

GENERAL SERVICES ADMINISTRATION (GSA) PLAN FOR RETROSPECTIVE REVIEW OF  
EXISTING RULES – STATUS UPDATE  
(March 2015)

Agency	Sub-Agency	Title of Initiative	RIN/OMB Control Number	Summary of Initiative	Status of Initiative - New to this update, Ongoing, or Completed	Target Completion Date (If completed, please add the publication date and cite in Federal Register for example)	Does the Initiative include regulatory flexibilities such as pilot projects, safe harbor exceptions, sunset provisions, trigger provisions, streamlined requirements, state flexibilities, or other similar strategies?	What methods will you engage in to Identify Improvements (public comment, analyses, third party assessments, etc.). Please identify all that apply	If available, anticipated or realized savings in costs and/or burdens and anticipated or realized changes in benefits
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. As a part of this pilot, GSA would remove burdensome tracking and reporting requirements from the price reduction clause.	Ongoing - Proposed rule published. Public Meeting scheduled for 4/17/2015	NPRM: Published at 80 FR 11619 on 3/4/15  FINAL: 12/21/2015	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.
GSA	Office of Government-wide Policy	FTR Case 2014-301; Terms and Definitions for "Marriage," "Spouse," and "Domestic Partnership"	3090-AJ44	Update 41 CFR Part 300-3 to add terms and definitions for "Marriage" and "Spouse," and revising the definition for "Domestic Partner" based on Supreme Court ruling.	Ongoing - Final Rule under E.O. 12866 review	NPRM: Published at 79 FR 36279 on 6/26/2014  FINAL: 03/31/2015	No	Agency comments	Updating FTR based on Supreme Court ruling (Windsor).
GSA	Office of Government-wide Policy	FTR Case 2015-XXX; Optimal Use of the Government Contractor-Issued Travel Charge Card	TBD	Update 41 CFR Parts 301-51 and 301-70 for the use of SmartPay® Travel charge card requirements and exceptions	New	NPRM: 5/30/2015  FINAL: 10/31/2015	No	Government-wide Travel Advisory Committee	Billions of dollars of travel expenditures are currently not charged on the Government issued contractor travel charge card. If a portion of this was actually charged on the cards annually, the rebates could be increased up to a \$1 million annually.
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.	New - Under Development	N/A	N/A	N/A	Remove outdated regulations and provide additional guidance to GSA personnel for construction contracting.
GSA	Office of Government-wide Policy	General Administrative Update FTR	TBD	Update FTR for TDY miscellaneous items based on administrative changes, case decisions, agency review.	New - Under Development	NPRM: 05/31/15  FINAL: 10/31/15	No	Agency comments	Eliminates inconsistency between FTR and case law. Consistency of agencies applying FTR to internal policies.
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 Ch. 301 App. C. definitions and use of purpose codes and destination of payments in kind for speakers at meetings and events.	New - Under Development	FINAL: 9/30/15	No	Government-wide Travel Advisory Committee and agency comments	Increase efficiency, consistency, and transparency of reporting conferences and other purposes of travel by government employees.
GSA	Office of Government-wide Policy	FTR Case 2015-XXX; Administrative Update Relocation	TBD	Update FTR for Relocation miscellaneous items based on administrative changes, case decisions, & agency review.	New - Under Development	NPRM: 5/31/2015  FINAL: 10/31/2015	No	Agency comments	Implements administrative changes and case decisions from CBA judges.
GSA	Office of Government-wide Policy	FTR Case 2015-XXX; Per Diem Meals Allocation FTR	TBD	Update 41 CFR Part 301-11: Update FTR by removing chart for meals and incidental expenses (M&IE) allowance of the per diem rates - update by FTR bulletin and on GSA web site.	New - Under Development	FINAL: 7/31/2015	No	Agency comments	Update will improve efficiency of regulatory process by avoiding updates to the FTR with M&IE per diem updates as updates will be communicated via bulletins.
GSA	Office of Government-wide Policy	FMR 102-192; Mail Management Regulation for Agencies	TBD	Although regulation was updated June 2014, customer feedback indicates new review and revision is needed as part of ongoing retrospective review.	New - Under Development	NPRM: 6/1/2017  FINAL: 5/30/2018	No	Feedback received from agencies Federal Mail Executive Council and Interagency Policy Council members) and OGP customer survey.	Regulation to be reviewed for improvements as part of retrospective review.
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 Order 13514.	New - Under Development	NPRM: N/A  FINAL: 9/30/2015	No	Public comment and collaborative dialogue with industry.	Updates is expected to lead to more consistent compliance with NHPA and certain Executive Orders 13287, 13006, 13514 and related laws and directives.
GSA	Office of Government-wide Policy	FMR 102-77, Arts in Architecture	TBD	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: N/A  FINAL: 9/30/2015	No	Public comment and collaborative dialogue with industry.	Updating the FMR to reflect the current program.
GSA	Office of Government-wide Policy	FMR 102-41; Seized, forfeited, abandoned property	TBD	Reviewed and revised as part of ongoing retrospective review.	New - Under Development	NPRM: 8/30/2015  FINAL: 12/31/2015	No	Public comment, Interagency council review, and customer engagement.	Anticipated Benefits: Improved policy leading to enhanced Federal activity and ease of use to customers.
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.	New - Under Development	NPRM: 7/31/2015  FINAL: 12/31/2015	No	Public comment, Interagency council review, and customer engagement.	Anticipated Benefits: Improved policy leading to enhanced Federal activity and ease of use to customers.

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GSA	Office of Government-wide Policy	FMR 102-35; General Asset Disposal	TBD	Rule provides general overview of disposal policies.	New - Under Development	NPRM: 7/31/2015 FINAL: 12/31/2015	No	Public comment, Interagency council review, and customer engagement.	Anticipated Benefits: Improved policy leading to enhanced Federal activity and ease of use to customers.
GSA	Office of Government-wide Policy	FMR 102-192; Mail Reporting Deadline	TBD	Remove reporting date from FMR and utilize bulletin in announcing annual reporting deadline.	New - Under Development	NPRM: 6/1/2015 FINAL: 12/1/2015	No	Customer survey, interagency meetings and customer discussions.	Clearly and easily explains any reporting changes for agencies to address in SMART (annual mail reporting).
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	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: 4/30/2016 FINAL: 10/31/2016	No	interagency working group input, Governmentwide Transportation Policy Council input, Legal Council and public comment.	Clarifies agencies transportation payment and audit requirements.
GSA	Office of Government-wide Policy	FMR §102-117 Transportation Management	TBD	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 planned to be completed in two phases.	New - Under Development	NPRM: 6/1/2017 FINAL: 5/30/2018	No	Interagency working group input, Governmentwide Transportation Policy Council input, Legal Council and public comment.	Regulation to be reviewed for improvements as part of retrospective review.
GSA	Office of Government-wide Policy	FMR Case 2015-102-1, Mail Management Regulation 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.	New - Under Development	6/1/2015	No	Feedback received from agencies Federal Mail Executive Council and Interagency Policy Council members) and OGP customer survey.	Less burdensome on agencies with later date that will help agencies meet the new deadline.
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. 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.	New - Under Development	NPRM: 9/30/15 FINAL: 6/1/16	No	Interagency working group input, Governmentwide Transportation Policy Council input, Legal Council and public comment.	Updated regulations convey information more clearly and accurately.
GSA	Office of Government-wide Policy	GSAR Case 2013-G502 - 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 FINAL: 08/28/2015	No	Public comment	Positive outcomes of GSA real property acquisition, reinvestment and disposals that meet the intent of these laws and directives to support the economic and cultural vitality of the communities where the federal government does business.
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: 9/30/2015	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.
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 to the American National Red Cross, other qualified organizations, which includes National Voluntary Organizations Active in Disaster (NVOAD), and state or local governments, pursuant to the Federal Supply Schedules Usage Act.	Ongoing	NPRM: Published at 79 FR 21691 on 4/17/14 FINAL: 06/15/2015	Contractors may opt in or out of the program	Public comment and collaborative dialogue with industry	TBD
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 to delete obsolete language.	Ongoing	NPRM: Published at 73 FR 32274 on 6/8/15 FINAL: 2/25/16	No	Public comments	N/A
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.	Ongoing	NPRM: Published at 79 FR 41667 on 7/17/14 FINAL: 10/15/2015	No	Inter and intra agency working group, meetings with various stakeholders in GSA.	Clearer understanding of transportation spend government wide, regulatory compliance, and areas for improvement (efficiency, effectiveness and sustainability).

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GSA	Office of Government-wide Policy	GSAR Case 2014-G504 - Unique Item Identification (UID)	3090-AJ53	Deletes 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.	Ongoing	NPRM: Published at 80 FR 6037 on 2/4/15  FINAL: 9/1/15	No	Public comments	Reduces the administrative burden for contracting officers by eliminating unnecessary clauses and reducing implementation confusion.
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 to delete obsolete language.	Ongoing	NPRM: Published at 73 FR 5780 on 10/3/08  2nd NPRM: 5/30/15  FINAL: 12/10/15	No	Public comments	N/A
GSA	Office of Government-wide Policy	GSAR Case 2006-G506 Environmental, Conservation, Occupational Safety and Drug-Free Workplace	3090-AI82	Updates GSAR text and clauses regarding Hazardous Materials Identification and Material Safety Data.	Ongoing	NPRM: Published at 80 FR 8278 on 2/17/15  FINAL: 10/12/15	No	Public comments	N/A
GSA	Office of Government-wide Policy	FTR Case 2015-301: Temporary Duty (TDY) Travel allowances (Taxes; Relocation Allowances (Taxes))	3090-AJ54	Update 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.	Ongoing - Final Rule	NPRM: N/A  FINAL: 05/01/2015	No	Agency comments	Updates errors that exist in the FTR.
GSA	Office of Government-wide Policy	FMR Case 2012-102-4; Disposal and Reporting of Federal Electronic Assets (FEA)	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.	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: 09/30/2015	No	Public comment, Interagency council review, and customer engagement.	Anticipated Benefit: Directing Federal agencies to more sustainable use and disposal of electronics.
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	Ongoing - Final Rule Undergoing GSA Review and approval	NPRM: Published at 79 FR 62588 on 10/20/2014  FINAL: 06/31/2015	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 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.	Ongoing - Undergoing GSA review and approval.	NPRM: N/A  FINAL: 03/31/15	No	Public comment, Interagency council review, and customer engagement.	Anticipated Benefit: Streamlined Federal activity; Primary purpose of this reg change is to allow GSA to publish changed "minimal value" rates via website publication vice formal rulemaking process.