

miles) northwest, at coordinates 33–25–03 North Latitude and 97–31–34 West Longitude. Channel 264C2 can be allotted to Overton with a site restriction of 22.8 kilometers (14.2 miles) northwest, at coordinates 32–27–26 North Latitude and 95–05–14 West Longitude, to avoid a short-spacing to the pending application (BPH–970708IB) of Station KDVE for Channel 262A at Tatum, Texas. Channel 263C can be allotted to Abilene with a site restriction of 33.5 kilometers (20.8 miles) southwest, at coordinates 32–21–57 North Latitude and 100–02–58 West Longitude, to accommodate the licensee's desired transmitter site. Channel 291A can be allotted to Sulphur in compliance with the Commission's minimum distance separation requirements with a site restriction of 12.7 kilometers (7.9 miles) north, at coordinates 34–37–22 North Latitude and 96–58–37 West Longitude, to accommodate Station KFXT–FM's desired transmitter site. Mexican concurrence in the allotment of Channel 263C at Abilene has been received since the community is located within 320 kilometers (199 miles) of the U.S.–Mexican border.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of Title 47 of the Code of Federal Regulations is amended as follows:

PART 73—[AMENDED]

1. The authority citation for Part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303, 334, 336.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Oklahoma, is amended by removing Channel 265C3 and adding Channel 291A at Sulphur.

3. Section 73.202(b), the Table of FM Allotments under Texas, is amended by removing Channel 264C and adding Channel 263C at Abilene, removing Bowie, Channel 264C3, adding Highland Village, Channel 264C, removing Mount Pleasant, Channel 264C, adding Overton, Channel 264C2. Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 98–20035 Filed 7–27–98; 8:45 am]

BILLING CODE 6712–01–P

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Parts 1801, 1812, 1813

Simplified Acquisition Procedures

AGENCY: National Aeronautics and Space Administration (NASA).

ACTION: Final rule.

SUMMARY: This is a final rule amending the NASA FAR Supplement (NFS) on simplified acquisition procedures to align the NASA FAR Supplement with the rewritten Part 13 of the FAR.

EFFECTIVE DATE: July 28, 1998.

FOR FURTHER INFORMATION CONTACT: Tom Deback, NASA Office of Procurement, Analysis Division (Code HC), (202) 358–0431.

SUPPLEMENTARY INFORMATION:

Background

FAC 97–03 promulgated a reorganization of FAR Part 13, Simplified Acquisition Procedures. The NFS is in substantive compliance with the revised FAR, but extensive administrative redesignation of NFS 1813 is required for structural conformance. In addition to the Part 1813 changes, this final rule also makes an administrative revision to indicate the Internet address for the official Agency version for the NFS and adds a new subpart to reflect a statutory prohibition on underwriting commercial space ventures.

Impact

This final rule does not constitute a significant revision within the meaning of FAR 1.501 and Pub.L. 98–577, and publication for public comment is not required. This final rule does not impose any reporting requirements or recordkeeping requirements subject to the Paperwork Reduction Act.

List of Subjects in 48 CFR Parts 1801, 1812, 1813

Government procurement.

Tom Luedtke,

Deputy Associate Administrator for Procurement.

Accordingly, 48 CFR Parts 1801, 1812, and 1813 are amended as follows:

1. The authority citation for 48 CFR Parts 1801, 1812, and 1813 continues to read as follows:

Authority: 42 U.S.C. 2473(c)(1)

PART 1801—FEDERAL ACQUISITION REGULATION SYSTEM

2. In section 1801.105–3, paragraph (2) is revised to read as follows:

1801.105–3 Copies.

* * * * *

(2) The single official NASA-maintained version of the NFS is on the Internet (<http://www.hq.nasa.gov/office/procurement/regs/nfstoc.htm>).

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PART 1812—ACQUISITION OF COMMERCIAL ITEMS

3. Subpart 1812.70 is added to read as follows:

Subpart 1812.70—Commercial Space Hardware or Services

1812.7000 Prohibition on guaranteed customer bases for new commercial space hardware or services.

Public Law 102–139, title III, Section 2459d, prohibits NASA from awarding a contract with an expected duration of more than one year if the primary effect of the contract is to provide a guaranteed customer base for, or establish an anchor tenancy in, new commercial space hardware or services. Exception to this prohibition may be authorized only by an appropriations Act specifically providing otherwise.

4. Part 1813 is revised to read as follows:

PART 1813—SIMPLIFIED ACQUISITION PROCEDURES

Sec.

1813.000 Scope of part.

1813.003 Policy.

Subpart 1813.1 Procedures

1813.106 Soliciting competition, evaluation of quotations or offers, award and documentation.

1813.106–3 Award and documentation.

Subpart 1813.3 Simplified Acquisition Methods

1813.301 Governmentwide commercial purchase card.

1813.301–70 Purchase card documentation.

1813.301–72 Approving official.

1813.301–73 Program officials.

1813.302 Purchase orders.

1813.302–1 General.

1813.302–70 Purchase orders under section 8(a) of the Small Business Act.

1813.303 Blanket Purchase Agreements (BPAs).

1813.303–3 Preparation of BPAs.

1813.307 Forms.

Authority: 42 U.S.C. 2473(c)(1).

1813.000 Scope of part.

FAR Part 13 and 1813 do not apply to NASA Research Announcements and Announcements of Opportunity. These acquisitions shall be conducted in accordance with the procedures in 1835.016–70 and 1872, respectively, and, if awards are to be made as procurement instruments, they shall be

made as bilateral contracts rather than purchase orders.

1813.003 Policy. (NASA supplements paragraph (h))

(h) Acquisitions under these simplified acquisition procedures shall be fixed-price, except as provided under the unpriced purchase order method in FAR 13.302-2.

Subpart 1813.1—Procedures

1813.106 Soliciting competition, evaluation of quotations or offers, award and documentation.

1813.106-3 Award and documentation. (NASA supplements paragraph (b))

(b)(3)(ii) For purchases up to \$50,000, documentation shall be limited to a brief notation in the file indicating the rationale for selecting other than the lowest priced offer.

Subpart 1813.3—Simplified Acquisition Methods

1813.301 Governmentwide commercial purchase card. (NASA supplements paragraphs (a), (b), and (c))

(a) The procurement officer shall designate individual cardholders in accordance with center procedures, subject to the following limitations:

(i) Personnel other than contracting officers may be designated as cardholders for micro-purchases and for individual orders under BPAs up to \$5,000 (see 1813.303-3(a)(4)), provided they complete training adequate to ensure appropriate use of the purchase card. Training materials are available from the NASA Procurement Library on the Internet at <http://ec.msfc.nasa.gov/hq/library/library.html>.

(ii) The procurement officer's designation shall be in writing and shall specify the scope of the cardholder's authority.

(iii) The center shall establish and maintain administrative procedures and management controls required by the General Services Administration (GSA). Purchases made with the Governmentwide commercial purchase card shall comply with the instructions and procedures issued by GSA as well as applicable parts of the FAR and NFS.

(b) The Governmentwide commercial purchase card may be used to order and pay for purchases under contracts established under FAR Part 8 procedures, up to the simplified acquisition threshold (except see paragraph (a)(i) of this section for dollar limitations for personnel other than contracting officers).

(c) The Governmentwide commercial purchase card may be used to order and pay for purchases in the circumstances

described in FAR 13.301(c) up to the simplified acquisition threshold (except see paragraph (a)(i) of this section for limitations for personnel other than contracting officers). Except as authorized in paragraphs (b) and (c) of this section, the Governmentwide commercial purchase card may not be used for purchases in excess of \$25,000. Purchases above the micro-purchase threshold shall comply with all applicable statutory and regulatory requirements, including the following:

(i) Small business set-aside (see FAR 13.003(b)).

(ii) Representations and certifications. The applicable items from the provision at FAR 52.212-3, Offeror Representations and Certifications—Commercial Items, shall be obtained for commercial or noncommercial purchases. This information may be obtained orally from vendors.

(iii) Maximum practicable competition (see FAR 13.106-1).

(iv) Implementation of the applicable contract clauses. This requirement may be satisfied by forwarding a completed SF 1449, appropriately modified to reflect purchase card terms, to the awardee after placing the order via the card, provided that the awardee must be notified of, and agree to, the applicability of the SF 1449 clauses when the order is placed.

1813.301-70 Purchase card documentation.

Documentation of purchases shall be minimized. For transactions below the micro-purchase threshold, the card holder shall maintain a brief log of purchases and a file of monthly purchase card statements indicating whether item receipt has occurred. For purchases above the micro-purchase threshold, see 1813.106-3(b)(3)(ii).

1813.301-72 Approving official.

The approving official is the individual who reviews and approves a cardholder's monthly statement of purchases. The approving official shall be the cardholder's immediate or higher level supervisor; in no case shall cardholders approve their own statement of purchases. Unless center procedures otherwise provide for their designation, the procurement officer shall designate approving officials.

1813.301-73 Program officials.

(a) The Headquarters Office of Procurement (Code HK) is the agency program coordinator.

(b) The procurement officer shall identify the center program coordinator and the center billing office point of contact, and provide their names to the agency program coordinator.

1813.302 Purchase orders.

1813.302-1 General. (NASA supplements paragraph (a))

(a) See 1813.003(h).

1813.302-70 Purchase orders under section 8(a) of the Small Business Act.

Purchase orders made using simplified acquisition procedures are authorized for 8(a) acquisitions under the simplified acquisition threshold.

1813.303 Blanket Purchase Agreements (BPAs)

1813.303-3 Preparation of BPAs. (NASA supplements paragraph (a))

(a)(4) Non-GS-1102 or -1105 personnel shall not be authorized to place individual orders under a BPA in an amount greater than \$5,000. For sole source orders above \$2,500, a contracting officer's determination is required in accordance with FAR 13.106-1(b)(1).

1813.307 Forms. (NASA supplements paragraphs (b), (c), and (d))

(b) Installations may use locally prescribed forms.

(c) Installations may use locally prescribed forms.

(d) The SF 44 may be used for purchases of aviation fuel and oil of \$10,000 or less.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 679

[Docket No. 980414096-8173-02; I.D. 032698A]

RIN 0648-AJ99

Fisheries of the Exclusive Economic Zone Off Alaska; Gear Allocation of Shortraker and Roughey Rockfish in the Aleutian Islands Subarea

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Final rule.

SUMMARY: NMFS issues regulations to implement Amendment 53 to the Fishery Management Plan for the Groundfish Fishery of the Bering Sea and Aleutian Islands Area (FMP). This rule allocates shortraker rockfish and roughey rockfish (SR/RE) in the Aleutian Islands subarea (AI) between vessels using trawl gear and vessels