

extended the time period for CITA's consideration by 14 U.S. business days. CITA also will announce the extension on the website.

*(i) Process during Extension Period.*

During the extended time period, CITA will request that interested entities provide additional evidence to support their claims and information previously submitted to CITA and may meet with interested entities. Such evidence may include inter alia product samples, lab tests, detailed descriptions of product facilities, and comparisons of product performance in the intended end-use of the subject product.

(ii) CITA also will consider evidence in support of claims that CAFTA-DR supplier(s) or manufacturer(s) can supply a substantially similar product to that specified in the request.

(iii) CITA will make a determination, not later than 44 U.S. business days after the official receipt of a request whether to approve, approve with restriction, or deny the request and will follow the notification process accordingly.

**(5) Deemed Approval.** In the unlikely event that CITA does not make a determination in response to a request, not later than 45 U.S. business days after the official receipt of the request or not later than 60 U.S. business days after the official receipt of the request that was determined to lack sufficient information pursuant to subsection (c)(4), the requested subject product shall be added to the Commercial Availability list, in accordance with the requirements of section 202(o)(4)(D) of the CAFTA-DR.

(6) Whenever the Chairman of CITA receives information concerning, or a request from an interested entity for the review of a final affirmative determination that resulted in a product being added to the Commercial Availability List in Annex 3.25, which shows changed circumstances sufficient to warrant a review of such determination, CITA may conduct a review of such a determination after notifying interested parties by e-mail of the review and posting notice on the website. During a review conducted by CITA under this subsection, the entity seeking revocation of a product from the Commercial Availability List in Annex 3.25 shall have the burden of persuasion with respect to whether there are changed circumstances sufficient to warrant such revocation. Absent a show of good cause, CITA may not review a determination less than 12 months after the date of publication of notice of that determination.

**9. Six Month Procedures: Submitting a Request to Remove or Restrict.**

*(a) Request to Remove or Restrict.* An interested entity may file a request with CITA requesting that a product be either removed or that a quantity restriction be introduced six months after a requested subject product has been added to Commercial Availability List in an unrestricted quantity pursuant to Annex 203(o).

*(b) Content of a Request to Remove or Restrict.* The request to remove or restrict must provide the substantive information set forth in subsection 6(b) (Contents of a Response with an Offer).

*(c) Procedures.*

(1) In considering whether to accept a request to remove or restrict, CITA will follow procedures set forth in section 5 (*Consideration and Acceptance of a Request*).

(2) If CITA determines to accept the request to remove or restrict, CITA and any responding interested party shall follow procedures and contents set forth in subsections 6(a) and (c) (*Response Submission*) and section 7 (*Submitting Rebuttal Evidence*).

(3) As set forth in subsections 8(a) and (b) (*Determination Process*), CITA will determine whether the subject product of the request to remove or restrict is available in commercial quantities in a timely manner in the CAFTA-DR area not later than 30 U.S. business days after the official receipt of the request.

(i) If CITA determines that the product is available in commercial quantities in a timely manner in the CAFTA-DR area, e.g., that a CAFTA-DR supplier(s) or manufacturer(s) is capable to supply all of the subject product requested originally, then that product will be removed from the Commercial Availability List.

(ii) If CITA determines that the product is available in commercial quantities in a timely manner in the CAFTA-DR area, e.g., that a CAFTA-DR supplier(s) or manufacturer(s) is capable to supply part of the subject product requested originally, then a restricted quantity will be introduced for that product.

(iii) If the Commercial Availability List changes as a result of CITA's determination for the request to remove or restrict, CITA will notify interested parties by e-mail of its determination and will publish a notice of its determination for the request to remove or restrict in the **Federal Register**.

(A) For removal, the notice will state that textile and apparel articles containing the subject product are not to be treated as originating in a CAFTA-DR country if the subject product is obtained from non-CAFTA-DR sources, effective for goods entered into the United States on or after six months

(e.g., 180 calendar days) after the date of publication of the notice.

(B) For restriction, the notice will specify the restricted quantity for the subject product that is to be effective six months after the publication date of the notice.

**Philip J. Martello,**

*Acting Chairman, Committee for the Implementation of Textile Agreements.*

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**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

[No. DoD-2006-OS-0019]

**Submission for OMB Review; Comment Request**

**ACTION:** Notice.

The Department of Defense has submitted to OMB for clearance, the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

**DATES:** Consideration will be given to all comments received by March 27, 2006.

*Title, Form and OMB Number:* Claim for reimbursement and Payment Voucher for Privately-Purchased Protective, Safety, or Health Equipment Used in Combat; DD Form 2902; OMB Control Number 0704-0436.

*Type of Request:* Extension.

*Number of Respondents:* 2,500.

*Responses per Respondent:* 1.

*Annual Responses:* 2,500.

*Average Burdens per Response:* 45 minutes.

*Annual Burden Hours:* 1,875.

*Needs and Uses:* This information collection requirement is necessary to accept claims and process those claims for reimbursement from separated former members of the Armed Forces and from survivors of deceased members of the Armed Forces. Public Law 108-375, section 351, and Public Law 109-163, require the Department of Defense to reimburse members of the Armed Forces for privately-purchased protective, safety, or health equipment for Operations Noble Eagle, Enduring Freedom, and Iraqi Freedom during the period of September 11, 2001, to April 1, 2006. The DD Form 2902 will be submitted by the former Service member, or survivor of deceased Service member, to an authorizing official identified on the DD Form 2902 for review and approval.

*Affected Public:* Individuals or households.

*Frequency:* On occasion.

*Respondent's Obligation:* Required to obtain or retain benefits.

*OMB Desk Officer:* Ms. Hillary Jaffe.

Written comments and recommendations on the proposed information collection should be sent to Ms. Jaffe at the Office of Management and Budget, Desk Officer for DoD, Room 10236, New Executive Office Building, Washington, DC 20503.

You may also submit comments, identified by docket number and title, by the following method:

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments.

*Instructions:* All submissions received must include the agency name, docket number and title for this **Federal Register** document. The general policy for comments and other submissions from members of the public is to make these submissions available for public viewing on the Internet at <http://www.regulations.gov> as they are received without change, including any personal identifiers or contact information.

*DoD Clearance Officer:* Ms. Patricia Toppings.

Written requests for copies of the information collection proposal should be sent to Ms. Toppings at WHS/ESD/Information Management Division, 1777 North Kent Street, RPN, Suite 11000, Arlington, VA 22209-2133.

Dated: February 14, 2006.

**Patricia L. Toppings,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

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## DEPARTMENT OF DEFENSE

### Defense Acquisition Regulations System

#### Suspension of the Price Evaluation Adjustment for Small Disadvantaged Businesses

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

**ACTION:** Notice of 1-year suspension of the price evaluation adjustment for small disadvantaged businesses.

**SUMMARY:** The Acting Director of Defense Procurement and Acquisition Policy has suspended the use of the price evaluation adjustment for small disadvantaged businesses (SDBs) in DoD procurements, as required by 10 U.S.C. 2323(e)(3), because DoD exceeded its 5 percent goal for contract awards to SDBs in fiscal year 2005. The suspension will

be in effect for 1 year and will be reevaluated based on the level of DoD contract awards to SDBs achieved in fiscal year 2006.

**DATES:** *Effective Date:* March 10, 2006.

*Applicability Date:* This suspension applies to all solicitations issued during the period from March 10, 2006, to March 9, 2007.

**FOR FURTHER INFORMATION CONTACT:** Ms. Susan Pollack, Defense Procurement and Acquisition Policy, OUSD (AT&L) DPAP (P), 3015 Defense Pentagon, Washington, DC 20301-3015; telephone (703) 697-8336; facsimile (703) 614-1254.

**SUPPLEMENTARY INFORMATION:** Pursuant to the authority granted in 10 U.S.C. 2323(e), DoD has previously granted SDBs a 10 percent price preference in certain acquisitions. This price preference is implemented in Subpart 19.11 of the Federal Acquisition Regulation. Section 801 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Pub. L. 105-261) amended 10 U.S.C. 2323(e)(3) to prohibit DoD from granting such a price preference for a 1-year period following a fiscal year in which DoD achieved the 5 percent goal for contract awards established in 10 U.S.C. 2323(a). Since, in fiscal year 2005, DoD exceeded this 5 percent goal, use of this price preference in DoD acquisitions must be suspended for a 1-year period, from March 10, 2006, to March 9, 2007.

**Michele P. Peterson,**

*Editor, Defense Acquisition Regulations System.*

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## DEPARTMENT OF DEFENSE

### Defense Acquisition Regulations System

[OMB Control Number 0704-0321]

#### Information Collection Requirement; Defense Federal Acquisition Regulation Supplement; Contract Financing

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

**ACTION:** Notice and request for comments regarding a proposed extension of an approved information collection requirement.

**SUMMARY:** In compliance with Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), DoD announces the proposed extension of a public

information collection requirement and seeks public comment on the provisions thereof. DoD invites comments on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of DoD, including whether the information will have practical utility; (b) the accuracy of the estimate of the burden of the proposed information collection; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including the use of automated collection techniques or other forms of information technology. The Office of Management and Budget (OMB) has approved this information collection for use through June 30, 2006. DoD proposes that OMB extend its approval for use for 3 additional years.

**DATES:** DoD will consider all comments received by April 24, 2006.

**ADDRESSES:** You may submit comments, identified by OMB Control Number 0704-0321, using any of the following methods:

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments.

- E-mail: [dfars@osd.mil](mailto:dfars@osd.mil). Include OMB Control Number 0704-0321 in the subject line of the message.

- Fax: (703) 602-0350.

- Mail: Defense Acquisition Regulations System, Attn: Mr. Bill Sain, OUSD (AT&L) DPAP (DARS), IMD 3C132, 3062 Defense Pentagon, Washington, DC 20301-3062.

- Hand Delivery/Courier: Defense Acquisition Regulations System, Crystal Square 4, Suite 200A, 241 18th Street, Arlington, VA 22202-3402.

Comments received generally will be posted without change to <http://www.regulations.gov>, including any personal information provided.

**FOR FURTHER INFORMATION CONTACT:** Mr. Bill Sain, at (703) 602-0293. The information collection requirements addressed in this notice are available via the Internet at: <http://www.acq.osd.mil/dpap/dars/dfars/index.htm>. Paper copies are available from Mr. Bill Sain, OUSD (AT&L) DPAP (DARS), IMD 3C132, 3062 Defense Pentagon, Washington, DC 20301-2062.

**SUPPLEMENTARY INFORMATION:** *Title, Associated Form, and OMB Number:* Defense Federal Acquisition Regulation Supplement (DFARS) Part 232, Contract Financing, and the clause at 252.232-7002, Progress Payments for Foreign Military Sales Acquisitions; OMB Control Number 0704-0321.

*Needs and Uses:* Section 22 of the Arms Export Control Act (22 U.S.C.