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Part XXIX

**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 Assessment Division (Code JM), Office of Management Systems, NASA Headquarters, Washington, DC 20546.

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

SUPPLEMENTARY INFORMATION: OMB guidelines dated January 29, 2003, "Spring 2003 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.

Dated: March 19, 2003.

Margy Myles,

Acting Director, Management Assessment Division.

National Aeronautics and Space Administration—Proposed Rule Stage

| Sequence Number | Title | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 3474 | Investigation Research Misconduct | 2700-AC50 |
| 3475 | NASA Grant and Cooperative Agreement Handbook | 2700-AC55 |
| 3476 | Temporary Duty Travel-Issuance of Motor Vehicle for Home-to-Work Transportation | 2700-AC57 |

National Aeronautics and Space Administration—Final Rule Stage

| Sequence Number | Title | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 3477 | Nondiscrimination on the Basis of Race, Color, National Origin, Handicap, and Age in Programs and Activities Receiving Federal Financial Assistance | 2700-AC41 |
| 3478 | NASA Astronaut Candidate Recruitment and Selection Program | 2700-AC56 |

National Aeronautics and Space Administration—Long-Term Actions

| Sequence Number | Title | Regulation Identification Number |
|-----------------|--|----------------------------------|
| 3479 | Cross-Waiver of Liability | 2700-AB51 |
| 3480 | Miscellaneous Administrative Changes to the NASA Federal Acquisition Regulation Supplement (NFS) | 2700-AC33 |
| 3481 | Code of Conduct for International Space Station Crew | 2700-AC40 |
| 3482 | NASA Grant and Cooperative Agreement Handbook—Miscellaneous Changes | 2700-AC53 |

National Aeronautics and Space Administration—Discontinued Entries

| Regulation Identification Number | Title | Date | Comments |
|----------------------------------|---|------------|-----------|
| 2700-AA29 | Tracking and Data Relay Satellite System; Use and Reimbursement Policy for Non-U.S. Government Users | 03/18/2003 | Withdrawn |
| 2700-AC43 | Governmentwide Debarment and Suspension (Nonprocurement) and Governmentwide Requirements for Drug-Free Workplace (Grants) | 03/18/2003 | Withdrawn |
| 2700-AC49 | National Environmental Policy Act and Executive Order 12114 Implementing Procedures | 03/18/2003 | Withdrawn |

National Aeronautics and Space Administration (NASA)

Proposed Rule Stage

3474. INVESTIGATION RESEARCH MISCONDUCT**Priority:** Info./Admin./Other**Legal Authority:** 42 USC 2473**CFR Citation:** 14 CFR 1275**Legal Deadline:** None

Abstract: The National Aeronautics and Space Administration (NASA) is proposing this rule to implement the "Federal Policy on Research Misconduct," issued by the Office of Science and Technology Policy in the Federal Register (FR) on December 6, 2000 (65 FR 76260). This proposed rule sets out the definition of research misconduct, the procedures for investigating allegations of research misconduct and recommending findings, and the procedure for adjudicating and appealing such findings. Findings of research misconduct must be accompanied by recommendations for administrative action by NASA in order to discourage such behavior and ensure the integrity of research funded by NASA.

Timetable:

| Action | Date |
|--------|----------|
| NPRM | 12/00/03 |

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

Agency Contact: Mayra N. Montrose, National Aeronautics and Space Administration, Office of the NASA Chief Scientist, Code AS, 300 E Street SW, Washington, DC 20744
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RIN: 2700-AC50**3475. NASA GRANT AND COOPERATIVE AGREEMENT HANDBOOK****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 2473**CFR Citation:** 14 CFR 1260**Legal Deadline:** None

Abstract: NASA is amending 14 CFR 1260 to provide guidance on the format and content of its Cooperative Agreement Notices (CANs).

Timetable:

| Action | Date |
|--------|----------|
| NPRM | 12/00/03 |

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

Agency Contact: Tom Sauret, Office of Procurement, Code HK, National Aeronautics and Space Administration, NASA Headquarters, Washington, DC 20546

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RIN: 2700-AC55**3476. • TEMPORARY DUTY TRAVEL- ISSUANCE OF MOTOR VEHICLE FOR HOME-TO-WORK TRANSPORTATION****Priority:** Other Significant**Legal Authority:** 31 USC 1344; PL 101-194; 70 Comp Gen 196; 40 USC 486(c)**CFR Citation:** 14 CFR 1204.1600**Legal Deadline:** None

Abstract: The proposed rule is designed to remedy a situation, which often arises at certain NASA installations. Employees who are authorized to use motor vehicles for temporary duty travel must pick up their vehicles at the installation at the start of the travel period, even in cases where the employee's residence is closer to the temporary duty destination than the installation. Such unnecessary travel can result in a significant waste of official time and resources. This rule is proposed pursuant to section 503 of the Ethics Reform Act of 1989 (Pub. L. 101-194), 31 U.S.C. 1344 note, which authorizes agency heads to issue directives carrying out the regulations of the General Services Administration (GSA), in this case the GSA rules for the use of Government vehicles at 41 CFR part 301-10, subpart C, "Government Vehicles."

Timetable:

| Action | Date |
|--------|----------|
| NPRM | 12/00/03 |

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

Agency Contact: William E. Gookin, Agency Manager of Transportation Programs, National Aeronautics and Space Administration, Code JG, 300 E Street SW, Washington, DC 20546
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RIN: 2700-AC57

National Aeronautics and Space Administration (NASA)

Final Rule Stage

3477. NONDISCRIMINATION ON THE BASIS OF RACE, COLOR, NATIONAL ORIGIN, HANDICAP, AND AGE IN PROGRAMS AND ACTIVITIES RECEIVING FEDERAL FINANCIAL ASSISTANCE**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 794; 42 USC 2000d to 2000d-7; 42 USC 6101 to 6107; EO 12250**CFR Citation:** 14 CFR 1250; 14 CFR 1251; 14 CFR 1252**Legal Deadline:** None

Abstract: NASA proposes to make amendments to its regulations implementing title VI of the Civil Rights Act of 1964 (title VI), section 504 of the Rehabilitation Act of 1972 (section 504), and the Age Discrimination Act of 1975 (Age Discrimination Act). Together, these statutes prohibit discrimination on the basis of race, color, national origin, disability, and age in programs or activities that receive Federal financial assistance. The amendments are being made as the results of added definitions

of "program or activity" and "program" introduced by the Civil Rights Restoration Act (CRRRA) of 1987. The added definitions were designed to clarify the broad scope of coverage of recipients' programs or activities under the aforementioned statutes. NASA proposed regulations were published as part of a joint Notice of Proposed Rulemaking involving up to 24 Federal agencies.

NASA

Final Rule Stage

Timetable:

| Action | Date |
|-------------------------|----------------------|
| NPRM | 12/06/00 65 FR 76460 |
| NPRM Comment Period End | 01/05/01 |
| Final Action | 09/00/03 |
| Final Action Effective | 10/00/03 |

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal

Agency Contact: Dr. Dorothy Hayden-Watkins, Associate Administrator for Equal Opportunity Programs, National Aeronautics and Space Administration, NASA Headquarters (Code E), 300 E Street SW, Washington, DC 20546
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RIN: 2700-AC41

3478. • NASA ASTRONAUT CANDIDATE RECRUITMENT AND SELECTION PROGRAM

Priority: Info./Admin./Other

Legal Authority: 42 USC 2473, National Aeronautics and Space Act of 1958, as amended

CFR Citation: 14 CFR 1214

Legal Deadline: None

Abstract: NASA's astronaut candidate selection process, developed to select highly qualified individuals to perform as mission specialist and pilot astronauts in human space programs, is regulated at 14 CFR part 1214. As currently written, recruitment and selection activities for astronauts are conducted by the Astronaut Selection Office at Johnson Space Center in Houston, Texas. Assigning this responsibility exclusively to Johnson Space Center was well suited for the historical Astronaut Candidate Program but does not enable enhancements to the program that are needed to accommodate a new component of the Astronaut corps: Educator Astronauts. The Educator Astronaut Program will recruit educators to join NASA's Astronaut Corps to perform educator, as well as mission specialist, duties in support of NASA's education outreach program. Involvement of appropriate elements of the education community is integral to the conduct of activities associated with the recruitment, evaluation, and selection of Educator Astronauts. Involvement by NASA's Office of Education at NASA

Headquarters in activities leading to identification of candidates who meet the Educator requirements of the position is necessary and appropriate. Accordingly, the CFR is amended to permit organizational elements that are not part of Johnson Space Center to perform activities associated with recruitment and selection of astronaut candidates.

Timetable:

| Action | Date |
|-----------------------------|----------------------|
| Direct Final Rule | 04/23/03 68 FR 19947 |
| Comment Period End | 05/23/03 |
| Direct Final Rule Effective | 07/22/03 |

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 2700-AC56

National Aeronautics and Space Administration (NASA)

Long-Term Actions

3479. CROSS-WAIVER OF LIABILITY

Priority: Info./Admin./Other

CFR Citation: 14 CFR 1266

Timetable:

| Action | Date |
|--------------|----------|
| Final Action | 05/00/04 |

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Steven Mirmina
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RIN: 2700-AB51

3480. MISCELLANEOUS ADMINISTRATIVE CHANGES TO THE NASA FEDERAL ACQUISITION REGULATION SUPPLEMENT (NFS)

Priority: Info./Admin./Other

CFR Citation: 48 CFR 1801 to 1872

Timetable:

| Action | Date |
|-------------|----------------------|
| Final Rule | 05/07/02 67 FR 30602 |
| Next Action | Undetermined |

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Celeste M. Dalton
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RIN: 2700-AC33

3481. CODE OF CONDUCT FOR INTERNATIONAL SPACE STATION CREW

Priority: Other Significant

CFR Citation: 14 CFR 1214, subpart 1214.4

Timetable:

| Action | Date |
|------------------------------|----------------------|
| Interim Final Rule Effective | 10/01/00 |
| Interim Final Rule | 12/21/00 65 FR 80302 |
| Final Rule | 05/00/04 |

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: E. Jason Steptoe
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RIN: 2700-AC40

3482. NASA GRANT AND COOPERATIVE AGREEMENT HANDBOOK—MISCELLANEOUS CHANGES

Priority: Info./Admin./Other

CFR Citation: 14 CFR 1260; 14 CFR 1274

NASA

Long-Term Actions

Timetable:

| Action | Date |
|---------------|----------------------|
| Final Rule | 05/07/02 67 FR 30544 |
| Next Action | Undetermined |

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Rita Svarcas

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Related RIN: Duplicate of 2700-AC51**RIN:** 2700-AC53

[FR Doc. 03-7422 Filed 05/16/03; 8:45 am]

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