(7)(vii) are removed; paragraph (b) is redesignated as paragraph (a), the new designated paragraphs (a)(2), (a)(3), (a)(5), (a)(6) and (a)(7) are redesignated as paragraphs (a)(1) through (a)(5), respectively; the new designated paragraphs (a)(5)(viii) through (a)(5)(x) are redesignated as paragraphs (a)(5)(vii) through (a)(5)(ix), respectively; and paragraphs (c), (d), (e), and (f) are redesignated as paragraphs (b), (c), (d), and (e), respectively.

§ 833.211 [Amended]

49. In § 833.211, paragraphs (d) and (e) are removed.

PART 834—[REMOVED]

50. Part 834 is removed.

PART 836—CONSTRUCTION AND ARCHITECT-ENGINEER CONTRACTS**§ 836.202 [Amended]**

51. In § 836.202, paragraph (a) is removed and the introductory text is redesignated as new paragraph (a).

§ 836.211 [Amended]

52. In § 836.211, paragraphs (a), (b), and (d) are removed, and the paragraph designation “(c)” is removed.

§ 836.371 [Amended]

53. In § 836.371, paragraph (a) is amended by removing the second and third sentences.

§ 836.601 [Removed]

54. Section 836.601 is removed.

§ 836.602-1 [Amended]

55. In § 836.602-1, paragraph (c) is removed and paragraph (d) is redesignated as new paragraph (c).

§ 836.602-3 [Removed]

56. Section 836.602-3 is removed.

§ 836.606-70 [Amended]

57. In § 836.606-70, the first 5 sentences are removed.

§ 836.606-71 [Amended]

58. In § 836.606-71, the second and fourth sentences are removed.

§ 836.606-73 [Amended]

59. In § 836.606-73, paragraph (a) is amended by removing "fee limitation on architect or engineer services set forth in section 304(b) of the Federal Property and Administration Services Act of 1949, as amended, and referred to in FAR 15.903(d)(1)(ii), applies to those services generally required in preparing working drawings and specifications which form the basis for bidding and for the award of construction contract. The fixed".

PART 837—SERVICE CONTRACTING**§ 837.104 [Amended]**

60. In § 837.104, paragraph (a) is amended by removing ", except to the extent indicated in 815.204 and subpart 837.2,".

§ 837.200 [Removed]

61. Section 837.200 is removed.

§ 837.204 [Removed]

62. Section 837.204 is removed.

§ 837.205 [Removed]

63. Section 837.205 is removed.

§ 837.271-5 [Amended]

64. Section 837.271-5 and Appendices A and B to subpart 837.2 are removed.

§ 837.7002-7002 [Amended]

65. In § 837.7002, the last sentence is removed.

PART 846—QUALITY ASSURANCE**§ 846.302 [Removed]**

66. Section 846.302 is removed.

§ 846.403 [Removed]

67. Section 846.403 is removed.

§ 846.408-72 [Removed]

68. Section 846.408-72 is removed.

[FR Doc. 96-11276 Filed 5-6-96; 8:45 am]

BILLING CODE 8320-01-P

48 CFR Part 871**RIN 2900-AG65****VA Acquisition Regulations: Loan Guaranty and Vocational Rehabilitation and Counseling Programs**

AGENCY: Department of Veterans Affairs.

ACTION: Final rule.

SUMMARY: This document adopts as a final rule without substantive change the provisions of a proposed rule to amend the Department of Veterans Affairs (VA) acquisition regulations (VAAR). This final rule increases to \$500 the blanket advance authority of management brokers to incur routine charges in connection with the management of properties acquired by VA under VA's housing and small business loan programs (38 U.S.C. Chapter 37). It also increases to \$500 the property holders' emergency repair threshold. In addition, Regional Office Directors, Loan Guaranty Officers, and Assistant Loan Guaranty Officers are authorized to approve repair programs where the estimated cost (i.e., the aggregate amount of the proposed contracts to purchase supplies and services as contemplated in a property analysis by the Loan Guaranty activity) does not exceed \$25,000. Further, nonsubstantive changes are made for purposes of clarity and to reflect organizational changes. These changes are intended to promote the efficient management of VA's acquired property inventory.

EFFECTIVE DATE: May 7, 1996.

FOR FURTHER INFORMATION CONTACT:

Wanza E. Lewis, Acquisition Policy Division (95A), Office of Acquisition and Materiel Management, Department of Veterans Affairs, 810 Vermont Avenue, NW., Washington, DC 20420, (202) 565-4424.

SUPPLEMENTARY INFORMATION: On February 14, 1994, we published in the Federal Register (59 FR 6942) a proposal to amend provisions of the VAAR captioned "LOAN GUARANTY AND VOCATIONAL REHABILITATION AND COUNSELING PROGRAMS". We solicited comments concerning the proposal for 60 days ending April 15, 1994. We did not receive any comments. The information presented in the proposal still provides a basis for this final rule. We are making several nonsubstantive changes, but otherwise, based on the rationale set forth in the proposal, we are adopting the provisions of the proposed rule as a final rule without change.

The Secretary hereby certifies that this final rule will not have a significant

economic impact on a substantial number of small entities as they are defined in the Regulatory Flexibility Act, 5 U.S.C. 601-612. This final rule would not cause a significant effect on any entities. Therefore, pursuant to 5 U.S.C. 605(b), this final rule is exempt from the initial and final regulatory flexibility analyses requirements of §§ 603 and 604.

This document is made effective on the date of publication. It restates statutory provisions and relieves restrictions.

List of Subjects in 48 CFR Part 871

Government procurement, Loan programs-social programs, Loan programs-veterans, Reporting and recordkeeping requirements, Vocational rehabilitation.

Approved: March 18, 1996.

Jesse Brown,

Secretary of Veterans Affairs.

For the reasons set forth in the preamble, 48 CFR part 871 is amended as set forth below:

PART 871—LOAN GUARANTY AND VOCATIONAL REHABILITATION AND COUNSELING PROGRAMS

1. The authority citation for part 871 is revised to read as follows:

Authority: 10 U.S.C. ch. 106, 107, 1606; 38 U.S.C. 501, ch. 30, 31, 32, 35, 36, 37; 40 U.S.C. 486(c).

Subpart 871.1—Loan Guaranty Program

2. Section 871.101 is revised to read as follows:

871.101 Policy.

All acquisitions for the repair and maintenance of VA property acquired under 38 U.S.C. Chapter 37 shall be made in accordance with FAR Parts 14, 15, and 16; (VAAR) 48 CFR Parts 814, 815, and 816; and (VAAR) 48 CFR subpart 871.1.

(Authority: 10 U.S.C. ch. 106, 107, 1606; 38 U.S.C. 501, ch. 37; 40 U.S.C. 486(c))

871.102 [Amended]

3. In § 871.102, paragraph (a) is amended by adding ", Loan Guaranty Officers, and Assistant Loan Guaranty Officers" after "Directors"; by removing "purchase supplies and services for the repair to" and adding, in its place, "approve a repair program for"; and by removing "\$5,000 on any single transaction" and adding in its place "\$25,000. A repair program means the aggregate amount of the proposed contracts which are contemplated in a property analysis by the Loan Guaranty activity".