

**PART 31—CONTRACT COST PRINCIPLES AND PROCEDURES****31.002 [Amended]**

4. Section 31.002 is amended by revising "Guidance for New Contractors" to read "Information for Contractors".

**PART 45—GOVERNMENT PROPERTY****45.607-2 [Amended]**

5. Section 45.607-2 is amended in the third sentence of paragraph (b) by revising "DLA:SIP" to read "DLSC-LC".

**PART 53—FORMS**

6. Section 53.101 is amended by revising the last sentence to read as follows:

**§ 53.101 Requirements for use of forms.**

\* \* \* The specific location of each requirement is identified in subpart 53.2.

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**DEPARTMENT OF DEFENSE****GENERAL SERVICES ADMINISTRATION****NATIONAL AERONAUTICS AND SPACE ADMINISTRATION****48 CFR Chapter 1****Federal Acquisition Regulation; Small Entity Compliance Guide**

**AGENCIES:** Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

**ACTION:** Small Entity Compliance Guide.

**SUMMARY:** This document is issued under the joint authority of the Secretary of Defense, the Administrator of General Services, and the Administrator for the National Aeronautics and Space Administration as the Federal Acquisition Regulation (FAR) Council. This *Small Entity Compliance Guide* has been prepared in accordance with Section 212 of the Small Business Regulatory Enforcement Fairness Act of 1996 (Public Law 104-121). It consists of a summary of the rules appearing in Federal Acquisition Circular (FAC) 97-05 which amends the FAR. Further information regarding these rules may be obtained by referring to FAC 97-05 which precedes this document. The FAC, including this document, may be obtained from the Internet at <http://www.arnet.gov/far>.

**FOR FURTHER INFORMATION CONTACT:** The FAR Secretariat, (202) 501-4755.

**SUPPLEMENTARY INFORMATION:****LIST OF RULES IN FAC 97-05**

Item	Subject	Far case	Analyst
I	Subcontract Consent .....	95-011 .....	Klein
II	Availability of Specifications .....	97-034 .....	DeStefano
III	Liquidated Damages .....	89-042/97-300 .....	Moss
IV	Limits on Fee for Cost-Plus-Incentive-Fee and Cost-Plus-Award-Fee Contracts .....	97-042 .....	DeStefano
V	Rehabilitation Act, Workers With Disabilities (Interim) .....	96-610 .....	O'Neill
VI	Trade Agreements Thresholds .....	97-044 .....	Linfield
VII	Restrictions on Purchases from Sudan .....	97-301 .....	Linfield
VIII	Software Copyrights .....	97-614 .....	O'Neill
IX	Travel Reimbursement .....	97-007 .....	Nelson
X	No-Cost Value Engineering Change Proposals (Interim) .....	96-011 .....	Klein

**Item I—Subcontract Consent (FAR Case 95-011)**

This final rule amends FAR Parts 4, 22, 35, 36, 44, and 52 to reduce requirements for consent to subcontract. The rule eliminates consent requirements for contractors that have an approved purchasing system, except when specific contracts requiring consent are identified by the contracting officer; eliminates consent requirements for fixed-price incentive contracts and fixed-price redeterminable contracts; and increases, to the simplified acquisition threshold, the dollar level at which consent requirements are included in time-and-materials, labor-hour, and letter contracts.

**Item II—Availability of Specifications (FAR Case 97-034)**

This final rule amends FAR Parts 9 and 11 and the provisions at 52.211-1, 52.211-2, and 52.212-1 to update addresses and other information regarding the availability of

specifications, standards, and item descriptions that may be cited in Government solicitations and contracts. In addition, the rule clarifies the pricing policy regarding specifications, standards, and commercial item descriptions issued by GSA.

**Item III—Liquidated Damages (FAR Cases 89-042 and 97-300)**

This final rule amends FAR Parts 11, 19, 52, and 53 to clarify policy on liquidated damages and commercial subcontracting plans pertaining to requirements for subcontracting with small, small disadvantaged, and women-owned small business concerns. The rule implements Section 304 of the Business Opportunity Development Reform Act of 1988 (Pub. L. 100-656) and OFPP Policy Letter 95-1, Subcontracting Plans for Companies Supplying Commercial Items. The interim rule published in FAC 84-50, FAR case 89-042, 54 FR 30708, July 21,

1989, has been merged with this final rule.

**Item IV—Limits on Fee for Cost-Plus-Incentive-Fee and Cost-Plus-Award-Fee Contracts (FAR Case 97-042)**

This final rule amends FAR Part 16 to clarify fee limitations pertaining to cost-reimbursement contracts. The FAR Part 15 rewrite in FAC 97-02 eliminated non-statutory fee limitations for cost-plus-incentive-fee and cost-plus-award-fee contracts. This final rule makes conforming changes to FAR Part 16.

**Item V—Rehabilitation Act, Workers With Disabilities (FAR Case 96-610)**

This interim rule amends FAR Subpart 22.14 and the clauses at 52.212-5 and 52.222-36 to implement revised Department of Labor regulations regarding affirmative action to employ and advance in employment qualified individuals with disabilities. The dollar threshold for use of the clause at 52.222-36 has been increased from \$2,500 to \$10,000.

**Item VI—Trade Agreements Thresholds (FAR Case 97-044)**

This final rule amends FAR Part 25 to implement revised thresholds for application of the Trade Agreements Act and the North American Free Trade Agreement, as published by the Office of the United States Trade Representative in the **Federal Register** on January 14, 1998 (63 FR 2295).

**Item VII—Restrictions on Purchases From Sudan (FAR Case 97-301)**

This final rule amends FAR 25.701 and the clause at 52.225-11 to add Sudan to the list of countries whose products are banned from importation into the United States. This rule

implements Executive Order 13067, dated November 3, 1997.

**Item VIII—Software Copyrights (FAR Case 97-614)**

This final rule amends FAR 27.405 to add contracts for certain computer software programs to the list of examples of contracts for special works to which the Government may obtain copyrights.

**Item IX—Travel Reimbursement (FAR Case 97-007)**

The interim rule published as Item IX of FAC 97-03 is converted to a final rule without change. The rule amends FAR 31.205-46 to increase from \$25.00 to \$75.00 the threshold at which contractor

personnel must provide a receipt to support travel expenditures.

**Item X—No-Cost Value Engineering Change Proposals (FAR Case 96-011)**

This interim rule revises FAR 48.104-3 to clarify that no-cost value engineering change proposals (VECPs) may be used when, in the contracting officer's judgment, reliance on other VECP approaches likely would not be more cost-effective, and the no-cost settlement would provide adequate consideration to the Government.

Dated: June 11, 1998.

**Edward C. Loeb,**

*Director, Federal Acquisition Policy Division.*  
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