

contractors, or members of the public which require the approval of OMB under 44 U.S.C. 3501 et seq.

List of Subjects in 48 CFR Parts 552 and 570

Government Procurement.

Accordingly, 48 CFR Parts 552 and 570 are amended as follows:

1. The authority citation for 48 CFR Parts 552 and 570 continues to read as follows:

Authority: 40 U.S.C. 486(c).

PART 552—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

552.270—20 [Amended]

2. Section 552.270—20 is amended by revising the date of the clause to read "APR 1995", by revising in paragraph (b) the figure "\$25,000" to read "\$100,000", and by revising in paragraphs (c) introductory text and (c)(2) the figure "\$100,000" to read "\$500,000".

PART 570—ACQUISITION OF LEASEHOLD INTERESTS IN REAL PROPERTY

570.102 [Amended]

3. Section 570.102 is amended by revising in the definition of "Small business" the figure "\$10 million" to read "\$15 million".

4. Section 570.208—3 is removed.

5. Section 570.304—5 is revised to read as follows:

570.304—5 Negotiations and award.

Offers should be evaluated in accordance with the solicitation. The contracting officer should evaluate the price using cost or price analysis and document the lease file to demonstrate that the proposed rental represents a fair market price. In cases where the total cost exceeds \$500,000 cost or pricing data must be obtained unless the requirement is waived or one of the exemptions at (FAR) 48 CFR 15.804—2 applies. The market price exemption from submission of cost or pricing data may be applied to proposed leases where there is evidence that the price is based on an established market price for similar space leased to the general public. A market survey and/or appraisal conducted in accordance with accepted real property appraisal procedures may be used as evidence to establish the market price. An acceptable small business subcontracting plan must be provided if the lease will exceed \$500,000, unless the lease will be awarded to a small business concern. Negotiations, if

applicable, should be conducted in accordance with 570.205. For leases expected to exceed \$100,000, a Certificate of Procurement Integrity must be provided to the proposed successful offeror for completion and submission before award. The contracting officer should review the List of Parties Excluded from Procurement or Nonprocurement Programs, to ensure the proposed awardee is eligible to receive the award and is otherwise responsible before awarding the lease.

570.501 [Amended]

6. Section 570.501 is amended by removing paragraphs (d) and (e).

570.602—2 [Amended]

7. Section 570.602—2 is amended by revising in paragraph (c)(3) the figure "\$100,000" to read "\$500,000".

570.802 [Amended]

8. Section 570.802 is amended by removing paragraphs (c), (e), (f), and (g) and by redesignating paragraph (d) as (c).

Dated: March 27, 1995.

Ida M. Ustad,

Associate Administrator for Acquisition Policy.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 641

[Docket No. 94113-4354; I.D. 041195D]

Reef Fish Fishery of the Gulf of Mexico; Closure of the Commercial Red Snapper Component

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Closure.

SUMMARY: NMFS closes the commercial fishery for red snapper in the exclusive economic zone (EEZ) of the Gulf of Mexico. NMFS has projected that the annual commercial quota for red snapper will be reached on April 14, 1995. This closure is necessary to protect the red snapper resource.

EFFECTIVE DATE: Closure is effective 12:01 a.m., local time, April 15, 1995, through December 31, 1995.

FOR FURTHER INFORMATION CONTACT: Robert Sadler, 813-570-5305.

SUPPLEMENTARY INFORMATION: The reef fish fishery of the Gulf of Mexico is managed under the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico (FMP). The FMP was prepared by the Gulf of Mexico Fishery Management Council and is implemented through regulations at 50 CFR part 641 under the authority of the Magnuson Fishery Conservation and Management Act (16 U.S.C. 1801 et seq.). Those regulations set the commercial quota for red snapper in the Gulf of Mexico at 3.06 million lb (1.39 million kg) for the current fishing year, January 1 through December 31, 1995.

Under 50 CFR 641.26, NMFS is required to close the commercial fishery for a species or species group when the quota for that species or species group is reached, or is projected to be reached, by publishing a notification to that effect in the **Federal Register**. Based on current statistics, NMFS has projected that the commercial quota of 3.06 million lb (1.39 million kg) for red snapper will be reached on April 14, 1995. Accordingly, the commercial fishery in the EEZ in the Gulf of Mexico for red snapper is closed effective 12:01 a.m., local time, April 15, 1995, through December 31, 1995, the end of the fishing year. A vessel with a valid reef fish permit having red snapper on board must land and barter, trade, or sell such red snapper prior to 12:01 a.m., local time, April 15, 1995.

During the closure, the bag limit applies to all harvests of red snapper from the EEZ in the Gulf of Mexico. The daily bag limit for red snapper is five per person. From 12:01 a.m., local time, April 15, 1995, through December 31, 1995, the purchase, barter, trade, or sale of red snapper taken from the EEZ is prohibited. This prohibition does not apply to trade in red snapper that were harvested, landed, and bartered, traded, or sold prior to 12:01 a.m., local time, April 15, 1995, and were held in cold storage by a dealer or processor.

Classification

This action is taken under 50 CFR 641.26 and is exempt from review under E.O. 12866.

Dated: April 12, 1995.

Alfred J. Bilik,

Acting Director, Office of Fisheries Conservation and Management, National Marine Fisheries Service.

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