

PART 52—SOLICITATION PROVISIONS AND CONTRACT CLAUSES**52.204-6 [Amended]**

10. Amend section 52.204-6 by revising the provision date to read “(JUNE 1999)”; and by removing from the first sentence of paragraph (c) of the provision “http://www.dnb.com/” and adding “http://www.customerservice@dnb.com” in its place.

52.212-1 [Amended]

11. Amend section 52.212-1 by revising the provision date to read “(JUNE 1999)”; and by removing from the next-to-the-last sentence in paragraph (j) of the provision “http://www.dnb.com/” and adding “http://www.customerservice@dnb.com” in its place.

52.212-3 [Amended]

12. Amend section 52.212-3 by revising the provision date to read “(JUNE 1999)”; and by removing “, □ is not” from paragraph (c)(4) of the provision.

52.213-4 [Amended]

13. Amend section 52.213-4 by—
- a. Revising the clause date to read “(JUNE 1999)”;;
 - b. In paragraph (a)(2)(vi) of the clause by revising “(OCT 1995)” to read “(DEC 1998)”;;
 - c. In paragraph (a)(2)(vii) of the clause by revising “(OCT 1995)” to read “(OCT 1998)”;;
 - d. In paragraph (b)(1)(ii) of the clause by revising “(APR 1984)” to read “(FEB 1999)”; and
 - e. In (b)(1)(v) of the clause by revising “(APR 1998)” to read “(JAN 1999)”.
14. Amend section 52.215-2 by revising the date of the clause, to read “(June 1999)”, revising paragraphs (f)(1) and (f)(2) of the clause, and Alternate III to read as follows:

52.215-2 Audit and Records—Negotiation.

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Audit and Records—Negotiation (June 1999)

* * * * *

(f) * * *

(1) If this contract is completely or partially terminated, the Contractor shall make available the records relating to the work terminated until 3 years after any resulting final termination settlement; and

(2) The Contractor shall make available records relating to appeals under the Disputes clause or to litigation or the settlement of claims arising under or relating to this contract until such appeals, litigation, or claims are finally resolved.

* * * * *

Alternate III (June 1999). As prescribed in 15.209(b)(4), delete paragraph (d) of the basic clause and redesignate the remaining paragraphs accordingly, and substitute the following paragraph (e) for the redesignated paragraph (e) of the basic clause:

(e) *Availability.* The Contractor shall make available at its office at all reasonable times the records, materials, and other evidence described in paragraphs (a), (b), (c), and (d) of this clause, for examination, audit, or reproduction, until 3 years after final payment under this contract or for any shorter period specified in Subpart 4.7, Contractor Records Retention, of the Federal Acquisition Regulation (FAR), or for any longer period required by statute or by other clauses of this contract. In addition—

(1) If this contract is completely or partially terminated, the Contractor shall make available the records relating to the work terminated until 3 years after any resulting final termination settlement; and

(2) The Contractor shall make available records relating to appeals under the Disputes clause or to litigation or the settlement of claims arising under or relating to this contract until such appeals, litigation, or claims are finally resolved.

52.219-1 [Amended]

15. Amend section 52.219-1 in the introductory text of Alternate I by revising “19.307(a)(1)” to read “19.307(a)(2)”.

52.219-8 [Amended]

16. Amend section 52.219-8 by revising the date of the clause to read “(JUNE 1999)”; and by removing from paragraph (c)(4)(ii) of the clause “women; and” and adding “women.” in its place.

17. Amend section 52.219-14 by revising the introductory paragraph to read as follows:

52.219-14 Limitations on Subcontracting.

As prescribed in 19.508(e) or 19.811-3(e), insert the following clause:

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52.219-22 [Amended]

18. Amend section 52.219-22 in the introductory text of Alternate I by revising “19.306(b)” to read “19.307(b)”.

PART 53—FORMS**53.214 [Amended]**

19. Amend section 53.214 in paragraph (c) by removing the last sentence.

53.215-1 [Amended]

20. Amend section 53.215-1 in paragraph (c) by removing the last sentence.

[FR Doc. 99-15152 Filed 6-16-99; 8:45 am]

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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. This *Small Entity Compliance Guide* has been prepared in accordance with Section 212 of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104-121). It consists of a summary of rules appearing in Federal Acquisition Circular (FAC) 97-12 which amend the FAR. The rule marked with an asterisk (*) indicates that a regulatory flexibility analysis has been prepared in accordance with 5 U.S.C. 604. Interested parties may obtain further information regarding these rules by referring to FAC 97-12 which precedes this document. These documents are also available via the Internet at <http://www.arnet.gov/far>.

FOR FURTHER INFORMATION CONTACT: Laurie Duarte, FAR Secretariat, (202) 501-4225.

LIST OF RULES IN FAC 97-12

Item	Subject	FAR case	Analyst
I	Taxpayer Identification Numbers	97-003	Olson.
II	* Use of Brand Name Item Descriptions	96-018	Moss.
III	SBA's 8(a) Business Development Program (Interim)	98-011	Moss.
IV	Competition Under Multiple Award Task and Delivery Order Contracts	98-007	DeStefano.
V	Application of the Brooks Act	98-023	O'Neill

LIST OF RULES IN FAC 97-12—Continued

Item	Subject	FAR case	Analyst
VI	Restrictions on the Acquisition of Information Technology	98-306	Nelson.

Item I—Taxpayer Identification Numbers (FAR Case 97-003)

The interim rule published as Item I of the FAC 97-09 is converted to a final rule without change. The rule amends FAR Parts 1, 4, 13, 14, 15, and 52 to implement Subsection (i) of the Debt Collection Improvement Act of 1996 and Section 1022 of the Taxpayer Relief Act of 1997; and to clarify the Government requirements for reporting contract and payment information to the Internal Revenue Service (IRS).

Item II—Use of Brand Name Item Descriptions (FAR Case 96-018)

This final rule amends FAR Parts 11, 37, and 52 to clarify guidance for the use of brand name purchase descriptions.

Item III—SBA's 8(a) Business Development Program (FAR Case 98-011)

This interim rule amends FAR Parts 12, 19, and 52 to implement changes made in the Small Business

Administration's 8(a) Business Development (8(a)BD) Program regulation contained in 13 CFR parts 121, 124, and 134 regarding the eligibility procedures for admission to the 8(a)BD and contractual assistance programs.

Item IV—Competition Under Multiple Award Task and Delivery Order Contracts (FAR Case 98-007)

This final rule amends the procedures for placing orders under multiple award contracts at FAR 16.505(b). The amendment emphasizes that agencies shall use only fair methods when placing orders. For example, the contracting officer shall not employ allocation or designation of any preferred awardee(s) that would result in less than fair consideration being given to all awardees prior to placing each order.

Item V—Application of the Brooks Act (FAR Case 98-023)

This final rule amends FAR Part 36 to remove the reference to the National

Imagery and Mapping Agency (NIMA) at FAR 36.601-4(a)(4).

Item VI—Restrictions on the Acquisition of Information Technology (FAR Case 98-306)

This final rule revises FAR 39.101 to implement Division A, Section 101(h), Title VI, Section 622 of the Omnibus Appropriations and Authorization Act for Fiscal Year 1999. Section 622 provides that no appropriated funds may be used to acquire information technology that does not comply with FAR 39.106, unless the agency's Chief Information Officer (CIO) determines that noncompliance with 39.106 is necessary to the function and operation of the agency or the acquisition is required by a contract in effect before October 21, 1998.

Dated: June 9, 1999.

Edward C. Loeb,

Director, Federal Acquisition Policy Division.
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