

**SMALL BUSINESS ADMINISTRATION**

[Disaster Declaration # 15245 and #15246;  
NEW HAMPSHIRE Disaster Number NH-  
00038]

**Presidential Declaration Amendment of  
a Major Disaster for Public Assistance  
Only for the State of New Hampshire**

**AGENCY:** U.S. Small Business  
Administration.

**ACTION:** Amendment 1.

**SUMMARY:** This is an amendment of the  
Presidential declaration of a major  
disaster for Public Assistance Only for  
the State of New Hampshire (FEMA-  
4329-DR), dated August 9, 2017.

**DATES:** Issued on September 11, 2017.  
*Physical Loan Application Deadline  
Date:* 10/09/2017.

*Economic Injury (EIDL) Loan  
Application Deadline Date:* 05/09/2018.

**ADDRESSES:** Submit completed loan  
applications to: U.S. Small Business  
Administration, Processing and  
Disbursement Center, 14925 Kingsport  
Road, Fort Worth, TX 76155.

**FOR FURTHER INFORMATION CONTACT:** A.  
Escobar, Office of Disaster Assistance,  
U.S. Small Business Administration,  
409 3rd Street SW., Suite 6050,  
Washington, DC 20416, (202) 205-6734.

**SUPPLEMENTARY INFORMATION:** The notice  
of the President's major disaster  
declaration for Private Non-Profit  
organizations in the State of New  
Hampshire, dated 08/09/2017, is hereby  
amended to include the following areas  
as adversely affected by the disaster.

*Incident:* Severe Storms and Flooding.  
*Incident Period:* 07/01/2017 through  
07/02/2017.

*Primary Counties:* Coos.

All other information in the original  
declaration remains unchanged.

(Catalog of Federal Domestic Assistance  
Number 59008)

**James E. Rivera,**

*Associate Administrator for Disaster  
Assistance.*

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**BILLING CODE 8025-01-P**

**SMALL BUSINESS ADMINISTRATION**

**Small Business Size Standards: Class  
Waiver of the Nonmanufacturer Rule**

**AGENCY:** U.S. Small Business  
Administration.

**ACTION:** Notice of Intent To Waive the  
Nonmanufacturer Rule for Positive  
Airway Pressure Devices and Supplies  
Manufacturing.

**SUMMARY:** The U.S. Small Business  
Administration (SBA) is considering

granting a request for a class waiver of  
the Nonmanufacturer Rule (NMR) for  
Positive Airway Pressure Devices and  
Supplies Manufacturing. This U.S.  
industry comprises establishments  
primarily engaged in manufacturing  
Continuous Positive Airway Pressure  
(CPAP) devices, Bi-level Positive  
Airway Pressure (BiPAP) devices, and  
other products intended to treat sleep  
apnea by keeping a person's airways  
open during sleep. According to the  
request, no small business  
manufacturers supply this product to  
the Federal government. If granted, the  
class waiver would allow otherwise  
qualified regular dealers to supply the  
product of any manufacturer on a  
Federal contract set aside for small  
business, service-disabled veteran-  
owned small business (SDVOSB),  
women-owned small business (WOSB),  
economically disadvantaged women-  
owned small business (EDWOSB), or  
participants in the SBA's 8(a) Business  
Development (BD) program.

**DATES:** Comments and source  
information must be submitted by  
October 18, 2017.

**ADDRESSES:** You may submit comments  
and source information via the Federal  
Rulemaking Portal at [https://  
www.regulations.gov](https://www.regulations.gov) under Docket ID  
SBA-2017-0006. If you wish to submit  
confidential business information (CBI)  
as defined in the User Notice at [http://  
www.regulations.gov](http://www.regulations.gov), please submit the  
information to Roman Ivey, Program  
Analyst, Office of Government  
Contracting, U.S. Small Business  
Administration, 409 Third Street SW.,  
8th Floor, Washington, DC 20416, and  
highlight the information that you  
consider to be CBI and explain why you  
believe this information should be held  
confidential. SBA will review the  
information and make a final  
determination as to whether or not the  
information will be published.

**FOR FURTHER INFORMATION CONTACT:**  
Roman Ivey, Program Analyst, by  
telephone at 202-401-1420; or by email  
at [roman.ivey@sba.gov](mailto:roman.ivey@sba.gov).

**SUPPLEMENTARY INFORMATION:** Section  
8(a)(17) and 46 of the Small Business  
Act (Act), 15 U.S.C. 637(a)(17) and 657,  
and SBA's implementing regulations  
require that recipients of Federal supply  
contracts (except those valued between  
\$3,500 and \$150,000) set aside for small  
business, service-disabled veteran-  
owned small business (SDVOSB),  
women-owned small business (WOSB),  
economically disadvantaged women-  
owned small business (EDWOSB), or  
participants in the SBA's 8(a) Business  
Development (BD) program provide the  
product of a small business

manufacturer or processor, if the  
recipient is other than the actual  
manufacturer or processor of the  
product. This requirement is commonly  
referred to as the Nonmanufacturer Rule  
(NMR). 13 CFR 121.406(b). Sections  
8(a)(17)(B)(iv)(II) and 46(a)(4)(B) of the  
Act authorize SBA to waive the NMR for  
a "class of products" for which there are  
no small business manufacturers or  
processors available to participate in the  
Federal market.

As implemented in SBA's regulations  
at 13 CFR 121.1202(c), in order to be  
considered available to participate in  
the Federal market for a class of  
products, a small business manufacturer  
must have submitted a proposal for a  
contract solicitation or been awarded a  
contract to supply the class of products  
within the last 24 months.

The SBA defines "class of products"  
based on a combination of (1) the six  
digit North American Industry  
Classification System (NAICS) code, (2)  
the four digit Product Service Code  
(PSC), and (3) a description of the class  
of products.

The SBA is currently processing a  
request to waive the NMR for Positive  
Airway Pressure Devices and Supplies  
under NAICS codes 339112 and 339113,  
PSC 6515. The public is invited to  
comment or provide source information  
on any small business manufacturers of  
this class of products that are available  
to participate in the Federal market. The  
public comment period will run for 30  
days after the date of publication in the  
**Federal Register**.

More information on the NMR and  
Class Waivers can be found at [https://  
www.sba.gov/contracting/contracting-  
officials/non-manufacturer-rule/non-  
manufacturer-waivers](https://www.sba.gov/contracting/contracting-officials/non-manufacturer-rule/non-manufacturer-waivers).

Dated: September 6, 2017.

**Seán F. Crean,**

*Director, Office of Government Contracting.*

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**BILLING CODE 8025-01-P**

**DEPARTMENT OF STATE**

[Public Notice: 10126]

**Privacy Act of 1974; System of  
Records**

**AGENCY:** Department of State.

**ACTION:** Notice of a New System of  
Records.

**SUMMARY:** Ombudsperson Mechanism  
Records includes information about  
individuals who have submitted  
requests relating to national security  
access to data transmitted to the United  
States pursuant to the Privacy Shield