

the need of a precontract cost clause for such contracts.

Impact

NASA certifies that this regulation will not have a significant economic impact on a substantial number of small entities under Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). This rule does not impose any reporting or record keeping requirements subject to the Paperwork Reduction Act.

List of Subjects in 48 CFR Parts 1831 and 1852

Government procurement.

Tom Luedtke,

Deputy Associate Administrator for Procurement.

Accordingly, 48 CFR Parts 1831 and 1852 are amended as follows.

1. The authority citation for 48 CFR Parts 1831 and 1852 continues to read as follows:

Authority: 41 U.S.C. 2473(c)(1).

PART 1831—CONTRACT COST PRINCIPLES AND PROCEDURES

2. Section 1831.205–32 is revised to read as follows:

1831.205–32 Precontract costs.

(a) The authorization of precontract costs is not encouraged and shall be granted only when there will be a sole source award or a single offeror has been selected for negotiations as the result of a competitive procurement, the criteria at FAR 31.205–32 are met, and a written request and justification has been submitted to and approved by the procurement officer. The authorization of precontract cost shall not apply to firm-fixed-price contracts and fixed-price contracts with economic price adjustment. The justification shall:

(1) Substantiate the necessity for the contractor to proceed prior to contract award,

(2) Specify the start date of such contractor effort,

(3) Identify the total estimated time of the advanced effort, and

(4) Specify the cost limitation.

(b) Authorization to the contractor to incur precontract costs shall be in writing and shall:

(1) Specify the start date for incurrence of such costs,

(2) Specify a limitation on the total amount of precontract costs which may be incurred,

(3) State that the costs are allowable only to the extent they would have been if incurred after the contract had been entered into, and

(4) State that the Government is under no obligation to reimburse the contractor for any costs unless a contract is awarded.

(c) Precontract costs shall not be allowable unless the clause at 1852.231–70, Precontract Costs, is included in the contract.

3. Section 1831.205–70 is revised to read as follows:

1831.205–70 Contract clause.

The contracting officer shall insert the clause at 1852.231–70, Precontract Costs, in contracts for which specific coverage of precontract costs is authorized under 1831.205–32.

4. Section 1852.231–70 is revised to read as follows:

1852.231–70 Precontract costs.

As prescribed in 1831.205–70, insert the following clause:

Precontract Costs

(June 1995)

The contractor shall be entitled to reimbursement for costs incurred on or after _____ in an amount not to exceed \$ _____ that, if incurred after this contract had been entered into, would have been reimbursable under this contract.

(End of clause)

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 672

[I.D. 090892B]

RIN 0648–AD44

Groundfish of the Gulf of Alaska; Correction

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and

Atmospheric Administration (NOAA), Commerce.

ACTION: Final rule; correction.

SUMMARY: This document contains a correction to a final regulation (I.D. 090892B) that was published on Wednesday, October 5, 1994. The regulation established standard groundfish product types and standard product recovery rates (PRRs) for purposes of managing the groundfish fisheries off Alaska.

EFFECTIVE DATE: November 4, 1994.

FOR FURTHER INFORMATION CONTACT: Catherine Belli, 301-713-2341.

SUPPLEMENTARY INFORMATION: On October 5, 1994 (59 FR 50699), NMFS published a final rule establishing standard groundfish product types and standard PRRs for the groundfish fisheries off Alaska. The final rule was effective November 4, 1994. NMFS issued a correction to that rule on November 2, 1994 (59 FR 54841), adding amendatory instruction 3 that correctly amended § 672.20. The October 5, 1994, rule included Table 1 to § 672.20, but inadvertently omitted the amendatory instructions to add Table 1 to the section. This notice corrects this oversight and adds Table 1 to § 672.20.

Correction of Publication

Accordingly, the publication on October 5, 1994 (59 FR 50699), of the final regulations (I.D. 090892B), which were the subject of FR Doc. 94–24637, is corrected as follows:

Table 1 to § 672.20 [Corrected]

On page 50702, before the beginning of Table 1 to § 672.20, amendatory instruction 3a. is added to read as follows:

“3a. Section 672.20 is amended by adding a new Table 1 at the end of § 672.20 to read as follows:”.

Dated: May 30, 1995

Rolland A. Schmitt,

Assistant Administrator for Fisheries,
National Marine Fisheries Service.

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