

(2) HCO-to-TTY and HCO-to-HCO. Captioned telephone service providers and IP CTS providers are not required to provide:

(i) Text-to-voice functionality; and  
(ii) One-line HCO, two-line HCO, HCO-to-TTY, and HCO-to-HCO. IP CTS providers are not required to provide one-line VCO.

(vi) TRS providers are required to provide the following features:

(A) Call release functionality (only with respect to the provision of TTY-based relay service);

(B) Speed dialing functionality; and

(C) Three-way calling functionality.

\* \* \* \* \*

(b) *Technical standards*—(1) *ASCII and Baudot*. TTY-based relay service shall be capable of communicating with ASCII and Baudot format, at any speed generally in use. Other forms of TRS are not subject to this requirement.

\* \* \* \* \*

(3) *Equal access to interexchange carriers*. TRS users shall have access to their chosen interexchange carrier through the TRS, and to all other operator services to the same extent that such access is provided to voice users. This requirement is inapplicable to providers of Internet-based TRS if they do not assess specific charges for long distance calling.

\* \* \* \* \*

(c) \* \* \*

(14) *TRS calls requiring the use of multiple CAs*. The following types of calls that require multiple CAs for their handling are compensable from the TRS Fund:

(i) VCO-to-VCO calls between multiple captioned telephone relay service users, multiple IP CTS users, or captioned telephone relay service users and IP CTS users;

(ii) Calls between captioned telephone relay service or IP CTS users and TTY service users; and

(iii) Calls between captioned telephone relay service or IP CTS users and VRS users.

[FR Doc. 2014-24532 Filed 10-20-14; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MB Docket No. 14-56, RM-11718; DA 14-1360]

### Radio Broadcasting Services; Centerville, Texas

AGENCY: Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Audio Division, at the request of Bryan Broadcasting License Corporation, substitutes Channel 274A for vacant Channel 267A at Centerville, Texas, and grant the Application for Station KKEE, Centerville, Texas, File No. BMPH-20140324ADD. A staff engineering analysis indicates that Channel 274A can be allotted to Centerville, Texas consistent with the minimum distance separation requirements of the Commission's Rules with a site restriction located 4.3 kilometers (2.7 miles) east of Centerville. The reference coordinates are 31-15-00 NL and 95-56-00 WL.

**DATES:** Effective November 3, 2014.

**ADDRESSES:** Secretary, Federal Communications Commission, 445 12th Street SW., Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Rolanda F. Smith, Media Bureau, (202) 418-2700.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the *Report and Order*, DA 14-1360, adopted September 18, 2014, and released September 19, 2014. The full text of this document is available for inspection and copying during normal business hours in the FCC's Reference Information Center at Portals II, CY-A257, 445 Twelfth Street SW., Washington, DC 20554. This document may also be purchased from the Commission's duplicating contractors, Best Copy and Printing, Inc., 445 12th Street SW., Room CY-B402, Washington, DC 20554, telephone 1-800-378-3160 or via Web site at [www.BCPIWEB.com](http://www.BCPIWEB.com). This document does not contain information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104-13. The Commission will send a copy of the *Report and Order* in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, *see* 5 U.S.C. 801(a)(1)(A).

### List of Subjects in 47 CFR Part 73

Radio, Radio broadcasting.

Federal Communications Commission.

**Nazifa Sawez,**

*Assistant Chief, Audio Division, Media Bureau.*

For the reasons discussed in the preamble, the Federal Communications Commission amends 47 CFR part 73 as follows:

### PART 73—RADIO BROADCAST SERVICES

■ 1. The authority citation for part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 303, 334, 336 and 339.

### § 73.202 [Amended]

■ 2. Section 73.202(b), the Table of FM Allotments under Texas, is amended by removing Channel 267A at Centerville.

[FR Doc. 2014-23656 Filed 10-20-14; 8:45 am]

BILLING CODE 6712-01-P

## GENERAL SERVICES ADMINISTRATION

### 48 CFR Parts 501, 537, and 552

[(Change 59); GSAR Case 2013-G501; Docket No. 2014-0010; Sequence No. 1]

RIN 3090-AJ46

### General Services Administration Acquisition Regulation; (GSAR); Qualifications of Offerors

AGENCY: Office of Acquisition Policy, General Services Administration (GSA).

ACTION: Final rule.

**SUMMARY:** The General Services Administration (GSA) is amending the General Services Administration Acquisition Regulation (GSAR) to remove the GSAR provision Qualifications of Offerors.

**DATES:** *Effective:* October 21, 2014.

**FOR FURTHER INFORMATION CONTACT:** Ms. Christina Mullins, Procurement Analyst, by phone at 202-969-4066, or by email at [christina.mullins@gsa.gov](mailto:christina.mullins@gsa.gov), for clarification of content. For information pertaining to status or publication schedules, contact the Regulatory Secretariat at 202-501-4755. Please cite GSAR Case 2013-G501.

### SUPPLEMENTARY INFORMATION:

#### I. Background

GSA published a proposed rule in the *Federal Register* at 79 FR 24361 on April 30, 2014, amending the General Services Administration Acquisition Regulation (GSAR), to remove GSAR provision 552.237-70, Qualifications of Offerors, and provide other conforming changes. No comments were received on the proposed rule by the June 30, 2014 closing date.

This rule is a result of the Retrospective Analysis conducted under Executive Order 13563. Executive Order 13563 required agencies to review existing regulations and identify rules that are obsolete, unnecessary, unjustified, excessively burdensome or counterproductive and identify those rules that warrant repeal, amendment, or revision. The General Services Administration (GSA) identified GSAR provision 552.237-70 in GSA's Final

Plan for Retrospective Analysis approved by the Office of Management and Budget on August 18, 2011. GSA's Final Plan for Retrospective Analysis was published in the **Federal Register** on June 3, 2011, welcoming public comments. No comments were received. The GSA's Final Plan was also posted on [www.gsa.gov/open](http://www.gsa.gov/open).

**II. Discussion and Analysis**

GSAM Provision 552.237-70, Qualifications of Offerors, was utilized to support GSA's Public Buildings Service as outlined in GSAM 537.110. The provision requires all offerors considered for award for building services expected to exceed the simplified acquisition threshold and not initiated with Ability One under the Javits-Wagner-O'Day Act to furnish:

- Narrative statement listing comparable contracts performed.
- A general history of operating organization and complete experience.
- A statement of financial resources.
- Information on ability to maintain a staff of regular employees adequate to ensure continuous performance of the work.
- Demonstration that equipment and/or plant capacity for the work contemplated is sufficient, adequate and suitable.

- Information on competency in performing comparable building service contracts, acceptable financial resources, personnel staffing, plant, equipment and supply sources.

As a result of the Retrospective Analysis, GSA determined that the GSAR provision, 552.237-70, Qualifications of Offerors, is obsolete and is no longer necessary. The collection of information associated with this provision is captured in a variety of methods such as: Compliance with FAR Part 9 including pre-award information, System for Award Management (SAM) reports and receipt of contractor's proposal information submitted in response to the Government technical evaluation criteria.

The specific changes contained in this rule are as follows:

- Information Collection 3090-0197, Qualifications of Offerors is deleted in its entirety.
- Under Subpart 501.106—Delete GSAR reference to Information Collection 3090-0197 and GSAR Provision 552.237-70.
- Under GSAR 537.110, Solicitation provisions and contract clauses—Delete GSAR 537.110(a)(1).
- Under GSAR 552.2, Provisions and Clauses—GSAR 552.212-71, Contract Terms and Conditions Applicable to

GSA Acquisition of Commercial Items, delete paragraph (a), and designate the clause introductory text as paragraph (a) and revise.

- Under GSAR 552.2, Provisions and Clauses—Delete Provision 552.237-70 in its entirety.

**III. Executive Orders 12866 and 13563**

Executive Orders (E.O.s) 12866 and 13563 direct agencies to assess all costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety effects, distributive impacts, and equity). E.O. 13563 emphasizes the importance of quantifying both costs and benefits, of reducing costs, of harmonizing rules, and of promoting flexibility. This is not a significant regulatory action and, therefore, was not subject to review under Section 6(b) of E.O. 12866, Regulatory Planning and Review, dated September 30, 1993. This rule is not a major rule under 5 U.S.C. 804.

**IV. Regulatory Flexibility Act**

GSA has prepared a Final Regulatory Flexibility Analysis (FRFA) consistent with the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.* The FRFA is summarized as follows:

This final rule reduces the burden on small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*, as the Information Collection 3090-0197, citing provision 552.237-70, Qualifications of Offerors, is no longer needed and is removed from the GSAR. Both large and small business entities will no longer be bound to submit data that the Government can freely obtain from a variety of other sources.

There were no comments by the public in response to the Initial Regulatory Flexibility Analysis provided in the proposed rule. No comments were filed by the Chief Counsel for Advocacy of the Small Business Administration.

This rule does not impose any new information collection requirements on small businesses. It will have no direct negative impact on any small business concern.

Interested parties may obtain a copy of the FRFA from the Regulatory Secretariat. The Regulatory Secretariat has submitted a copy of the FRFA to the Chief Counsel for Advocacy of the Small Business Administration.

**V. Paperwork Reduction Act**

OMB approved the withdrawal and discontinuation of the Information Collection 3090-0197 (Qualifications of Offerors) identifying GSAR Provision 552.237-70 on October 24, 2011. Therefore, this final rule does not

contain any information collection requirements that require additional approval of the Office of Management and Budget under the Paperwork Reduction Act (44 U.S.C. Chapter 35).

**List of Subjects in 48 CFR Parts 501, 537, and 552**

Government procurement.

Dated: October 10, 2014.

**Jeffrey A. Koses,**

*Senior Procurement Executive, Office of Acquisition Policy, Office of Government-wide Policy.*

Therefore, GSA amends 48 CFR parts 501, 537, and 552 as set forth below:

- 1. The authority citation for 48 CFR parts 501, 537, and 552 continues to read as follows:

**Authority:** 40 U.S.C. 121(c).

**PART 501—GENERAL SERVICES ADMINISTRATION ACQUISITION REGULATION SYSTEM**

**501.106 [Amended]**

- 2. Amend section 501.106, in the table, by removing GSAR Reference “552.237-70” and its corresponding OMB Control Number “3090-0197”.

**PART 537—SERVICE CONTRACTING**

- 3. Amend section 537.110 by revising paragraph (a) to read as follows:

**537.110 Solicitation provisions and contract clauses.**

\* \* \* \* \*

(a) If the contract is expected to exceed the simplified acquisition threshold and it is not initiated with Ability One under the Javits-Wagner-O'Day Act insert 552.237-71, Qualifications of Employees, in the solicitation and contract. If needed, use supplemental provisions or clauses to describe specific requirements for employees performing work on the contract.

\* \* \* \* \*

**PART 552—SOLICITATION PROVISIONS AND CONTRACT CLAUSES**

**552.212-71 [Amended]**

- 4. Amend section 552.212-71 by—
- a. Revising the date of the clause;
- b. Removing paragraph (a); and
- c. Redesignating the clause introductory text as paragraph (a) and revising it to read as follows:

**552.212-71 Contract Terms and Conditions Applicable to GSA Acquisition of Commercial Items.**

\* \* \* \* \*

**Contract Terms and Conditions Applicable to GSA Acquisition of Commercial Items (OCT 2014)**

(a) The Contractor agrees to comply with any clause that is incorporated herein by reference to implement agency policy applicable to acquisition of commercial items or components. The clause in effect based on the applicable regulation cited on the date the solicitation is issued applies unless otherwise stated herein. The clauses in paragraph (b) of this section are incorporated by reference:

*[The Contracting Officer should check the clauses that apply or delete the clauses that do not apply from the list. The Contracting Officer may add the date of the clause if desired for clarity.]*

\* \* \* \* \*

**552.237-70 [Removed and Reserved]**

■ 5. Remove and reserve section 552.237-70.

[FR Doc. 2014-24992 Filed 10-20-14; 8:45 am]

BILLING CODE 6820-61-P

**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration****50 CFR Part 679**

[Docket No. 090313314-4831-02]

RIN 0648-AX78

**Fisheries of the Exclusive Economic Zone Off Alaska; Modifications to Federal Fisheries Permits and Federal Processor Permits**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Final rule.

**SUMMARY:** NMFS revises regulations for the application process, use, surrender, and amendment of a Federal Fisheries Permit (FFP) or a Federal Processor Permit (FPP). This action will reduce industry compliance costs associated with fishing and processing permit regulations and NMFS' administrative costs associated with maintaining and updating permit application regulations and forms. This action promotes the goals and objectives of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act), the Fishery Management Plan for Groundfish of the Gulf of Alaska, the Fishery Management Plan for Groundfish of the Bering Sea and Aleutian Islands Management Area, and other applicable laws.

**DATES:** Effective November 20, 2014.

**ADDRESSES:** Electronic copies of the proposed rule, the Categorical Exclusion, and the Regulatory Impact Review/Initial Regulatory Flexibility Analysis (RIR/IRFA) are available from <http://www.regulations.gov> or from the NMFS Alaska Region Web site at <http://alaskafisheries.noaa.gov>.

Written comments regarding the burden-hour estimates or other aspects of the collection-of-information requirements contained in this rule may be submitted to NMFS, Alaska Region, P.O. Box 21668, Juneau, AK 99802-1668, Attn: Ellen Sebastian, Records Officer; or by email to [OIRA\\_Submission@omb.eop.gov](mailto:OIRA_Submission@omb.eop.gov) or fax to 202-395-5806.

**FOR FURTHER INFORMATION CONTACT:**

Patsy A. Bearden, Sustainable Fisheries Division, 907-586-7228.

**SUPPLEMENTARY INFORMATION:****Regulatory Authority**

NMFS Alaska Region manages the U.S. groundfish fisheries in the Exclusive Economic Zone (EEZ) off Alaska under the Fishery Management Plan for Groundfish of the Bering Sea and Aleutian Islands Management Area and the Fishery Management Plan for Groundfish of the Gulf of Alaska. The fishery management plans were prepared by the North Pacific Fishery Management Council, under authority of the Magnuson-Stevens Act, 16 U.S.C. 1801 *et seq.* and other applicable laws, and approved by the Secretary of Commerce. Regulations implementing the fishery management plans appear at 50 CFR part 679. General regulations that pertain to U.S. fisheries appear at subpart H of 50 CFR part 600.

**Background**

NMFS published a proposed rule for these regulatory amendments in the **Federal Register** on April 18, 2014 (79 FR 21882). The 30-day comment period on the proposed rule ended on May 19, 2014. NMFS received one comment during the comment period on the proposed rule. The public comment and NMFS' response are found in the Comment and Response section below.

A detailed review, including rationale, for these regulations are provided in the preamble to the proposed rule (79 FR 21882, April 18, 2014) and are not repeated here (see **ADDRESSES**). A brief summary of the regulatory amendments follows.

This final rule incorporates six actions that will: (1) Eliminate the requirement to submit an original permit when surrendering the permit to NMFS or when applying for a permit revision. This action will also add a

proof of permit application submission standard; (2) allow the use of a valid legible copy in place of an original FFP or FPP; (3) remove redundant FFP and FPP application form requirements; (4) clarify the circumstances under which an FFP or FPP must be held by fishery participants; (5) make minor clarifications to FFP regulations; and (6) make other regulatory corrections and revisions to regulatory text.

*Action 1: Eliminate the Requirements To Submit an Original Permit When Surrendering the Permit to NMFS or When Amending an FFP or FPP, and Add a Proof of Application Submission Standard for Surrendering or Amending a Permit*

Section 679.4(a)(9) governs surrender of permits issued by NMFS Alaska Region, and § 679.4(b) and (f) govern FFPs and FPPs, respectively. This rule revises paragraphs (a)(9), (b), and (f) to describe the process to surrender or amend a permit. Paragraph (a)(9) is amended to eliminate the requirement that the FFP holder or FPP holder mail the original permit to NMFS. Instead of mailing back the original permit, a permit holder will notify NMFS of intent to surrender or amend an FFP or FPP by submitting an FFP or FPP application form (see <http://www.alaska.fisheries.noaa.gov>).

This rule adds a standard at § 679.4(a)(9)(iii) and (iv) that requires permit applicants to have "objective written evidence" to prove that their application to surrender or amend a permit was received by NMFS. In some circumstances, persons have unsuccessfully filed applications to surrender or amend a permit because they missed a filing deadline. This rule establishes a "proof of receipt" standard, in a case of disputed receipt within a filing deadline, that allows an applicant to prove that the deadline was met when surrendering or amending a permit to Restricted Access Management (RAM), the NMFS Alaska Region permit division. Objective written evidence will include, for example, the applicant's use of United States Post Office Priority mail delivery confirmation, or the United States Post Office "green card" with its confirmed receipt.

Regulations at § 679.4(a)(9)(iii) and (iv) state that the sender is responsible for keeping proof that the application form to amend or surrender a permit was received by NMFS. This does not directly impose an additional recordkeeping or reporting requirement on a permit holder. The objective written evidence standard will be used