

the following shall be addressed and sent promptly to the receiving transportation officer. * * *

* * * * *

(End of clause)

60. Section 52.242-13 is amended by revising the date in the clause and the first sentence of the clause to read as follows:

52.242-13 Bankruptcy.

* * * * *

Bankruptcy (Jul 1995)

In the event the Contractor enters into proceedings relating to bankruptcy, whether voluntary or involuntary, the Contractor agrees to furnish, by certified mail or electronic commerce method authorized by the contract, written notification of the bankruptcy to the Contracting Officer responsible for administering the contract. * * *

61. Section 52.247-48 is amended by revising the introductory text, the date in the clause heading, redesignating the introductory text of the clause and paragraphs (a), (b), and (c) as (a) introductory text (a)(1), (a)(2), and (a)(3), respectively, adding new paragraph (b), and removing "(R 7-104.76 1968 JUN)" after "(End of clause)" to read as follows:

52.247-48 F.o.b. Destination—Evidence of Shipment.

As prescribed in 47.305-4(c), insert the following clause:

F.O.B. Destination—Evidence of Shipment (Jul 1995)

* * * * *

(b) Electronic transmission of the information required by paragraph (a) of this clause is acceptable.

(End of clause)

PART 53—FORMS

62. Section 53.105 is revised to read as follows:

53.105 Computer generation.

(a) Agencies may computer-generate the Standard and Optional Forms prescribed in the FAR without exception approval (see 53.103), provided—

(1) The form is in an electronic format that complies with Federal Information Processing Standard Number 161; or

(2) There is no change to the name, content, or sequence of the data elements, and the form carries the Standard or Optional Form number and edition date.

(b) The forms prescribed by this part may be computer generated by the public. Unless prohibited by agency regulations, forms prescribed by agency FAR supplements may also be computer

generated by the public. Computer generated forms shall either comply with Federal Information Processing Standard Number 161 or shall retain the name, content, or sequence of the data elements, and shall carry the Standard or Optional Form or agency number and edition date (see 53.111).

53.214 [Amended]

63. Section 53.214 is amended in paragraph (a) by removing "14.407-1(d)" and inserting "14.408-1(d)(1)" in its place.

[FR Doc. 95-16081 Filed 6-30-95; 8:45 am]

BILLING CODE 6820-EP-M

DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Parts 2, 3, 4, 5, 6, 8, 9, 13, 15, 16, 19, 20, 22, 23, 25, 27, 28, 29, 32, 36, 41, 42, 43, 44, 45, 46, 47, 49, 52, and 53

[FAC 90-29; FAR Case 94-770; Item III]

RIN 9000-AG18

Federal Acquisition Regulation; Simplified Acquisition Procedures/ FACNET

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

ACTION: Interim rule with request for comment.

SUMMARY: This interim rule is issued pursuant to the new simplified acquisition and Federal Acquisition Computer Network (FACNET) requirements of the Federal Acquisition Streamlining Act of 1994 (the Act). This regulatory action was subject to Office of Management and Budget review under Executive Order 12866 dated September 30, 1993.

DATES: Effective Date: July 3, 1995.

Comment Date: Comments should be submitted to the FAR Secretariat at the address shown below on or before September 1, 1995, to be considered in the formulation of a final rule.

ADDRESSES: Interested parties should submit written comments to: General Services Administration, FAR Secretariat (VRS), 18th & F Streets NW., Room 4037, Attn: Ms. Beverly Fayson, Washington, DC 20405.

Please cite FAC 90-29, FAR case 94-770 in all correspondence related to this case.

FOR FURTHER INFORMATION CONTACT: Diana Maykowskyj, Team Leader, Simplified Acquisition Procedures/FACNET Team, on (703) 274-6307 in reference to this FAR case. For general information, contact the FAR Secretariat, Room 4037, GS Building, Washington, DC 20405 (202) 501-4755. Please cite FAC 90-29, FAR Case 94-770, Simplified Acquisition Procedures.

SUPPLEMENTARY INFORMATION:

A. Background

The Federal Acquisition Streamlining Act of 1994, Pub. L. 103-355 (FASA), provides authorities that streamline the acquisition process and minimize burdensome Government-unique requirements. Major changes in the acquisition process as a result of the Act's implementation include the areas of commercial item acquisition, simplified acquisition procedures, the Truth in Negotiations Act and Federal Acquisition Computer Network (FACNET).

The terms "simplified acquisition" and "Federal Acquisition Computer Network (FACNET)" are defined by FASA. FASA defines the simplified acquisition threshold as \$100,000. It limits use of simplified acquisition procedures by procurement activities not having certified Interim FACNET to procurements not exceeding \$50,000. Use of simplified acquisition procedures is also limited to procurements not exceeding \$50,000 if any agency does not have certified Full FACNET by January 1, 2000.

Review of the law and this implementing rule requires that the difference between the simplified acquisition threshold and the use of simplified acquisition procedures be recognized. The *simplified acquisition threshold* is \$100,000. The authority to use *simplified acquisition procedures* at the \$100,000 level depends on implementation and proper certification of FACNET.

This rule, the vast majority of which was published as a proposed rule in the **Federal Register** at 60 FR 12366, March 6, 1995, incorporates FAR Subpart 4.5 for FACNET information and guidance. FAR Subpart 4.5 provides definitions, certification information, and exemptions in accordance with FASA. FAR case 91-104 ("Electronic Commerce") and this implementation of FASA are interdependent and are meant to be considered jointly. Reviewers are advised that FACNET is not a single electronic system that will be used by