

PART 302-1—APPLICABILITY, GENERAL RULES, AND ELIGIBILITY CONDITIONS

1. The authority citation for part 302-1 is revised to read as follows:

Authority: 5 U.S.C. 5738; 20 U.S.C. 905(a); E.O. 11609, 36 FR 13474, 3 CFR, 1971-1975 Comp., p. 586.

Subpart A—New Appointees and Transferred Employees

2. Section 302-1.15 is added to subpart A to read as follows:

§ 302-1.15 Waiver of limitations for an employee relocating to or from a remote or isolated location.

The head of an agency or his/her designee may waive any limitation contained in subchapter II of chapter 57 of title 5, United States Code, or in any regulation (including this chapter) implementing those statutory provisions, for any employee relocating to or from a remote or isolated location when the following conditions are met:

(a) The limitation if not waived would cause the employee to suffer a hardship; and

(b) The head of the agency or his/her designee certifies in writing that the limitation is waived and the reason(s) for the waiver.

PART 302-2—ALLOWANCES FOR SUBSISTENCE AND TRANSPORTATION

2. The authority citation for part 302-2 is revised to read as follows:

Authority: 5 U.S.C. 5738; 20 U.S.C. 905(a); E.O. 11609, 36 FR 13474, 3 CFR, 1971-1975 Comp., p. 586.

PART 302-3—ALLOWANCE FOR MISCELLANEOUS EXPENSES

3. The authority citation for part 302-3 is revised to read as follows:

Authority: 5 U.S.C. 5738; 20 U.S.C. 905(a); E.O. 11609, 36 FR 13474, 3 CFR, 1971-1975 Comp., p. 586.

PART 302-7—TRANSPORTATION OF MOBILE HOMES

4. The authority citation for part 302-7 is revised to read as follows:

Authority: 5 U.S.C. 5738; 20 U.S.C. 905(a); E.O. 11609, 36 FR 13474, 3 CFR, 1971-1975 Comp., p. 586.

PART 302-8—TRANSPORTATION AND TEMPORARY STORAGE OF HOUSEHOLD GOODS AND PROFESSIONAL BOOKS, PAPERS, AND EQUIPMENT

5. The authority citation for part 302-8 is revised to read as follows:

Authority: 5 U.S.C. 5738; 20 U.S.C. 905(a); E.O. 11609, 36 FR 13474, 3 CFR, 1971-1975 Comp., p. 586.

PART 302-9—ALLOWANCES FOR NONTEMPORARY STORAGE OF HOUSEHOLD GOODS

6. The authority citation for part 302-9 is revised to read as follows:

Authority: 5 U.S.C. 5738; 20 U.S.C. 905(a); E.O. 11609, 36 FR 13474, 3 CFR, 1971-1975 Comp., p. 586.

PART 302-11—RELOCATION INCOME TAX (RIT) ALLOWANCE

7. The authority citation for part 302-11 is revised to read as follows:

Authority: 5 U.S.C. 5738; 20 U.S.C. 905(a); E.O. 11609, 36 FR 13474, 3 CFR, 1971-1975 Comp., p. 586.

8. Section 302-11.7 is amended by revising paragraphs (c) and (d) to read as follows:

§ 302-11.7 Procedures for determining the WTA in Year 1.

* * * * *

(c) *Determination of Federal withholding tax rate (FWTR).* Moving expense reimbursements constitute supplemental wages for Federal income tax purposes. Therefore, an agency must withhold at the withholding rate applicable to supplemental wages. Currently, the supplemental wages withholding rate is 28 percent. The supplemental wages withholding rate should be used in calculating the WTA unless under an agency's withholding procedures a different withholding rate is used pursuant to IRS tax regulations. In such cases, the applicable withholding rate shall be substituted for the supplemental wages withholding rate in the calculation shown in paragraph (d) of this section.

(d) *Calculation of the WTA.* The WTA is calculated by substituting the amounts determined in paragraphs (b) and (c) of this section into the following WTA gross-up formula:

Formula:

$$Y = \frac{X}{1 - X}(N)$$

Where:

Y = WTA

X = FWTR (generally, 28 percent)

N = nondeductible moving expenses/covered taxable reimbursements

Example:

If:

X = 28 percent

N = \$20,000

Then:

$$Y = \frac{.28}{1 - .28}(\$20,000)$$

$$Y = .3889(\$20,000)$$

$$Y = \$7778.00$$

* * * * *

Dated: February 18, 1997.

David J. Barram,

Acting Administrator of General Services.

[FR Doc. 97-5843 Filed 3-7-97; 8:45 am]

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DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Parts 3, 5, 6, 9, 11, 12, 13, 15, 19, 33, 36, 37, 42, and 52

[FAC 90-45 Correction]

Federal Acquisition Regulation; Corrections

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

ACTION: Corrections.

SUMMARY: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are issuing corrections to Federal Acquisition Circular 90-45 published at 62 FR 224, January 2, 1997, to correct miscellaneous editorial and technical errors.

EFFECTIVE DATE: January 1, 1997, except for the correction to § 33.103, which is effective March 3, 1997.

FOR FURTHER INFORMATION CONTACT: Ms. Beverly Fayson at (202) 501-4755, General Services Administration, FAR Secretariat, Washington, DC 20405.

Corrections

In the final and interim rule documents appearing in the issue of January 2, 1997:

1. On page 226, third column, third full paragraph, first line, the word "interim" should read "final".

3.104-3 [Corrected]

2. On page 228, in the first column, under the definition for *In excess of \$10,000,000*, paragraph (3) is corrected

by removing the period at the end and inserting a semicolon.

15.509 [Corrected]

3. On page 233, first column, amendatory instruction 19 is corrected to read as follows: "Section 15.509 is amended by revising paragraph (f)(4); at the end of paragraph (h)(1) by inserting the word and; in paragraph (h)(2) by removing ';' and inserting a period in its place; and by removing paragraph (h)(3) to read as follows:"

37.103 [Amended]

4. On page 233, in the second column, the second line from the top should appear as set forth above.

52.203-8 [Corrected]

5. In that same column, under section 52.203-8, in the clause, paragraph (a) is corrected by removing "1996" the first time it appears; and in paragraph (a)(2)(ii), in the last line, "subsections" should be singular.

6. On the same page, in the third column, amendatory instruction 29 is corrected to read as follows:

52.203-13 [Removed]

29. Section 52.203-13 is removed.

9.507-1 [Corrected]

7. On page 235, third column, amendatory instruction 10 is corrected to read as follows: "Section 9.507-1 is amended by removing the paragraph (a) designation; redesignating paragraphs (a)(1) through (a)(4) as (a) through (d), respectively; and removing paragraphs (b), (c), and (d)."

12.503 [Corrected]

8. On page 236, first column, in 12.503(b)(4), the word "Requirements" should read "Requirement".

19.303 [Corrected]

9. On page 236, first column, amendatory instruction 17 is corrected to read as follows: "Section 19.303 is amended by revising the introductory text of paragraph (c)(2); at the end of paragraph (c)(2)(iv) by removing the word 'and'; in paragraph (c)(2)(vi) by removing 'certifying' and inserting 'acknowledging' in its place; and by revising the second sentence of paragraph (c)(3) to read as follows:"

42.703-2 [Corrected]

10. On page 237, in the second column, 42.703-2(f)(1) is corrected in the fourth line by inserting "Final" after "Certification of".

52.216-3 [Corrected]

11. On page 261, in the first column, in the second line of the clause title, the

word "STANDARD" should read "SEMISTANDARD".

52.225-21 [Corrected]

12. On page 262, second column, amendatory instruction 5 is corrected to read as follows: "Section 52.225-21 is amended by revising the dates of the clause and Alternate I to read '(JAN 1997)' and by removing the word 'specifying' from the fourth sentence of paragraph (c) of the clause and of Alternate I and inserting "certifying"."

5.203 [Corrected]

13. On page 263, in the second column, in 5.203, the fourth line of paragraph (a), the word "when" should be removed.

6.001 [Corrected]

14. On page 263, third column, amendatory instruction 4 is corrected to read as follows: "Section 6.001 is amended by revising paragraph (a); in paragraph (d) by removing the word 'or'; and at the end of paragraph (e)(2) by removing the period and inserting ';' or in its place."

15. On page 263, third column, the twenty-fifth line from the bottom, the heading of Part 11 should read "PART 11—DESCRIBING AGENCY NEEDS".

11.104 [Corrected]

16. On page 263, third column, amendatory instruction 6 is corrected to read as follows: "Section 11.104 is amended by revising paragraph (a); and removing the period at the end of paragraph (b) and inserting ';' and' in its place. The revised text reads as follows:"

17. Also in 11.104(a) on page 264, in the first column, on the eighth line, the word "and" should be removed.

13.106-2 [Corrected]

18. On page 265, second column, under section 13.106-2, in the tenth line of (a)(3), remove the word "only" the first time it is used.

19. In the same section, on the same page, in the third column, in the third line of paragraph (a)(5), "Contracting" should read "contracting".

20. Also on page 265, third column, in the seventeenth line of paragraph (b)(1), the word "offices" should read "officers".

21. On page 267, second column, fifth line from the bottom of the page, "0174" should read "017".

33.103 [Corrected]

22. In 33.103, on page 271, first column, in the sixth line of paragraph (f)(4), the word "agencies" should read "agency".

23. On page 271, second column, in the last line under **FOR FURTHER INFORMATION CONTACT**, "FAC 90-5" should read "FAC 90-45".

24. Also on page 271, second column, the last line under *Background* should read "FAR 36.303-2(a)".

36.303-1 [Corrected]

25. In 36.303-1, on page 273, first column, the second line of paragraph (a) in introductory text, the word "include" is misspelled.

Subpart 36.4 [Reserved]

26. Also on page 273, at the bottom of the first column, the subpart heading should appear as set forth above.

Dated: March 5, 1997.

Edward C. Loeb,

Director, Federal Acquisition Policy Division.
[FR Doc. 97-5842 Filed 3-7-97; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

49 CFR Part 571

[Docket No. 95-28; Notice 10]

RIN 2127-AF73

Federal Motor Vehicle Safety Standards; Lamps, Reflective Devices and Associated Equipment

AGENCY: National Highway Traffic Safety Administration (NHTSA), DOT.
ACTION: Final rule.

SUMMARY: This document amends Standard No. 108, the Federal motor vehicle safety standard on lighting, to afford an option to existing headlamp aiming specifications which is intended to improve the objectivity and accuracy of motor vehicle headlamp aim when headlamps are aimed visually and/or optically. The rule reflects the consensus of NHTSA's Advisory Committee on Regulatory Negotiation concerning the improvement of headlamp aimability performance and visual/optical headlamp aiming. The Committee was composed of representatives of government, industry, and consumer interest groups.

DATES: The rule is effective May 1, 1997. Petitions for reconsideration must be filed not later than April 24, 1997.

ADDRESSES: Petitions for reconsideration should refer to Docket No. 95-28; Notice 10, and must be submitted to: Docket Section, Room 5109, 400 Seventh Street, SW., Washington, DC 20590. (Docket hours are from 9:30 a.m. to 4:00 p.m.).