

DEPARTMENT OF DEFENSE**GENERAL SERVICES
ADMINISTRATION****NATIONAL AERONAUTICS AND
SPACE ADMINISTRATION**

[Docket 2012–0076; Sequence 45; OMB
Control No. 9000–0082]

**Federal Acquisition Regulation;
Submission for OMB Review;
Economic Purchase Quantity—
Supplies**

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

ACTION: Notice of request for public
comments regarding an extension to an
existing OMB clearance.

SUMMARY: Under the provisions of the
Paperwork Reduction Act, the
Regulatory Secretariat will be
submitting to the Office of Management
and Budget (OMB) a request to review
and approve an extension of a
previously approved information
collection requirement concerning
Economic Purchase Quantity—Supplies.
A notice was published in the **Federal
Register** at 77 FR 43077, on July 23,
2012. One respondent submitted
comments.

Public comments are particularly
invited on: Whether this collection of
information is necessary for the proper
performance of functions of the Federal
Acquisition Regulation (FAR), and
whether it will have practical utility;
whether our estimate of the public
burden of this collection of information
is accurate, and based on valid
assumptions and methodology; ways to
enhance the quality, utility, and clarity
of the information to be collected; and
ways in which we can minimize the
burden of the collection of information
on those who are to respond, through
the use of appropriate technological
collection techniques or other forms of
information technology.

DATES: Submit comments on or before
February 25, 2013.

ADDRESSES: Submit comments
identified by Information Collection
9000–0082, Economic Purchase
Quantity—Supplies, by any of the
following methods:

- *Regulations.gov:* <http://www.regulations.gov>.

Submit comments via the Federal
eRulemaking portal by searching the
OMB control number. Select the link
“Submit a Comment” that corresponds
with “Information Collection 9000–0082
Economic Purchase Quantity—

Supplies”. Follow the instructions
provided at the “Submit a Comment”
screen. Please include your name,
company name (if any), and
“Information Collection 9000–0082
Economic Purchase Quantity—
Supplies” on your attached document.

- *Fax:* 202–501–4067.
- *Mail:* General Services

Administration, Regulatory Secretariat
(MVCB), 1275 First Street NE.,
Washington, DC 20417. ATTN: Hada
Flowers/IC 9000–0082, Economic
Purchase Quantity—Supplies.

Instructions: Please submit comments
only and cite Information Collection
9000–0082, Economic Purchase
Quantity—Supplies, in all
correspondence related to this
collection. All comments received will
be posted without change to <http://www.regulations.gov>, including any
personal and/or business confidential
information provided.

FOR FURTHER INFORMATION CONTACT: Mr.
Michael O. Jackson, Procurement
Analyst, Office of Governmentwide
Acquisition Policy, (202) 208–4949 or
email michael.o.jackson@gsa.gov.

SUPPLEMENTARY INFORMATION:

A. Purpose

The provision at 52.207–4, Economic
Purchase Quantity—Supplies, invites
offerors to state an opinion on whether
the quantity of supplies on which bids,
proposals, or quotes are requested in
solicitations is economically
advantageous to the Government. Each
offeror who believes that acquisitions in
different quantities would be more
advantageous is invited to (1)
recommend an economic purchase
quantity, showing a recommended unit
and total price, and (2) identify the
different quantity points where
significant price breaks occur. This
information is required by Public Law
98–577 and Public Law 98–525.

B. Discussion and Analysis

One respondent submitted public
comments on the extension of the
previously approved information
collection. The analysis of the public
comments is summarized as follows:

Comment: The respondent
commented that the extension of the
information collection would violate the
fundamental purposes of the Paperwork
Reduction Act because of the burden it
puts on the entity submitting the
information and the agency collecting
the information. The respondent
opposes granting the extension of the
information collection requirement.

Response: In accordance with the
Paperwork Reduction Act (PRA),

agencies can request an OMB approval
of an existing information collection.
The PRA requires that agencies use the
Federal Register notice and comment
process, to extend the OMB’s approval,
at least every three years. This
extension, to a previously approved
information collection, pertains to the
provision at FAR 52.207–4, Economic
Purchase Quantity—Supplies, which
invites offerors to state an opinion on
whether the quantity of supplies on
which bids, proposals, or quotes are
requested in solicitations is
economically advantageous to the
Government. Each offeror who believes
that acquisitions in different quantities
would be more advantageous is invited
to (1) recommend an economic purchase
quantity, showing a recommended unit
and total price, and (2) identify the
different quantity points where
significant price breaks occur. This
information is required by Public Law
98–577 and Public Law 98–525. Not
granting this extension would
consequently eliminate FAR clauses
that provide a benefit to the public and
the agency collecting the information.

Comment: The respondent
commented that the agency did not
accurately estimate the public burden
challenging that the agency’s
methodology for calculating it is
insufficient and inadequate and does
not reflect the total burden. For this
reason, the respondent provided that the
agency should reassess the estimated
total burden hours and revise the
estimate upwards to be more accurate,
as was done in FAR Case 2007–006. The
same respondent also provided that the
burden of compliance with the
information collection requirement
greatly exceeds the agency’s estimate
and outweighs any potential utility of
the extension.

Response: Serious consideration is
given, during the open comment period,
to all comments received and
adjustments are made to the paperwork
burden estimate based on reasonable
considerations provided by the public.
This is evidenced, as the respondent
notes, in FAR Case 2007–006 where an
adjustment was made from the total
preparation hours from three to 60. This
change was made considering
particularly the hours that would be
required for review within the company,
prior to release to the Government.

The burden is prepared taking into
consideration the necessary criteria in
OMB guidance for estimating the
paperwork burden put on the entity
submitting the information. For
example, consideration is given to an
entity reviewing instructions; using
technology to collect, process, and

disclose information; adjusting existing practices to comply with requirements; searching data sources; completing and reviewing the response; and transmitting or disclosing information. The estimated burden hours for a collection are based on an average between the hours that a simple disclosure by a very small business might require and the much higher numbers that might be required for a very complex disclosure by a major corporation. Also, the estimated burden hours should only include projected hours for those actions which a company would not undertake in the normal course of business.

Careful consideration went into assessing the burden for this collection. There is no centralized database for the collection of the information associated with this requirement. The solicitation provision of this information collection is not required to be inserted in contracts for the General Services Administration multiple award schedule contract program where numerous agencies place orders for supplies. In addition, a contracting officer can determine not to include the provision in a solicitation for supplies under certain circumstances. Further, the FAR requirements to conduct market research significantly reduced the applicability of the provision because Government quantities are more in line with industry practices. However, based on the information submitted by the respondent an adjustment is made to the estimated burden. At any point, members of the public may submit comments for further consideration, and are encouraged to provide data to support their request for an adjustment.

C. Annual Reporting Burden

Respondents: 3,000.

Responses Per Respondent: 25.

Annual Responses: 75,000.

Hours per Response: 1.

Total Burden Hours: 75,000.

Obtaining Copies of Proposals:

Requesters may obtain a copy of the information collection documents from the General Services Administration, Regulatory Secretariat (MVCB), 1275 First Street NE., Washington, DC 20417, telephone (202) 501-4755. Please cite OMB Control No. 9000-0082, Economic Purchase Quantity—Supplies, in all correspondence.

Dated: January 18, 2013.

William Clark,

Acting Director, Federal Acquisition Policy Division, Office of Governmentwide Acquisition Policy, Office of Acquisition Policy, Office of Governmentwide Policy.

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DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Docket 2012-0076; Sequence 43; OMB Control No. 9000-0073]

Federal Acquisition Regulation; Submission of OMB Review; Advance Payments

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

ACTION: Notice of request for public comments regarding an extension to an existing OMB clearance.

SUMMARY: Under the provisions of the Paperwork Reduction Act, the Regulatory Secretariat will be submitting to the Office of Management and Budget (OMB) a request to review and approve an extension of a previously approved information collection requirement concerning advance payments. A notice was published in the **Federal Register** at 77 FR 43083, on July 23, 2012. One comment was received.

Public comments are particularly invited on: Whether this collection of information is necessary for the proper performance of functions of the Federal Acquisition Regulations (FAR), and whether it will have practical utility; whether our estimate of the public burden of this collection of information is accurate, and based on valid assumptions and methodology; ways to enhance the quality, utility, and clarity of the information to be collected; and ways in which we can minimize the burden of the collection of information on those who are to respond, through the use of appropriate technological collection techniques or other forms of information technology.

DATES: Submit comments on or before February 25, 2013.

ADDRESSES: Submit comments identified by Information Collection 9000-0073 Advance Payments by any of the following methods:

- *Regulations.gov:* <http://www.regulations.gov>.

Submit comments via the Federal eRulemaking portal by searching the OMB control number. Select the link "Submit a Comment" that corresponds with "Information Collection 9000-0073, Advance Payments". Follow the instructions provided at the "Submit a Comment" screen. Please include your name, company name (if any), and "Information Collection 9000-0073, Advance Payments" on your attached document.

- *Fax:* 202-501-4067.
- *Mail:* General Services

Administration, Regulatory Secretariat (MVCB), 1275 First Street NE., Washington, DC 20417. ATTN: Hada Flowers/IC 9000-0073, Advance Payments.

Instructions: Please submit comments only and cite Information Collection 9000-0073, Advance Payments, in all correspondence related to this collection. All comments received will be posted without change to <http://www.regulations.gov>, including any personal and/or business confidential information provided.

FOR FURTHER INFORMATION CONTACT: Mr. Edward Chambers, Procurement Analyst, Office of Governmentwide Acquisition Policy, GSA (202) 501-3221 or email edward.chambers@gsa.gov.

SUPPLEMENTARY INFORMATION:

A. Purpose

Advance payments may be authorized under Federal contracts and subcontracts. Advance payments are the least preferred method of contract financing and require special determinations by the agency head or designee. Specific financial information about the contractor is required before determinations by the agency head or designee. Specific financial information about the contractor is required before such payments can be authorized (see FAR 32.4 and 52.232-12). The information is used to determine if advance payments should be provided to the contractor.

B. Analysis of Public Comments

One respondent submitted public comments on the extension of the previously approved information collection. The analysis of the public comments is summarized as follows:

Comment: The respondent commented that the extension of the information collection would violate the fundamental purposes of the Paperwork Reduction Act because of the burden it puts on the entity submitting the information and the agency collecting the information.