

(Authority: 38 U.S.C. 2306(e))

PART 39—AID FOR THE ESTABLISHMENT, EXPANSION, AND IMPROVEMENT, OR OPERATION AND MAINTENANCE, OF VETERANS CEMETERIES

■ 3. The authority citation for part 39 continues to read as follows:

Authority: 38 U.S.C. 101, 501, 2408, 2411, 3765.

■ 4. Amend § 39.50 as follows:

- a. Remove the text “preplaced liners or crypts,” from paragraph (b)(2); and
- b. Add paragraph (e).

The addition reads as follows:

§ 39.50 Amount of grant.

* * * * *

(e) VA will reimburse the cost of preplaced outer burial receptacles separately in accordance with § 38.629 of this chapter.

* * * * *

■ 5. Amend § 39.122 by revising paragraph (a) to read as follows:

§ 39.122 Inspections, audits, and reports.

(a) A State or Tribal organization will allow VA inspectors and auditors to conduct inspections as necessary to ensure compliance with the provisions of this part and with provisions of § 38.629 of this chapter regarding outer burial receptacles. The State or Tribal organization will provide to VA evidence that it has met its responsibilities under the Single Audit Act of 1984.

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DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 9

[Docket ID FEMA–2023–0026]

RIN 1660–AB12

Updates to Floodplain Management and Protection of Wetlands Regulations To Implement the Federal Flood Risk Management Standard; Correction

AGENCY: Federal Emergency Management Agency, Department of Homeland Security.

ACTION: Final rule; correcting amendment.

SUMMARY: On July 11, 2024, the Federal Emergency Management Agency

(FEMA) published a final rule implementing the Federal Flood Risk Management Standard (FFRMS), updating the agency’s 8-step decision-making process for floodplain reviews by changing how FEMA defines a floodplain with respect to certain actions and how FEMA uses natural systems, ecosystem processes, and nature-based approaches when developing alternatives to locating a proposed action in the floodplain. The rule contained two errors which this document corrects.

DATES: This rule is effective October 10, 2024 and is applicable beginning September 9, 2024.

FOR FURTHER INFORMATION CONTACT:

Portia Ross, Policy and Integration Division Director, Office of Environmental Planning and Historic Preservation, Resilience, DHS/FEMA, 400 C St. SW, Suite 313, Washington, DC 20472–3020. Phone: (202) 709–0677; Email: fema-regulations@fema.dhs.gov.

SUPPLEMENTARY INFORMATION: On July 11, 2024, at 89 FR 56929, FEMA published a final rule implementing the FFRMS. The rule contained two errors. The first error is typographical, capitalizing a word in a defined term in § 9.4 which should be lowercased. The second error is a procedural error in the instruction and text for the amendment to § 9.9. Paragraph (d) was instructed to be fully revised, but the full paragraph was not presented in the amendatory text. This document corrects both errors.

List of Subjects in 44 CFR Part 9

Floodplains, Reporting and recordkeeping requirements.

For the reasons discussed in the preamble, the Federal Emergency Management Agency (FEMA) is amending 44 CFR part 9 by making the following correcting amendments.

PART 9—FLOODPLAIN MANAGEMENT AND PROTECTION OF WETLANDS

■ 1. The authority citation for part 9 continues to read as follows:

Authority: 6 U.S.C. 101 *et seq.*; 42 U.S.C. 4001 *et seq.*; 42 U.S.C. 4321 *et seq.*; E.O. 11988 of May 24, 1977, 42 FR 26951, 3 CFR, 1977 Comp., p. 117; E.O. 11990 of May 24, 1977, 42 FR 26961, 3 CFR, 1977 Comp. p. 121; E.O. 13690, 80 FR 6425; E.O. 14030, 86 FR 27967.

§ 9.4 [Corrected]

■ 2. Correct § 9.4 in the definition of “0.2 Percent annual chance floodplain” by removing “Percent” and adding “percent” in its place.

■ 3. Correct § 9.9 by removing paragraphs (1) and (2) following

paragraph (c)(5) and adding paragraph (d) in their place.

The addition reads as follows:

§ 9.9 Analysis and reevaluation of practicable alternatives.

* * * * *

(d) *Action following the analysis of practicable alternatives.* (1) The Agency shall not locate the proposed action in the floodplain as established by § 9.7(c) or in a wetland if a practicable alternative exists outside the floodplain or wetland.

(2) If no practicable alternative exists outside the floodplain or wetland, in order to carry out the action the floodplain or wetland must itself be a practicable location in light of the review required in this section.

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Deanne Criswell,

Administrator, Federal Emergency Management Agency.

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DEPARTMENT OF DEFENSE

Defense Acquisition Regulations System

48 CFR Parts 205, 212, 214, 215, and 237

[Docket DARS–2024–0001]

Defense Federal Acquisition Regulation Supplement; Technical Amendments

AGENCY: Defense Acquisition Regulations System, Department of Defense (DoD).

ACTION: Final rule; technical amendment.

SUMMARY: DoD is amending the Defense Federal Acquisition Regulation Supplement (DFARS) to make needed editorial changes.

DATES: Effective October 10, 2024.

FOR FURTHER INFORMATION CONTACT: Ms. Jennifer D. Johnson, Defense Acquisition Regulations System, telephone 703–717–8226.

SUPPLEMENTARY INFORMATION: This final rule amends the DFARS to make needed editorial changes to add pointers to new text in DFARS Procedures, Guidance, and Information and to remove and reserve a section containing a pointer to DFARS Procedures, Guidance, and Information, which is no longer needed.

List of Subjects in 48 CFR Parts 205, 212, 214, 215, and 237

Government procurement.

Jennifer D. Johnson,

Editor/Publisher, Defense Acquisition Regulations System.

Therefore, the Defense Acquisition Regulations System amends 48 CFR parts 205, 212, 214, 215, and 237 as follows:

■ 1. The authority citation for 48 CFR parts 205, 212, 214, 215, and 237 continues to read as follows:

Authority: 41 U.S.C. 1303 and 48 CFR chapter 1.

PART 205—PUBLICIZING CONTRACT ACTIONS

■ 2. Add subpart 205.1 to read as follows:

Subpart 205.1—Dissemination of Information

Sec.
205.102 Availability of solicitations.
205.102–70 Availability of DoD solicitations.

Subpart 205.1—Dissemination of Information

205.102 Availability of solicitations.

205.102–70 Availability of DoD solicitations.

See PGI 205.102–70 for policy and procedures related to the Solicitation Module within the Procurement Integrated Enterprise Environment.

PART 212—ACQUISITION OF COMMERCIAL PRODUCTS AND COMMERCIAL SERVICES

■ 3. Amend section 212.203 by adding paragraph (6) to read as follows:

212.203 Procedures for solicitation, evaluation, and award.

* * * * *

(6) See the procedures at PGI 205.102–70 for use of the Solicitation Module within the Procurement Integrated Enterprise Environment.

PART 214—SEALED BIDDING

■ 4. Add section 214.203 to read as follows:

214.203 Methods of soliciting bids.

See the procedures at PGI 205.102–70 for use of the Solicitation Module within the Procurement Integrated Enterprise Environment.

PART 215—CONTRACTING BY NEGOTIATION

■ 5. Add section 215.205 to read as follows:

215.205 Issuing solicitations.

See the procedures at PGI 205.102–70 for use of the Solicitation Module within the Procurement Integrated Enterprise Environment.

PART 237—SERVICE CONTRACTING

237.102–77 [Removed and Reserved]

■ 6. Remove and reserve section 237.102–77.

[FR Doc. 2024–23228 Filed 10–9–24; 8:45 am]

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DEPARTMENT OF DEFENSE**Defense Acquisition Regulations System**

48 CFR Parts 206, 212, 252, and 270

[Docket DARS–2024–0017]

RIN 0750–AM01

Defense Federal Acquisition Regulation Supplement: Pilot Program To Incentivize Contracting With Employee-Owned Businesses (DFARS Case 2024–D004)

AGENCY: Defense Acquisition Regulations System, Department of Defense (DoD).

ACTION: Final rule.

SUMMARY: DoD is issuing a final rule amending the Defense Federal Acquisition Regulation Supplement (DFARS) to implement sections of the National Defense Authorization Acts for Fiscal Year 2022 and Fiscal Year 2024 that authorize DoD to establish a pilot program that allows for the noncompetitive award of certain follow-on contracts to certain employee-owned businesses.

DATES: Effective November 25, 2024.

FOR FURTHER INFORMATION CONTACT: Ms. Jeanette Snyder, telephone 703–508–7524.

SUPPLEMENTARY INFORMATION:**I. Background**

DoD published a proposed rule in the **Federal Register** at 89 FR 46831 on May 30, 2024, to implement section 874 of the National Defense Authorization Act (NDAA) for Fiscal Year (FY) 2022 (Pub. L. 117–81; 10 U.S.C. 3204 note) as amended by section 872 of the NDAA for FY 2024 (Pub. L. 118–31; 10 U.S.C. 3204 note). Sections 874 and 872

authorize DoD to establish a pilot program that allows for the noncompetitive award of certain follow-on contracts to employee-owned businesses that meet the definition of a qualified business. Five respondents submitted public comments in response to the proposed rule.

II. Discussion and Analysis

DoD reviewed the public comments in the development of the final rule. A discussion of the comments and the changes made to the rule as a result of those comments is provided, as follows:

A. Summary of Significant Changes From the Proposed Rule

There are no significant changes from the proposed rule.

B. Analysis of Public Comments**1. Support for the Rule**

Comment: The respondents expressed support for the rule.

Response: DoD acknowledges the respondents' support for the rule.

2. Clarifications

Comment: One respondent recommended revising the proposed rule text at DFARS 270.X02 to clarify that a reference to Federal Acquisition Regulation (FAR) 6.302–5 is sufficient to justify a sole-source award under the pilot program. The respondent also recommended adding the following sentence to the text: "A justification that cites FAR 6.302–5, makes reference to 48 CFR 206.302–5(b)(iii), and meets the requirements of subparts 207.X03 and 207.X04 shall be considered complete and sufficient for an exception to full an open competition." One respondent indicated that a justification and approval (J&A) that only references FAR 6.302–5 is likely to be found insufficient by audit agencies.

Response: The proposed rule text at DFARS 270.102(b) requires the contracting officer to justify the use of a sole-source contract in accordance with FAR 6.303 and 6.304 prior to conducting negotiations and to cite FAR 6.302–5, Authorized or required by statute, as the exception to full and open competitive procedures. FAR 6.303 specifies the requirements for and the content of a justification. The statute did not modify the requirements for or content of a justification; therefore, DoD cannot make the recommended change. However, the final rule text at DFARS 270–X02(b) has been amended to remove duplicative text addressed at FAR 6.303–1(a).