

GENERAL SERVICES ADMINISTRATION (GSA) RETROSPECTIVE REVIEW OF EXISTING RULES – STATUS UPDATE
(January 2016 Updated)

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| GSA | Office of Government-wide Policy | GSAR Case XXXX-XXX Paper Price List Distribution for Federal Supply Schedules | TBD | Remove requirement to distribute paper price lists to Federal Supply Schedule vendors because the price lists are displayed electronically on GSA Advantage. | New - Under Development | 6/30/17 | No | Public and agency comments. | Updates contract requirements to reflect the current process that contractors utilize to make their Multiple Award Schedule offerings available to ordering activities. |
| GSA | Office of Government-wide Policy | FTR Case 2015-303; Optimal Use of the Government Contractor-Issued Travel Charge Card | 3090-AJ68 | Update 41 CFR Parts 301-51 and 301-70 for the use of SmartPay® Travel charge card requirements and exceptions. | New - Under Development | NPRM: Published at 81 FR 5007, on 1/29/16. Comments due by 3/29/2016. | No | Government-wide Travel Advisory Committee; Public and agency comments. | Currently a significant number of transactions are not charged on the government issued charge card and reducing this number has the potential to save up to \$1 million in charge card rebates. |
| GSA | Office of Government-wide Policy | FTR Case 2016-XXX; General Administrative Update – TDY | TBD | Update numerous TDY provisions based on administrative changes, case holdings, and agency review. | New - Under Development | NPRM: 06/31/2016 | No | Public and agency comments. | The purpose of this is for accuracy with current statute and case law, not cost savings. |
| GSA | Office of Government-wide Policy | FTR Case 2015-XXX; Payment in-kind/Purpose Codes | TBD | Update 41 CFR Parts 300-3, 304-3, and App. C to Chapter 301, with regards to definitions, purpose codes, and in-kind payments to speakers at meetings and events. | New - Under Development | NPRM: 06/31/2016 | No | Government-wide Travel Advisory Committee; Public and agency comments. | Increase efficiency, consistency, and transparency of reporting conferences and other purposes of travel by Government employees. The estimated savings is undetermined, although this should reduce administrative burden for attendance of scientific conferences as well as enhance the mission of STEM related employees. |
| GSA | Office of Government-wide Policy | FTR Case 2016-XXX; General Administrative Update - Relocation | TBD | Update numerous relocation provisions based on administrative changes, case holdings, and agency review. | New - Under Development | NPRM: 06/31/2016 | No | Public and agency comments. | The purpose of this is for accuracy with current statute and case law, not cost savings. |
| GSA | Office of Government-wide Policy | FTR Case 2016-XXX; Per Diem Meals Allocation | TBD | Update 41 CFR Part 301-11-18 by removing the breakdown table for the meals and incidental expenses (M&IE) portion of the per diem allowance. The table will continue to be published on GSA's website and any changes to the rates will be publicized via FTR Bulletins. | New - Under Development | NPRM: N/A FINAL: 06/31/2016 | No | N/A | Update will improve efficiencies and reduce costs by avoiding continuous updates to the FTR through traditional rulemaking processes as regulatory bulletins and updates to the GSA website for this purpose will suffice. Estimated administrative cost avoidance of \$100,000 every time the meal rates are updated. |

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| GSA | Office of Government-wide Policy | FMR 102-78; Historic Preservation | TBD | Clarifies policies to manage, maintain, and dispose of historic buildings and implements policies in Executive Orders. | New - Under Development | NPRM: 5/31/2016 | No | Public comment and collaborative dialogue with industry. | Updates are expected to lead to more consistent compliance with NHPA, Executive Orders 13287 and 13006, and other related laws and directives. The purpose is to provide accuracy with current statutes and Executive Orders and not cost savings. |
| | Office of Government-wide Policy | FMR 2015-102-3; Arts in Architecture | 3090-AJ60 | Sets forth guidance on how GSA commissions artwork and facilitates participation by a large diverse group of living American artists for federal buildings. | New - Under Development | NPRM: Published at 80 FR 39719, on 7/10/15. FINAL: 05/28/2016 | No | Public comment and collaborative dialogue with industry. | Updating the FMR to reflect the current program. The purpose is to provide consistency with current statutes or policies and not cost savings. |
| GSA | Office of Government-wide Policy | FMR 102-118: Transportation Payment and Audit. Subparts include B- Ordering and Paying for Transportation and Transportation Services; Subpart C- Use of Government Billing Documents; F- Claims and Appeal Procedures; and review Subpart A | TBD | FMR Proposed Amendment clarifies agencies transportation payment and audit requirements. The FMR is written in plain language to provide agencies with updated regulatory material that is easy to read and understand. Revision of 102-118 is being completed in two phases. This is the second phase. | New - Under Development | NPRM: 6/30/2016 | No | Public inter and Intra-agency working group input, including Government-wide Transportation Policy Council input, Legal Counsel and public comment. | Anticipated Benefits: Clarifies agencies transportation payment and audit requirements. Will determine cost/benefit up to 3 years after implementation of the final rule. |
| GSA | Office of Government-wide Policy | FMR 102-41; Seized, forfeited, abandoned property | TBD | Reviewed and revised as part of ongoing retrospective review. During customer and stakeholder engagement discussions, there was no immediate need to make changes to this policy. Comprehensive review and revision of all personal property FMR regulations planned for FY 2016/2017. | New - Under Development | NPRM: 12/31/2016 | No | Public comment, Interagency council review, and customer engagement. | Anticipated Benefits: Improved policy leading to enhanced Federal activity and ease of use to customers. Will determine cost/benefit if there are changes to the rule. No immediate cost savings are quantifiable. |
| GSA | Office of Government-wide Policy | FMR 102-38; Sales of Federal Property | TBD | Regulation was withdrawn from publication due to consideration of new policy of greater centralization of policy. Comprehensive review and revision of all personal property FMR regulations planned for FY 2016/2017. | New - Under Development | NPRM: 12/31/2016 | No | Public comment, Interagency council review, and customer engagement. | Anticipated Benefits: Improved policy leading to enhanced Federal activity and ease of use to customers. The purpose of this is for consistency with current statute or Administration/Management Agenda policy and not to provide cost savings. |
| GSA | Office of Government-wide Policy | FMR 102-35; General Asset Disposal | TBD | Rule provides general overview of disposal policies. During customer and stakeholder engagement discussions, there was no immediate need to make changes to this policy. Comprehensive review and revision of all personal property FMR regulations planned for FY 2016/2017. | New - Under Development | NPRM: 12/31/2016 | No | Public comment, Interagency council review, and customer engagement. | Anticipated Benefits: Improved policy leading to enhanced Federal activity and ease of use to customers. Will determine cost/benefit if there are changes to the rule. No immediate cost savings are quantifiable. |

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| GSA | Office of Government-wide Policy | GSAR Case 2013-G502I Federal Supply Schedules: Administrative Changes | 3090- AJ41 | Provides the public an opportunity to comment on 35 provisions and clauses already used in Federal Supply Schedules contracts by putting them through the rulemaking process. Allowing public comment on these provisions and clauses may reveal unnecessary requirements that can be removed from FSS procurements and thus reduce burden on contractors. | Ongoing | NPRM: Published at 79 FR 54126 on 9/10/14 Extended comment period due date 79 FR 64356 10/29/14 FINAL: 6/30/16 | No | Public and agency comment. | Allows a baseline of burden to be calculated for requirements that previously never received public input. Also allows the potential to eliminate duplicative or unnecessary processes from FSS contracts. |
| GSA | Office of Government-wide Policy | GSAR Case 2008-G506; Rewrite of GSAR Part 515, Contracting by Negotiation | 3090- AI76 | Revises the GSAR to: maintain consistency with the FAR, revise language to make it clearer, update statutory citations, and delete obsolete language. | Ongoing | NPRM: Published at 73 FR 57580 on 10/3/08 2nd NPRM: 8/30/16 | No | Public comments. | N/A |
| GSA | Office of Government-wide Policy | GSAR Case 2013- G504; Transactional Data Reporting | 3090- AJ51 | Revises GSA contract clauses to require vendors to electronically report the price the federal government paid for an item or service bought through GSA acquisition vehicles, producing market intelligence that GSA and its partner agencies can use to make cost-effective acquisition decisions and save even more taxpayer dollars. For the Multiple Award Schedules (MAS) program, GSA would introduce the transactional data reporting requirement in phases, beginning with a pilot of select products and commoditized services. | Ongoing | NPRM: Published at 80 FR 11619 on 3/4/15 Extended comments due date May 6, 2015 to May 11, 2015 80 FR 25994 FINAL: 4/30/16 | Pilot of select products and commoditized services | Public comment, public meeting, and collaborative dialogue with industry. | Reduce burden on contractors by 85 percent, \$51 million annually, and over 757,000 hours. Comments have been received. GSA has categorized the public comments received both from the public meeting and the proposed rule in major themes. GSA is currently working on development of the final rule. |
| GSA | Office of Government-wide Policy | GSAR Case 2007- G500; GSAR Part 517- Special Contracting Methods | 3090- AI51 | Revises the GSAR to: maintain consistency with the FAR, revise language to make it clearer, update statutory citations, and delete obsolete language. | Ongoing | NPRM: Published at 73 FR 32274 on 6/6/08 and 80 FR 34126 on 6/15/15 FINAL: 5/31/16 | No | Public and agency comments. | N/A |
| GSA | Office of Government-wide Policy | GSAR Case 2010- G511; Federal Supply Schedules: Purchasing by Non-Federal Entities | 3090- AJ43 | Updates the GSAR to implement a number of statutory provisions to provide increased access to GSA's Schedules. Specifically, updates GSAR part 511 to implement the Federal Supply Schedules Usage Act of 2010, the Native American Housing and Self-Determination Reauthorization Act of 2008, the John Warner National Defense Authorization Act for Fiscal Year 2007, and the Local Preparedness Acquisition Act for Fiscal Year 2008 and updates GSAR part 538 and GSAR part 552 in regard to this statutory implementation. | Ongoing | NPRM: Published at 79 FR 21691 on 4/17/14 FINAL: 5/29/16 | Contractors may opt in or out of the program. | Public comment and collaborative dialogue with industry. | N/A |

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| GSA | Office of Government-wide Policy | GSAR Part 536; Update Construction Contracting | N/A | Several GSAR cases are being pursued to update GSAR Part 536, Construction Contracting, to remove outdated regulations, provide additional guidance to GSA personnel and for construction contracting, and receive public comments on terms frequently included in existing construction contracts. | Ongoing | 80 FR 6944 (withdrawn previous rule) NPRM: 07/30/15, 80 FR 45498 Final: 6/30/16 | No | Public and agency comments. | N/A |
| GSA | Office of Government-wide Policy | FMR 2015-102-2: Transportation Payment and Audit | 3090- AJ59 | FMR Proposed Amendment clarifies agencies transportation payment and audit requirements. Revision of 102-118 is being completed in two phases. This first phase focuses on Subparts A (General), D (Prepayment Audits of Transportation Services), and E (Postpayment Transportation Audits). GSA is also proposing to amend relevant definitions in part 102-117, as a result of these proposed amendments to part 102-118. | Ongoing | NPRM: 10/01/15 80 FR 59094 FINAL: 6/30/2016 | No | Public, inter and intra-agency working group input, including Governmentwide Transportation Policy Council input, Legal Counsel and public comment. | Updated regulations convey information more clearly and accurately. Will determine cost/benefit up to 3 years after implementation of the final rule. |
| GSA | Office of Government-wide Policy | FMR Case 2012–102–4; Disposal and Reporting of Federal Electronic Assets (FEA) (FMR 102-36) | 3090- AJ30 | Policy change incorporates new eWaste policy recommended by National Strategy for Electronic Stewardship (NSES); primarily requiring end-of- life disposal through a certified recycler. (GSA currently awaiting technical criteria from NSES agencies in accordance with consensus plan outlined in Strategy). Note: This policy revision will take place in FMR 102-40 vice 102-36 (see entry below). This entry can be removed as revised. | Ongoing – Final Rule Awaiting NSES Task Force criteria and then the subsequent publication and adjudication of the criteria. | NPRM: Published at 78 FR 12681 on 03/6/2014 FINAL: 06/30/2016 | No | Public comment, Interagency council review, and customer engagement. | Anticipated Benefit: Directing Federal agencies to more sustainable use and disposal of electronics. No cost savings are immediately quantifiable. |
| GSA | Office of Government-wide Policy | FMR 2015-102-3; Arts in Architecture | 3090-AJ60 | Sets forth guidance on how GSA commissions artwork and facilitates participation by a large diverse group of living American artists for federal buildings. | Ongoing | NPRM: 7/10/15; 80FR39719 FINAL: 05/28/2016 | No | Public comment and collaborative dialogue with industry. | Updating the FMR to reflect the current program. The purpose is to provide consistency with current statutes or policies and not cost savings. |
| GSA | Office of Government-wide Policy | FPMR Case 2014–101–1; FMR Case 2014-102-2; Supply and Procurement | 3090- AJ50 | Migrating the FPMR policy on Supply and Procurement to the FMR; this is the first installment. | Ongoing | NPRM: Published at 80 FR 9679 on 02/24/2015 FINAL: 6/15/16 | No | Public comment, Interagency council review, and customer engagement. | Anticipated Benefits: Streamlining and reducing regulatory burden on agencies in migrating FPMR subchapter E to the FMR; removing overly prescriptive or outdated policies. This is to provide currency with statute or other policy and not for cost savings. |

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| GSA | Office of Government-wide Policy | FMR Case 2015-102-1; Mail Management Requirements for Agencies | 3090- AJ58 | Feedback received from OGP customer survey indicates current annual reporting deadline of 10/31 is problematic for agencies. Recommend change reporting date annually to December 1 with details issued in bulletin. | Completed | Final: Published at 80 FR 57103 on 9/22/15 | No | Feedback received from agencies Federal Mail Executive Council and Interagency Policy Council members) and OGP customer survey. | Anticipated benefits: The later reporting date will allow us to leave system open for longer time creating less of a burden on agencies, fewer conflicts with other end of year requirements and more complete and accurate reporting. |
| GSA | Office of Government-wide Policy | FMR Case 2014-102-2; Transportation Management Reporting | 3090- AJ45 | FMR Final Rule recommends agencies annually submit to GSA their prior fiscal year transactional data for transportation for freight and cargo, including household goods (HHG), procured either through contract or tender, as well as their transportation management information. | Completed | NPRM: Published at 79 FR 41667 on 7/17/14 FINAL: Published at 80 FR 57103 on 9/22/15 | No | Inter and intra agency working group, meetings with various stakeholders in GSA. | Clearer understanding of transportation spends government-wide, regulatory compliance, and areas for improvement (efficiency, effectiveness, and sustainability). We hope to determine cost/benefit approximately 3 years after implementation of the final rule. |
| GSA | Office of Government-wide Policy | GSAR Case 2006– G506; Environmental, Conservation, Occupational Safety and Drug-Free Workplace | 3090- AI82 | Updated GSAR text and clauses (parts 523 and 552), regarding Hazardous Materials Identification and Material Safety Data. | Completed | NPRM: Published at 80 FR 8278 on 2/17/15 FINAL: Published at 80 FR 36248 on 6/24/2015 | No | Public comments. | N/A |
| GSA | Office of Government-wide Policy | FTR Case 2014-302; Enhancement of Privately Owned Vehicle and Rental Vehicle Policy | 3090- AJ48 | Update FTR for privately owned vehicle (POV) mileage rate, requirements for usage of a POV during the TDY, and the requirements for using a rental car. | Completed | NPRM: Published at 79 FR 62588 on 10/20/2014 FINAL: Published at 80 FR 27259 on 05/13/2015 | No | Government-wide Travel Advisory Committee. | GSA-FAS analysis of the DTMO rental car data indicated annual savings up to \$10 million annually. |
| GSA | Office of Government-wide Policy | FMR 102-42; FMR Case 2014-102-3; Utilization, Donation, and Disposal of Foreign Gifts and Decorations | 3090- AJ49 | Policy change addresses new method of publishing revisions to foreign gift minimal value, in order for GSA to meet statutory deadlines. | Completed | NPRM: N/A FINAL: Published at 80 FR 21189 4/17/2015 | No | Interagency council review and customer engagement. | Anticipated Benefit: Streamlined Federal activity; Primary purpose of this regulation change is to allow GSA to publish changed "minimal value" rates via website publication vice formal rulemaking process. |

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| GSA | Office of Government-wide Policy | FTR Case 2015-301; Temporary Duty (TDY) Travel allowances [Taxes; Relocation Allowances (Taxes)] | 3090- AJ54 | Updated 41 CFR Part 301-11 Subpart F (§§301-11.621 through 301- 11.628, and 301-11.631 through 301-11.640) that are no longer applicable for taxes on extended Temporary Duty (TDY) benefits. | Completed | NPRM: N/A FINAL: Published at 80 FR 14852 on 03/20/2015 | No | Agency comments. | Updates errors that exist in the FTR. |
| GSA | Office of Government-wide Policy | FMR 102-40; Utilization and Disposition of Personal Property with Special Handling Requirements. | 3090- AH21 | Policy change updated and migrated policy from the Federal Property Management Regulations (FPMR). | Completed | NPRM: N/A FINAL: Published at 80 FR 7352 2/10/15 | No | Public comment, Interagency council review, and customer engagement. | Anticipated Benefit: Updated and improved policy on Federal personal property assets requiring special handling when being disposed of. Benefits include enhanced health, welfare, safety, and stewardship of public and public assets. No cost savings are immediately quantifiable. |
| GSA | Office of Government-wide Policy | FTR Case 2014-301; Terms and Definitions for "Marriage," "Spouse," and "Domestic Partnership" | 3090- AJ44 | Updated 41 CFR Part 300-3 by adding terms and definitions for "Marriage" and "Spouse," and revised the definition of "Domestic Partner" based upon Supreme Court ruling. | Completed – Final Rule issued under E.O. 12866 review | NPRM: Published at 79 FR 36279 on 6/26/2014 Final: Published at 80FR 19238 on 04/10/2015 | No | Public and agency comments. | Updated FTR based on Supreme Court ruling (<i>United States v. Windsor</i>). This amendment is for improving accuracy with current statutory requirements. |
| GSA | Office of Government-wide Policy | GSAR Case 2014- G504; Unique Item Identification (UID) | 3090- AJ53 | Deleted clause 552.211-93, Unique Item Identification (UID) from the GSAR. The clause only applies to DoD assisted acquisitions and has been identified by DoD as unnecessary. | Completed | NPRM: Published at 80 FR 6037 on 2/4/15 FINAL: Published at 80 FR 28849 on 5/20/2015 | No | Public comments. | Reduces the administrative burden for contracting officers by eliminating unnecessary clauses and reducing implementation confusion. |