

239.1 and placing it immediately before subpart 239.1.

239.7602–1 [Amended]

■ 30. Amend section 239.7602–1 in paragraph (b)(1) by removing “http://ias.e.disa.mil/cloud_security/Pages/index.aspx” and adding “<https://public.cyber.mil/dccs/>” in its place.

■ 31. Amend section 239.7602–2 by adding a sentence at the end of paragraph (b) to read as follows:

239.7602–2 Required storage of data within the United States or outlying areas.

* * * * *

(b) * * * See PGI 239.7602–2 for additional guidance.

PART 242—CONTRACT ADMINISTRATION AND AUDIT SERVICES

■ 32. Revise the heading for section 242.1204 to read as follows:

242.1204 Applicability of novation agreements.

* * * * *

PART 245—GOVERNMENT PROPERTY

■ 33. Revise the heading for section 245.604 to read as follows:

245.604 Sale of surplus personal property.

245.604–3 [Redesignated as 245.604–1]

■ 34. Redesignate section 245.604–3 as 245.604–1 and revise it to read as follows:

245.604–1 Sales procedures.

(1) *Best value sales approach.* Plant clearance officers shall determine a best value sales approach (formal or informal sales), to include due consideration for costs, risks, and benefits, *e.g.*, potential sales proceeds.

(2) *Informal bid procedures.* The plant clearance officer may direct the contractor to issue informal invitations for bid (orally, telephonically, or by other informal media), provided—

(i) Maximum practical competition is obtained;

(ii) Sources solicited are recorded; and

(iii) Informal bids are confirmed in writing.

(3) *Sale approval and award.* Plant clearance officers shall—

(i) Evaluate bids to establish that the sale price is fair and reasonable, taking into consideration—

(A) Knowledge or tests of the market;

(B) Current published prices for the property;

(C) The nature, condition, quantity, and location of the property; and

(D) Past sale history for like or similar items;

(ii) Approve award to the responsible bidder whose bid is most advantageous to the Government. The plant clearance officer shall not approve award to any bidder who is an ineligible transferee, as defined in 252.245–7004, Reporting, Reutilization, and Disposal; and

(iii) Notify the contractor of the bidder to whom an award will be made within 5 working days from receipt of bids.

(4) *Noncompetitive sales.*

(i) Noncompetitive sales include purchases or retention at less than cost by the contractor. Noncompetitive sales may be made when—

(A) The plant clearance officer determines that this method is essential to expeditious plant clearance; and

(B) The Government’s interests are adequately protected.

(ii) Noncompetitive sales shall be at fair and reasonable prices, not less than those reasonably expected under competitive sales.

(iii) Conditions justifying noncompetitive sales are—

(A) No acceptable bids are received under competitive sale;

(B) Anticipated sales proceeds do not warrant competitive sale;

(C) Specialized nature of the property would not create bidder interest;

(D) Removal of the property would reduce its value or result in disproportionate handling expenses; or

(E) Such action is essential to the Government’s interests.

(5) Plant clearance officers shall consider any special disposal requirements such as demilitarization or trade security control requirements in accordance with DoDM 4160.28–M, Defense Demilitarization Manual, and DoDI 2030.08, Implementation of Trade Security Controls, respectively. See PGI 245.6.

PART 246—QUALITY ASSURANCE

246.701 [Removed]

■ 35. Remove the first instance of section 246.701 (without heading and text).

■ 36. Add section 246.702 to read as follows: 246.702 General.

246.701 [Redesignated as 246.702–70]

■ 37. Redesignate the second instance of section 246.701 (headed “Definitions”) as 246.702–70.

■ 38. Revise the heading for section 246.710 to read as follows:

246.710 Contract clauses.

* * * * *

PART 251—USE OF GOVERNMENT SOURCES BY CONTRACTORS

Subpart 251.2—Contractor Use of Interagency Fleet Management System (IFMS)

■ 39. Revise the heading for subpart 251.2 to read as set forth above.

PART 252—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

252.102 [Redesignated as 252.103]

■ 40. Redesignate section 252.102 as 252.103.

PART 252—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

252.232–7007 [Amended]

■ 41. Amend section 252.232–7007 in the introductory text by removing “232.705–70” and adding “232.706–70” in its place.

[FR Doc. 2021–23458 Filed 10–28–21; 8:45 am]

BILLING CODE 5001–06–P

DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

49 CFR Part 383

[Docket No. FMCSA–2017–0330]

RIN 2126–AC11

Controlled Substances and Alcohol Testing: State Driver’s Licensing Agency Non-Issuance/Downgrade of Commercial Driver’s License; Correction

AGENCY: Federal Motor Carrier Safety Administration (FMCSA), Department of Transportation (DOT).

ACTION: Final rule; correction.

SUMMARY: In a final rule published in the *Federal Register* on October 7, 2021, FMCSA amended its regulations to establish requirements for State Driver’s Licensing Agencies to access and use information obtained through the Drug and Alcohol Clearinghouse, an FMCSA-administered database containing driver-specific controlled substance and alcohol records. The final rule included amendatory instructions that need to be corrected because of a subsequent, unrelated rulemaking action affecting the same section of the Federal Motor Carrier Safety Regulations. This notice makes that correction.

DATES: This correction is effective November 8, 2021.

FOR FURTHER INFORMATION CONTACT: Ms. Gian Marshall, Drug and Alcohol Programs Division, Federal Motor Carrier Safety Administration, 1200 New Jersey Avenue SE, Washington, DC 20590-0001, *clearinghouse@dot.gov*, (202) 366-0928.

SUPPLEMENTARY INFORMATION: On October 7, 2021, FMCSA published a final rule (86 FR 55718) with an effective date of November 8, 2021, which amended 49 CFR 383.73(a) by adding a new paragraph (a)(3). FMCSA published another final rule on October 14, 2021 (86 FR 57060), General Technical, Organizational, Conforming, and Correcting Amendments to the Federal Motor Carrier Safety Regulations, which renumbered the paragraphs under § 383.73(a) such that the amendment from the October 7, 2021, final rule could not be made to the CFR upon its effective date. Through this document, FMCSA corrects the October 7, 2021, final rule to add the new paragraph to § 383.73(a) as paragraph (a)(8) instead of paragraph (a)(3).

In FR Doc. 2021-21928 appearing on page 55718 in the **Federal Register** of October 7, 2021, the following corrections are made:

§ 383.73 [Corrected]

■ 1. On page 55742, in the second column, in amendment 7a for § 383.73, the instruction “Adding paragraph (a)(3);” is corrected to read “Adding paragraph (a)(8);”.

§ 383.73 [Corrected]

■ 2. On page 55742, in the second column, in the regulatory text for § 383.73, in paragraph (a), “(3)” is corrected to read “(8)”.

Issued under authority delegated in 49 CFR 1.87 and redelegated in FMCSA Order 1101.1b.

Larry W. Minor,
Associate Administrator for Policy.
[FR Doc. 2021-23596 Filed 10-28-21; 8:45 am]
BILLING CODE 4910-EX-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 648

[Docket No. 210325-0071; RTID 0648-XB447]

Fisheries of the Northeastern United States; Atlantic Herring Fishery; Adjustment to the 2021 Specifications

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

ACTION: Temporary rule; inseason adjustment.

SUMMARY: NMFS increases the 2021 Atlantic herring annual catch limit and Area 1A sub-annual catch limit by 1,000 metric tons (mt). This action is required by the herring regulations when, based on data through October 1, the New Brunswick weir fishery lands less than 3,012 mt of herring. This notice informs the public of these catch limit changes.

DATES: Effective October 29, 2021, through December 31, 2021.

FOR FURTHER INFORMATION CONTACT: Maria Fenton, Fishery Management Specialist, (978) 281-9196; or *Maria.Fenton@noaa.gov*.

SUPPLEMENTARY INFORMATION: NMFS published final 2021 specifications for

the Atlantic Herring Fishery Management Plan on April 1, 2021 (86 FR 17081), establishing the 2021 annual catch limit (ACL) and area sub-ACLs. Table 1 shows the original herring specifications for 2021 and the specifications as revised by this action for the remainder of the calendar year.

The NMFS Regional Administrator tracks herring landings in the New Brunswick weir fishery each year. The regulations at 50 CFR 648.201(h) require that if the New Brunswick weir fishery landings through October 1 are determined to be less than 3,012 mt, then NMFS subtracts 1,000 mt from the management uncertainty buffer and reallocates that amount to the ACL and Area 1A sub-ACL. When such a determination is made, NMFS is required to notify the New England Fishery Management Council and publish the ACL and Area 1A sub-ACL adjustment in the **Federal Register**.

Information from Canada’s Department of Fisheries and Oceans indicates that the New Brunswick weir fishery landed 1,209 mt of herring through October 1, 2021. Therefore, the Regional Administrator determined that, effective October 29, 2021], 1,000 mt will be reallocated from the management uncertainty buffer to the Area 1A sub-ACL and the ACL. This 1,000 mt reallocation increases the Area 1A sub-ACL from 1,609 mt to 2,609 mt and the ACL from 4,128 mt to 5,128 mt. The revised specifications will be used to project when catch will reach 92 percent of the Area 1A sub-ACL or 95 percent of the ACL for the purpose of implementing a 2,000-pound (lb) (907-kilogram (kg)) herring possession limit in Area 1A or in all management areas, respectively.

TABLE 1—ATLANTIC HERRING SPECIFICATIONS FOR 2021

	Original specifications (mt)	Revised specifications (mt)
Overfishing Limit	23,423	23,423.
Acceptable Biological Catch	9,483	9,483.
Management Uncertainty	4,669	3,669.
Optimum Yield/ACL	4,128	5,128.
Domestic Annual Harvest	4,814	4,814.
Border Transfer	0	0.
Domestic Annual Processing	4,814	4,814.
U.S. At-Sea Processing	0	0.
Area 1A Sub-ACL (28.9%)	1,609	2,609.
Area 1B Sub-ACL (4.3%)	239	239.
Area 2 Sub-ACL (27.8%)	652	652.
Area 3 Sub-ACL (39%)	2,181	2,181.
Fixed Gear Set-Aside	30	30.
Research Set-Aside (RSA) *	0 percent of each sub-ACL ...	0 percent of each sub-ACL.

* Because RSA participants are not pursuing RSA in 2021, we did not deduct it from the sub-ACLs. RSA will be revisited for 2023–2025 specifications.