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48 CFR Chapter 1, *et al.*

Federal Acquisition Regulations; Federal Acquisition Circular 2005–75;
Introduction; *et al.* Final Rules

DEPARTMENT OF DEFENSE**GENERAL SERVICES
ADMINISTRATION****NATIONAL AERONAUTICS AND
SPACE ADMINISTRATION****48 CFR Chapter 1**

[Docket No. FAR 2014–0051, Sequence No. 3]

**Federal Acquisition Regulation;
Federal Acquisition Circular 2005–75;
Introduction**AGENCY: Department of Defense (DoD),
General Services Administration (GSA),and National Aeronautics and Space
Administration (NASA).**ACTION:** Summary presentation of
interim and final rules.**SUMMARY:** This document summarizes
the Federal Acquisition Regulation
(FAR) rules agreed to by the Civilian
Agency Acquisition Council and the
Defense Acquisition Regulations
Council (Councils) in this Federal
Acquisition Circular (FAC) 2005–75. A
companion document, the *Small Entity
Compliance Guide* (SECG), follows this
FAC. The FAC, including the SECG, is
available via the Internet at [http://
www.regulations.gov](http://www.regulations.gov).**DATES:** For effective dates and comment
dates see separate documents, which
follow.**FOR FURTHER INFORMATION CONTACT:** The
analyst whose name appears in the table
below in relation to the FAR case.
Please cite FAC 2005–75 and the
specific FAR case number. For
information pertaining to status or
publication schedules, contact the
Regulatory Secretariat at 202–501–4755.**RULES LISTED IN FAC 2005–75**

Item	Subject	FAR Case	Analyst
I	EPEAT Items (Interim)	2013–016	Chambers.
II	Contracting with Women-Owned Small Business Concerns	2013–010	Morgan.
III	Limitation on Allowable Government Contractor Compensation Costs (Interim)	2014–012	Chambers.

SUPPLEMENTARY INFORMATION:

Summaries for each FAR rule follow.
For the actual revisions and/or
amendments made by these rules, refer
to the specific item numbers and
subjects set forth in the documents
following these item summaries. FAC
2005–75 amends the FAR as specified
below:

**Item I—EPEAT Items (FAR Case 2013–
016) (Interim)**

This interim rule implements changes
in the Electronic Product Environmental
Assessment Tool (EPEAT®)-registry
requirements at FAR subpart 23.7. The
FAR requirement to procure EPEAT®-
registered products is revised to
incorporate the revised standard
applicable to personal computer
products and to add the standards for
imaging equipment and televisions.

**Item II—Contracting With Women-
Owned Small Business Concerns (FAR
Case 2013–010)**

This final rule adopts as final, without
change, an interim rule that amended
FAR 19.1505 to remove the dollar
limitation for set-asides for
economically disadvantaged women-
owned small business (EDWOSB)
concerns or women-owned small
business (WOSB) concerns eligible
under the Women-Owned Small
Business (WOSB) Program. The interim
rule implemented section 1697 of the
National Defense Authorization Act for
Fiscal Year 2013, Public Law 112–239,
which amended section 8(m) of the
Small Business Act, (15 U.S.C. 637(m)).

As a result of this change, contracting
officers may set aside acquisitions for
competition restricted to EDWOSB
concerns or WOSB concerns eligible
under the WOSB Program at any dollar
level above the micro-purchase
threshold, provided the other
requirements for a set-aside under the
WOSB Program are met.

**Item III—Limitation on Allowable
Government Contractor Compensation
Costs (FAR Case 2014–012) (Interim)**

This interim rule amends the FAR to
implement section 702 of the Bipartisan
Budget Act of 2013. In accordance with
section 702, this interim rule revises the
allowable cost limit relative to the
compensation of contractor and
subcontractor employees. In the current
FAR, this limitation on the allowability
of compensation is an amount set
annually by the Office of Federal
Procurement Policy and covers all
Federal agencies; it is currently
\$952,308. Under this interim rule, this
limitation on a contractor's employee's
compensation will be \$487,000,
adjusted annually to reflect the change
in the Employment Cost Index for all
workers as calculated by the Bureau of
Labor Statistics. Also, in accordance
with section 702, this interim rule
implements the possible exception to
this allowable cost limit for scientists,
engineers, or other specialists upon an
agency determination that such
exceptions are needed to ensure that the
executive agency has continued access
to needed skills and capabilities.
Because most contracts awarded to

small businesses are awarded on a
fixed-price basis, the impact of this
compensation limitation on small
businesses will be minimal.

Dated: June 13, 2014.

William Clark,*Acting Director, Office of Government-Wide
Acquisition Policy, Office of Acquisition
Policy, Office of Government-Wide Policy.*

Federal Acquisition Circular (FAC) 2005–
75 is issued under the authority of the
Secretary of Defense, the Administrator of
General Services, and the Administrator for
the National Aeronautics and Space
Administration.

Unless otherwise specified, all Federal
Acquisition Regulation (FAR) and other
directive material contained in FAC 2005–75
is effective June 24, 2014 except for item III,
which is effective June 24, 2014.

Dated: June 13, 2014.

Linda Neilson,*Deputy Director, Defense Procurement and
Acquisition Policy, for the Defense
Acquisition Regulations System.*

Dated: June 13, 2014.

Jeffrey A. Koses,*Senior Procurement Executive/Deputy CAO,
Office of Acquisition Policy, U.S. General
Services Administration.*

Dated: June 12, 2014.

Ronald A. Poussard,*Director, Contract Management Division,
National Aeronautics and Space
Administration.*

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