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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

Sequence Number	Title	Regulation Identifier Number
3418	Astronaut Health Care Provision	2700–AD09
3419	Deletion of Shared Savings Program	2700–AD27

National Aeronautics and Space Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3420	Cross-Waiver of Liability	2700–AB51
3421	Development Work for Industry in NASA Wind Tunnels	2700–AC81
3422	Revisions Impacting Awards for Scientific and Technical Contributions by the NASA Inventions and Contribution Board	2700–AD22
3423	Revision Impacting Organizational Location and Responsibilities of the NASA Inventions & Contributions Board ...	2700–AD23
3424	IT Security Requirements Clause	2700–AD26
3425	Earned Value Management System (EVM)	2700–AD29

National Aeronautics and Space Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
3426	Code of Conduct for International Space Station Crew	2700–AC40
3427	Tracking and Data Relay Satellite System (TDRSS)	2700–AD15
3428	Small Business Innovation Research and Small Business Technology Transfer Contractor Recertification of Program Compliance	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	2700–AD24
3430	Release of Information to News and Information Media	2700–AD25
3431	Grant Handbook Editorial Corrections	2700–AD28
3432	NASA Grant and Cooperative Agreement Handbook—Training and Grant Award Procedures	2700–AD30

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

Government Levels Affected: None

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RIN: 2700-AD09

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

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RIN: 2700-AD27

National Aeronautics and Space Administration (NASA)

Final 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 Period End	11/22/06	
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

Government Levels Affected: Federal

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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

Final Rule Stage

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.

Timetable:

Action	Date	FR Cite
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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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:

Action	Date	FR Cite
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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Related RIN: Previously reported as 2700-AC46

RIN: 2700-AD23

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.

Timetable:

Action	Date	FR Cite
NPRM	08/01/06	71 FR 43408
NPRM Comment Period End	10/02/06	
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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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 implement the EVM coverage added to the Federal Acquisition Regulation on July 5, 2006.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/06	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

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RIN: 2700-AD29

National Aeronautics and Space Administration (NASA)

Completed Actions

3426. CODE OF CONDUCT FOR INTERNATIONAL SPACE STATION CREW**Priority:** Substantive, Nonsignificant**CFR Citation:** 14 CFR 1214, subpart 1214.4**Completed:**

Reason	Date	FR Cite
Final Action	09/20/06	71 FR 56006

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Mick Schlabs

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RIN: 2700-AC40**3427. TRACKING AND DATA RELAY SATELLITE SYSTEM (TDRSS)****Priority:** Substantive, Nonsignificant**CFR Citation:** 14 CFR 1215; 14 CFR 1215.1; 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**Completed:**

Reason	Date	FR Cite
Withdrawn	08/10/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Joseph T. Chang

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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:**

Reason	Date	FR Cite
Final Action	10/19/06	71 FR 61687

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:**

Action	Date	FR Cite
Final Action	05/18/06	71 FR 28774

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Paul D. Brundage,

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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 its existing internal administrative procedures for handling of press releases, interview requests, and other information provided to news organizations.**Timetable:**

Action	Date	FR Cite
Final Action	08/24/06	71 FR 49989

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Richard Andrew

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RIN: 2700-AD25**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:**

Action	Date	FR Cite
Final Action	08/31/06	71 FR 51713

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jamiel Commodore,

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RIN: 2700-AD28**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

Timetable:

Action	Date	FR Cite
Final Action	10/24/06	71 FR 62209

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 2700-AD30

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