

Section 304–9.4 What If the Employee Is Compensated by a Donor and by Us for the Same Expenses?

One Federal agency commented that in the answer to this question employees should be informed of The Federal Claims Collection Standards which provides detailed guidance regarding Governmentwide debt collection policies and procedures. GSA has considered this comment and has modified § 304–9.4 accordingly.

This final rule is written in the “plain language” style of regulation writing as a continuation of the General Services Administration’s (GSA) effort to make the FTR easier to understand and use. Questions are in the first person, and answers are in the second person. GSA uses a “we” and “you” question when referring to an agency, and an “I” and “you” question when referring to the employee. However, the rules stated in either section apply to both the employee and agency. Another example of GSA’s implementation of plain language is the use of the term “meeting” throughout this part instead of the phrase “meeting(s) or similar functions.” This change is indicated in the definition of “meeting(s) or similar functions” and no substantive change is intended by this change.

B. Significant Changes

The final rule permits after-the-fact agency acceptance of some payments from a non-Federal source for travel expenses to a meeting under the provisions prescribed in § 304–3.13.

C. Executive Order 12866

GSA has determined that this final rule is not a significant regulatory action for the purposes of Executive Order 12866 of September 30, 1993.

D. Regulatory Flexibility Act

This final rule is not required to be published in the **Federal Register** for notice and comment. Therefore, the Regulatory Flexibility Act does not apply.

E. Paperwork Reduction Act

The Paperwork Reduction Act does not apply because the final rule does not impose recordkeeping or information collection requirements, or the collection of information from offerors, contractors, or members of the public which require the approval of the Office of Management and Budget under 44 U.S.C. 501, *et seq.*

F. Small Business Regulatory Enforcement Fairness Act

This final rule is also exempt from congressional review prescribed under 5 U.S.C. 801 since it relates solely to agency management and personnel.

List of Subjects in 41 CFR Part 300–2 and Chapter 304

Government employees, Travel and transportation expenses.

Dated: December 16, 2002.

Stephen A. Perry,
Administrator of General Services.

For the reasons set forth in the preamble, GSA amends 41 CFR part 300–2 and chapter 304 as follows:

CHAPTER 300—GENERAL

PART 300–2—HOW TO USE THE FTR

1. The authority citation for part 300–2 continues to read as follows:

Authority: 5 U.S.C. 5707; 5 U.S.C. 5738; 5 U.S.C. 5741–5742; 20 U.S.C. 905(a); 31 U.S.C. 1353; 40 U.S.C. 121(c); 49 U.S.C. 40118; E.O. 11609, 1971–1975 Comp. p.586.

2. Amend § 300–2.22 by revising the table to read as follows:

§ 300–2.22 Who is subject to the FTR?

* * * * *

| For | The employee provisions contained in | And the agency provisions are contained in |
|-------------------|--|--|
| Chapter 301 | Subchapters A, B, and C | Subchapter D. |
| Chapter 302 | Subchapters A, B, C, D, E, and F | Subchapters A, B, C, D, E, and F. |
| Chapter 303 | N/A | Part 303–70. |
| Chapter 304 | Subchapter A | Subchapters B and C. |

3. Revise Chapter 304 to read as follows:

Chapter 304—Payment of Travel Expenses From a Non-Federal Source

Subchapter A—Employee’s Acceptance of Payment From A Non-Federal Source for Travel Expenses

Part

- 304–1 Authority
- 304–2 Definitions
- 304–3 Employee responsibility

Subchapter B—Agency Requirements

- 304–4 Authority
- 304–5 Agency responsibilities
- 304–6 Payment guidelines

Subchapter C—Acceptance of Payment for Training

- 304–7 Authority/applicability
- 304–8 Definitions
- 304–9 Contributions and awards

Subchapter A—Employee’s Acceptance of Payment From a Non-Federal Source for Travel Expenses

PART 304–1—AUTHORITY

Sec.

- 304–1.1 To whom do the pronouns “I”, “you”, and their variants refer throughout this part?
- 304–1.2 Under what authority may I accept payment of travel expenses from a non-Federal source?

Authority: 31 U.S.C. 1353 and 5 U.S.C. 5707.

§ 304–1.1 To whom do the pronouns “I”, “you”, and their variants refer throughout this part?

Use of pronouns “I”, “you”, and their variants throughout this part refers to the employee.

§ 304–1.2 Under what authority may I accept payment of travel expenses from a non-Federal source?

Under the authority of this part and 31 U.S.C. 1353, you may accept payment of travel expenses from a non-Federal source on behalf of your agency, but not on behalf of yourself, when specifically authorized to do so by your agency and only for official travel to a meeting. Except as provided in § 304–3.13 of this subchapter, your agency must approve acceptance of such payments in advance of your travel.

PART 304–2—DEFINITIONS

Authority: 5 U.S.C. 5707; 31 U.S.C. 1353.

§ 304–2.1 What definitions apply to this chapter?

The following definitions apply to this chapter:

Employee means an appointed officer or employee of an executive agency as defined in 5 U.S.C. 105, including a