Monday,
December 11, 2006

Part XXVIII

National Aeronautics and Space Administration

Semiannual Regulatory Agenda
NATIONAL AERONAUTICS AND SPACE ADMINISTRATION (NASA)

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION
14 CFR Ch. V

Regulatory Agenda

AGENCY: National Aeronautics and Space Administration (NASA).

ACTION: Semiannual regulatory agenda.

SUMMARY: NASA’s regulatory agenda describes those regulations being considered for development or amendment by NASA, the need and legal basis for the actions being considered, the name and telephone number of the knowledgeable official, whether a regulatory analysis is required, and the status of regulations previously reported.

ADDRESSES: Director, Management Systems Division, Office of Infrastructure and Administration, NASA Headquarters, Washington, DC 20546.

FOR FURTHER INFORMATION CONTACT: Cheryl E. Parker, (202) 358-0252.

SUPPLEMENTARY INFORMATION: OMB guidelines dated June 22, 2006, “Fall 2006 Regulatory Plan and Unified Agenda of Federal Regulatory and Deregulatory Actions” require a regulatory agenda of those regulations under development and review to be published in the Federal Register each April and October. This edition of the Unified Agenda of Federal Regulatory and Deregulatory Actions includes The Regulatory Plan, which appears in part II of this issue of the Federal Register. NASA’s Statement of Regulatory Priorities is included in part II.

Dated: August 24, 2006.

John D. Werner,
Director, Management Systems Division.

National Aeronautics and Space Administration—Proposed Rule Stage

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National Aeronautics and Space Administration—Final Rule Stage

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<td>Release of Information to News and Information Media</td>
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National Aeronautics and Space Administration (NASA)  Proposed Rule Stage

3418. ASTRONAUT HEALTH CARE PROVISION

Priority: Other Significant. Major status under 5 USC 801 is undetermined.
Legal Authority: Not Yet Determined
CFR Citation: 14 CFR 1205
Legal Deadline: None

Abstract: The Astronaut Health Care for Life Provision initiative responds to a critical need identified by NASA, with concurrence by the Institute of Medicine, to create a comprehensive health care system for astronauts and their families that enables the capture and study of all relevant data necessary to ameliorate the risks of space flight. The Astronaut Care Provision effort focuses on the best means to develop a responsible, complete, and comprehensive health insurance program for astronauts and their dependents. If successfully designed and implemented, such a program should enhance understanding of how humans can travel safely and live longer in space and, as an additional benefit, how humans can live longer on earth. In order to provide this comprehensive health care for the dependents of active astronauts, retired astronauts, and their dependents, NASA needs the appropriate authority stipulated in legislation.

Timetable:

Action | Date | FR Cite
--- | --- | ---
NPRM | 12/00/06 | 

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No

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RIN: 2700–AD09

National Aeronautics and Space Administration (NASA)  Final Rule Stage

3419. DELETION OF SHARED SAVINGS PROGRAM

Priority: Substantive, Nonsignificant
Legal Authority: 42 USC 247(c)(1)
CFR Citation: 48 CFR 1843, 1852
Legal Deadline: None

Abstract: This rule proposes to amend the NASA FAR Supplement to delete the Shared Savings Program.

Timetable:

Action | Date | FR Cite
--- | --- | ---
NPRM | 12/00/06 | 

Regulatory Flexibility Analysis Required: No
Government Levels Affected: None

Agency Contact: Carl C. Weber, National Aeronautics and Space Administration, 300 E Street NW, Washington, DC 20546
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Fax: 202 358–3083
RIN: 2700–AD27

National Aeronautics and Space Administration (NASA)  Proposed Rule Stage

3420. CROSS–WAIVER OF LIABILITY

Priority: Info./Admin./Other
Legal Authority: 42 USC 2473
CFR Citation: 14 CFR 1266
Legal Deadline: None

Abstract: This provides technical amendments to implement the cross-waiver of liability provision of the intergovernmental agreement of the International Space Station and to refine and clarify contractual cross-waivers in NASA agreements involving launch services.

Timetable:

Action | Date | FR Cite
--- | --- | ---
NPRM | 10/23/06 | 71 FR 62061
NPRM Comment | 11/22/06 | 
Period End | 
Final Action | 12/00/06 | 

Regulatory Flexibility Analysis Required: No
Government Levels Affected: None

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RIN: 2700–AB51

3421. DEVELOPMENT WORK FOR INDUSTRY IN NASA WIND TUNNELS

Priority: Info./Admin./Other
Legal Authority: 50 USC 511 to 515; 42 USC 2473(c)(5) and (6)
CFR Citation: 14 CFR 1210
Legal Deadline: None

Abstract: The regulations set forth in 14 CFR 1210 detail the policies and procedures by which NASA makes certain of its wind tunnel facilities available for use in development work by industry. NASA is in the process of updating these regulations to more accurately reflect current accounting policies and operating procedures.

Timetable:

Action | Date | FR Cite
--- | --- | ---
Final Action | 04/00/07 | 

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No

Agency Contact: Thomas B. Irvine, Director, Mission Support Office, National Aeronautics and Space Administration, Aeronautics Research Mission Directorate, 300 E Street SW, Washington, DC 20546
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RIN: 2700–AC81

3422. REVISIONS IMPACTING AWARDS FOR SCIENTIFIC AND TECHNICAL CONTRIBUTIONS BY THE NASA INVENTIONS AND CONTRIBUTION BOARD

Priority: Info./Admin./Other
Legal Authority: Space Act 1958, as amended, sec 306
CFR Citation: 14 CFR 1240
Legal Deadline: None

Abstract: To aid the NASA Inventions and Contributions Board in processing applications for awards, all applications must now be submitted using electronic media.
NASA now provides initial awards for the filing of a non-provisional U.S. patent application, or upon the issuance of a patent for a continuation-in-part or a divisional patent application, for an invention made and reported by an employee of NASA or an employee of a NASA contractor. The amounts of these awards are at least $1,500 for a sole inventor and at least $750 for each joint inventor. Previously, these amounts were $1,000 and $500.

Initial awards are authorized for the approved release to a qualified user of a software package based on an innovation made and reported by an employee of NASA or a NASA contractor. The amounts of these initial awards are at least $1,500 for a sole innovator and at least $750 for joint innovators. Previously, these amounts were $1,000 and $500. The Board is authorized to recommend a supplemental monetary award in an amount that will be based on an evaluation of the technical and commercial merits of the innovation. Initial awards for the publication of a selected innovation in “NASA Tech Briefs” has been increased to at least $500 from the previous amount of at least $350.

The Board will now recommend an award for a contribution to NASA, where upon evaluation of its scientific and technical merits, it is determined to warrant an award of at least $750. Previously, the threshold was set at $500.

The maximum amount that may be paid for any innovation within any single category of initial award may not exceed $10,000. The previous limit was $5,000.

The Chairperson, Inventions and Contributions Board, is delegated authority to execute grants of awards for scientific and technical contributions to NASA not to exceed $3,000 per contributor. Previously, this amount was $2,000. Also, the Chairperson, Inventions and Contributions Board, is delegated the authority to make initial awards.

Lastly, a definitions section has been added to this subpart.

**Regulatory Flexibility Analysis**

**Required:** No  
**Small Entities Affected:** No  
**Government Levels Affected:** None

**Agency Contact:** Paul A. Curto, Senior Technologist, National Aeronautics and Space Administration, NASA Headquarters, Code RI, Washington, DC 20546  
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Fax: 202 358–3197  
Email: pcurto@hq.nasa.gov  
**RIN:** 2700–AD22

### 3423. REVISION IMPACTING ORGANIZATIONAL LOCATION AND RESPONSIBILITIES OF THE NASA INVENTIONS & CONTRIBUTIONS BOARD

**Priority:** Info./Admin./Other  
**Legal Authority:** Space Act of 1958, as amended, sec 306  
**CFR Citation:** 14 CFR 1209  
**Legal Deadline:** None  
**Abstract:** NASA is amending 14 CFR part 1209 to provide for a change in responsibilities and an organizational location change.

**Timetable:**

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**Regulatory Flexibility Analysis**

**Required:** No  
**Small Entities Affected:** No  
**Government Levels Affected:** None

**Agency Contact:** Ken Stepka, National Aeronautics and Space Administration, NASA Office of Procurement Contract Management Division, 300 E Street SW, Washington, DC 20546  
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Fax: 202 358–3083  
Email: ken.stepka@nasa.gov  
**RIN:** 2700–AD26

### 3425. ● EARNED VALUE MANAGEMENT SYSTEM (EVM)

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 42 USC 2473(c)(1)  
**CFR Citation:** 48 CFR 1834, 1842, 1852  
**Legal Deadline:** None  
**Abstract:** This rule revised the NASA FAR Supplement to replace the “Security Requirements for Unclassified Information Technology” clause with the “IT Security Requirements” clause to reflect new and updated Federal and Agency IT policies.

**Timetable:**

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**Regulatory Flexibility Analysis**

**Required:** No  
**Small Entities Affected:** No  
**Government Levels Affected:** None

**Agency Contact:** Ken Sateriale, National Aeronautics and Space Administration, Office of Procurement Contract Management Division, 300 E Street SW, Washington, DC 20546  
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**RIN:** 2700–AD29

### 3424. ● IT SECURITY REQUIREMENTS CLAUSE

**Priority:** Substantive, Nonsignificant  
Major status under 5 USC 801 is undetermined.

**Legal Authority:** 42 USC 2473(c)(1)  
**CFR Citation:** 48 CFR 1804, 1852

**Legal Deadline:** None

**Abstract:** This rule proposes to amend the NASA FAR Supplement to replace the “Security Requirements for Unclassified Information Technology” clause with the “IT Security Requirements” clause to reflect new and updated Federal and Agency IT policies.
3426. CODE OF CONDUCT FOR INTERNATIONAL SPACE STATION CREW
Priority: Substantive, Nonsignificant
CFR Citation: 14 CFR 1214, subpart 1214.4
Completed:

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Regulatory Flexibility Analysis
Required: No
Small Entities Affected: No

Agency Contact: Marilyn Seppi
Phone: 703 553–2551
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RIN: 2700–AD17

3429. ● NASA GRANT AND COOPERATIVE AGREEMENT HANDBOOK—CLARIFICATION OF PATENT RIGHTS AND RIGHTS IN DATA SPECIAL CONDITIONS FOR THE COMMERCIAL SPACE CENTER PROGRAM
Priority: Substantive, Nonsignificant
Legal Authority: 42 USC 2473(c)(1)
CFR Citation: 48 CFR 1260
Legal Deadline: None
Abstract: This rule amends the NASA Grant and Cooperative Agreement Handbook to clarify the patent rights and rights in data special conditions to be used in Commercial Space Center grants and cooperative agreements.

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Regulatory Flexibility Analysis
Required: No
Government Levels Affected: None

Agency Contact: Paul D. Brundage,
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RIN: 2700–AD24

3427. TRACKING AND DATA RELAY SATELLITE SYSTEM (TDRSS)
Priority: Substantive, Nonsignificant
CFR Citation: 14 CFR 1215; 14 CFR 1215.100; 14 CFR 1215.101; 14 CFR 1215.102; 14 CFR 1215.103; 14 CFR 1215.104; 14 CFR 1215.105; 14 CFR 1215.106
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Regulatory Flexibility Analysis
Required: No
Small Entities Affected: No

Agency Contact: Joseph T. Chang
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Fax: 202 358–2830
Email: jchang@nasa.gov
RIN: 2700–AD15

3428. SMALL BUSINESS INNOVATION RESEARCH AND SMALL BUSINESS TECHNOLOGY TRANSFER CONTRACTOR RECERTIFICATION OF PROGRAM COMPLIANCE
Priority: Substantive, Nonsignificant
CFR Citation: 48 CFR 1819; 48 CFR 1832; 48 CFR 1852
Completed:

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Regulatory Flexibility Analysis
Required: No
Government Levels Affected: None

Agency Contact: Marilyn Seppi
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RIN: 2700–AD17

3429. ● NASA GRANT AND COOPERATIVE AGREEMENT HANDBOOK—CLARIFICATION OF PATENT RIGHTS AND RIGHTS IN DATA SPECIAL CONDITIONS FOR THE COMMERCIAL SPACE CENTER PROGRAM
Priority: Substantive, Nonsignificant
Legal Authority: 42 USC 2473(c)(1)
CFR Citation: 48 CFR 1260
Legal Deadline: None
Abstract: This rule amends the NASA Grant and Cooperative Agreement Handbook to clarify the patent rights and rights in data special conditions to be used in Commercial Space Center grants and cooperative agreements.

Timetable:

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Regulatory Flexibility Analysis
Required: No
Small Entities Affected: No

Agency Contact: Paul D. Brundage,
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Phone: 202 358–0481
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RIN: 2700–AD24

3430. ● RELEASE OF INFORMATION TO NEWS AND INFORMATION MEDIA
Priority: Info./Admin./Other
Legal Authority: 42 USC 2473
CFR Citation: 14 CFR 1213
Legal Deadline: None
Abstract: NASA is updating it’s existing internal administrative procedures for handling of press releases, interview requests, and other information provided to news organizations.

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Regulatory Flexibility Analysis
Required: No
Small Entities Affected: No

Agency Contact: Joseph T. Chang
Phone: 202 358–0761
Fax: 202 358–2830
Email: jchang@nasa.gov
RIN: 2700–AD15

3431. ● GRANT HANDBOOK EDITORIAL CORRECTIONS
Priority: Info./Admin./Other
Legal Authority: 42 USC 2473(c)(1)
CFR Citation: 14 CFR 1274
Legal Deadline: None
Abstract: This rule makes editorial corrections to the Grant Handbook provision at 14 CFR 1274.

Timetable:

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Regulatory Flexibility Analysis
Required: No
Small Entities Affected: No

Agency Contact: Jamiel Commodore,
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RIN: 2700–AD25

3432. ● NASA GRANT AND COOPERATIVE AGREEMENT HANDBOOK—TRAINING AND GRANT AWARD PROCEDURES
Priority: Substantive, Nonsignificant
Legal Authority: 42 USC 2473(c)(1)
CFR Citation: 14 CFR 1260, 1274
Legal Deadline: None
Abstract: The rule revises the Grant Handbook to rename a fellowship program and revise notification requirements in advance of award of certain cooperative agreements.
### NASA Completed Actions

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**Regulatory Flexibility Analysis**

- **Required:** No
- **Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Jamiel Commodore, National Aeronautics and Space Administration, NASA Headquarters, NASA Office of Procurement, Contract Management Division, 300 E Street SW, Washington, DC 20546

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**RIN:** 2700–AD30

[FR Doc. 06–7551 Filed 12–08–06; 8:45 am]

**BILLING CODE 7510–13–S**