

gas matrix composition was close to the expected (assumed) gas matrix.

8.10.2 Verify that the sampling and instrumental parameters were appropriate for the conditions encountered. For example, if the moisture is much greater than anticipated, it will be necessary to use a shorter path length or dilute the sample.

8.10.3 Compare the pre and post-run CTS spectra. They shall agree to within -5 percent. See FTIR Protocol, Appendix E.

#### 9.0 Quality Control

Follow the quality assurance procedures in the method, including the analysis of pre and post-run calibration transfer standards (Sections 8.5 and 8.9) and the post-test quality assurance procedures in Section 8.10.

#### 10.0 Calibration and Standardization

10.1 Signal-to-Noise Ratio (S/N). The S/N shall be sufficient to meet the MAU in each analytical region.

10.2 Absorbance Pathlength. Verify the absorbance path length by comparing CTS spectra to reference spectra of the calibration gas(es). See FTIR Protocol, Appendix E.

10.3 Instrument Resolution. Measure the line width of appropriate CTS band(s) and compare to reference CTS spectra to verify instrumental resolution.

10.4 Apodization Function. Choose appropriate apodization function. Determine any appropriate mathematical transformations that are required to correct instrumental errors by measuring the CTS. Any mathematical transformations must be documented and reproducible.

10.5 FTIR Cell Volume. Evacuate the cell to  $\leq 5$  mmHg. Measure the initial absolute temperature ( $T_i$ ) and absolute pressure ( $P_i$ ). Connect a wet test meter (or a calibrated dry gas meter), and slowly draw room air into the cell. Measure the meter volume ( $V_m$ ), meter absolute temperature ( $T_m$ ), and meter absolute pressure ( $P_m$ ), and the cell final absolute temperature ( $T_f$ ) and absolute pressure ( $P_f$ ). Calculate the FTIR cell volume  $V_{ss}$ , including that of the connecting tubing, as follows:

$$V_{ss} = \frac{V_m \frac{P_m}{T_m}}{\left[ \frac{P_f}{T_f} - \frac{P_i}{T_i} \right]} \quad (8)$$

As an alternative to the wet test meter/calibrated dry gas meter procedure, measure the inside dimensions of the cell cylinder and calculate its volume.

#### 11.0 Procedure

Refer to Sections 4.6–4.11, Sections 5, 6, and 7, and the appendices of the FTIR Protocol.

#### 12.0 Data Analysis and Calculations

a. Data analysis is performed using appropriate reference spectra whose concentrations can be verified using CTS spectra. Various analytical programs are available to relate sample absorbance to a concentration standard. Calculated concentrations should be verified by analyzing spectral baselines after mathematically subtracting scaled reference

spectra from the sample spectra. A full description of the data analysis and calculations may be found in the FTIR Protocol (Sections 4.0, 5.0, 6.0 and appendices).

b. Correct the calculated concentrations in sample spectra for differences in absorption pathlength between the reference and sample spectra by:

$$C_{corr} = \left[ \frac{L_r}{L_s} \right] \left[ \frac{T_s}{T_r} \right] C_{calc} \quad (9)$$

Where:

$C_{corr}$  = The pathlength corrected concentration.

$C_{calc}$  = The initial calculated concentration (output of the Multicomp program designed for the compound).

$L_r$  = The pathlength associated with the reference spectra.

$L_s$  = The pathlength associated with the sample spectra.

$T_s$  = The absolute temperature (K) of the sample gas.

$T_r$  = The absolute gas temperature (K) at which reference spectra were recorded.

#### 13.0 Reporting and Recordkeeping

All interferograms used in determining source concentration shall be stored for the period of time required in the applicable regulation. The Administrator has the option of requesting the interferograms recorded during the test in electronic form as part of the test report.

#### 14.0 Method Performance

Refer to the FTIR Protocol.

#### 15.0 Pollution Prevention. [Reserved]

#### 16.0 Waste Management

Laboratory standards prepared from the formaldehyde and phenol are handled according to the instructions in the materials safety data sheets (MSDS).

#### 17.0 References

(1) "Field Validation Test Using Fourier Transform Infrared (FTIR) Spectrometry To Measure Formaldehyde, Phenol and Methanol at a Wool Fiberglass Production Facility." Draft. U.S. Environmental Protection Agency Report, Entropy, Inc., EPA Contract No. 68D20163, Work Assignment I-32, December 1994 (docket item II-A-13).

(2) "Method 301—Field Validation of Pollutant Measurement Methods from Various Waste Media," 40 CFR part 63, appendix A.

[FR Doc. 99-12758 Filed 6-11-99; 8:45 am]

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## GENERAL SERVICES ADMINISTRATION

### 41 CFR Part 101-47

[FPMR Amendment H-203]

RIN 3090-AG39

### Utilization and Disposal of Real Property Appraisal

AGENCY: Office of Governmentwide Policy, GSA.

ACTION: Final rule.

**SUMMARY:** This rule amends the Federal Property Management Regulations to clarify and strengthen agency responsibilities for conducting appraisals on real property that is available for disposal. It ensures the reliability, integrity, and confidentiality of those appraisals.

**EFFECTIVE DATE:** June 14, 1999.

**FOR FURTHER INFORMATION CONTACT:** Mr. John Q. Martin, Director, Redeployment Services Division at (202) 501-0084.

#### SUPPLEMENTARY INFORMATION:

##### A. Regulatory Flexibility Act

This final rule is not required to be published in the **Federal Register** for notice and comment; therefore, the Regulatory Flexibility Act does not apply.

##### B. Executive Order 12866

The General Services Administration (GSA) has determined that this rule is not a significant regulatory action for the purposes of Executive Order 12866 of September 30, 1993.

##### C. Paperwork Reduction Act

The Paperwork Reduction Act does not apply because the revisions do not impose recordkeeping or information collection requirements, or the collection of information from offerors, contractors, or members of the public which require the approval of the Office of Management and Budget (OMB) under 44 U.S.C. 501 *et seq.*

##### D. Small Business Regulatory Enforcement Fairness Act

This final rule is also exempt from congressional review prescribed under 5 U.S.C. 801 since it relates solely to agency management and personnel.

#### List of Subjects in 41 CFR Part 101-47

Administrative practice and procedure, Government property management, Homeless, Surplus Government property.

For the reasons stated in the preamble, 41 CFR part 101-47 is amended as follows:

**PART 101-47—UTILIZATION AND DISPOSAL OF REAL PROPERTY**

1. The authority citation for part 101-47 is revised to read as follows:

**Authority:** 40 U.S.C. 486(c).

2. Section 101-47.303-4 is amended by revising paragraph (c) and adding paragraph (d) to read as follows:

**§ 101-47.303-4 Appraisal.**

\* \* \* \* \*

(c) The disposal agency shall have the property appraised by experienced and qualified persons familiar with the types of property to be appraised by them. If the property is included in or eligible for inclusion on the National Register of Historic Places, the appraisal should consider the effect of historic covenants on fair market value.

(d) *Appraisal confidentiality.* Appraisals, appraisal reports, appraisal analyses, and other pre-decisional documents obtained in accordance with this subpart are confidential and for the use of authorized personnel of Government agencies having a need for such information. Further, such information shall not be divulged prior to the delivery and acceptance of the deed. Any person engaged to collect or evaluate information pursuant to this paragraph shall certify that there is no interest, direct or indirect, in the property which would conflict in any manner with the preparation and submission of an impartial appraisal report.

Dated: April 20, 1999.

**David J. Barram,**

*Administrator of General Services.*

[FR Doc. 99-15024 Filed 6-11-99; 8:45 am]

BILLING CODE 6820-23-P

**DEPARTMENT OF DEFENSE****48 CFR Part 207**

[DFARS Case 99-D012]

**Defense Federal Acquisition Regulation Supplement; Contract Actions for Leased Equipment**

**AGENCY:** Department of Defense (DoD).

**ACTION:** Final rule.

**SUMMARY:** The Director of Defense Procurement has issued a final rule amending the Defense Federal Acquisition Regulation Supplement (DFARS) to add guidance pertaining to funding of contract actions for leased equipment. The guidance emphasizes that capital leases are essentially installment purchases of property and,

therefore, must use procurement funding.

**EFFECTIVE DATE:** June 14, 1999.

**FOR FURTHER INFORMATION CONTACT:** Mr. Michael Pelkey, Defense Acquisition Regulations Council, PDUSD (A&T) DP (DAR), IMD 3D139, 3062 Defense Pentagon, Washington, DC 20301-3062. Telephone (703) 602-0131; telefax (703) 602-0350. Please cite DFARS Case 99-D012.

**SUPPLEMENTARY INFORMATION:****A. Background**

This final rule adds a new section at DFARS 207.471 to address funding of contract actions for leased equipment. The new text provides a reference to DoD Financial Management Regulation 7000.14-R and specifies that procurement funds must be used for capital leases.

This rule was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

**B. Regulatory Flexibility Act**

This final rule does not constitute a significant revision within the meaning of FAR 1.501 and Public Law 98-577 and publication for public comment is not required. However, comments from small entities concerning the affected DFARS subpart will be considered in accordance with 5 U.S.C. 610. Such comments should cite DFARS Case 99-D012.

**C. Paperwork Reduction Act**

The Paperwork Reduction Act does not apply because the rule does not impose any information collection requirements that require the approval of the Office of Management and Budget under 44 U.S.C. 3501, *et seq.*

**List of Subjects in 48 CFR Part 207**

Government procurement.

**Michele P. Peterson,**

*Executive Editor, Defense Acquisition Regulations Council.*

Therefore, 48 CFR Part 207 is amended as follows:

1. The authority citation for 48 CFR Part 207 continues to read as follows:

**Authority:** 41 U.S.C. 421 and 48 CFR Chapter 1.

**PART 207—ACQUISITION PLANNING**

2. Section 207.471 is added to read as follows:

**207.471 Funding requirements.**

(a) Fund leases in accordance with DoD Financial Management Regulation (FMR) 7000.14-R, Volume 2A, Chapter 1.

(b) DoD leases are either capital leases or operating leases. The difference between the two types of leases is described in FMR 7000.14-R, Volume 4, Chapter 7, Section 070308.

(c) Capital leases are essentially installment purchases of property. Use procurement funds for capital leases.

[FR Doc. 99-15029 Filed 6-11-99; 8:45 am]

BILLING CODE 5000-04-M

**DEPARTMENT OF DEFENSE****48 CFR Part 209**

[DFARS Case 98-D304]

**Defense Federal Acquisition Regulation Supplement; Congressional Medal of Honor**

**AGENCY:** Department of Defense (DoD).

**ACTION:** Interim rule with request for comments.

**SUMMARY:** The Director of Defense Procurement has issued an interim rule amending the Defense Federal Acquisition Regulation Supplement (DFARS) to implement Section 8118 of the National Defense Appropriations Act for Fiscal Year 1999. Section 8118 prohibits the award of a contract to, extension of a contract with, or approval of the award of a subcontract to any entity that, within the past 15 years, has been convicted of the unlawful manufacture or sale of the Congressional Medal of Honor.

**DATES:** *Effective date:* June 14, 1999.

*Comment date:* Comments on the interim rule should be submitted in writing to the address shown below on or before August 13, 1999, to be considered in the formation of the final rule.

**ADDRESSES:** Interested parties should submit written comments to: Defense Acquisition Regulations Council, Attn: Ms. Amy Williams, PDUSD(A&T)DP(DAR), IMD 3D139, 3062 Defense Pentagon, Washington, DC 20301-3062. Telefax (703) 602-0350.

E-mail comments submitted over the Internet should be addressed to: dfars@acq.osd.mil.

Please cite DFARS Case 98-D304 in all correspondence related to this rule. E-mail comments should cite DFARS Case 98-D304 in the subject line.

**FOR FURTHER INFORMATION CONTACT:** Ms. Amy Williams, (703) 602-0131.

**SUPPLEMENTARY INFORMATION:****A. Background**

This interim rule adds a new section at DFARS 209.471 to implement Section 8118 of the National Defense