

that urgent and compelling reasons exist to publish an interim rule prior to affording the public an opportunity to comment. This interim rule removes DFARS text that has become obsolete as a result of policy on Central Contractor Registration that was added to the FAR on October 1, 2003. In addition, this rule addresses DoD requirements for inclusion of CAGE codes on contracts and in the CCR database. The FAR does not address CAGE code requirements, and DoD payment offices cannot match to CCR without CAGE code information. Comments received in response to this interim rule will be considered in the formation of the final rule.

#### List of Subjects in 48 CFR Part 204, 212, 213, and 252

Government procurement.

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*Executive Editor, Defense Acquisition Regulations Council.*

■ Therefore, 48 CFR parts 204, 212, 213, and 252 are amended as follows:

■ 1. The authority citation for 48 CFR Parts 204, 212, 213, and 252 continues to read as follows:

**Authority:** 41 U.S.C. 421 and 48 CFR Chapter 1.

#### PART 204—ADMINISTRATIVE MATTERS

■ 2. Section 204.203 is revised to read as follows:

##### § 204.203 Taxpayer identification information.

(b) The procedure at FAR 4.203(b) does not apply to contracts that include the clause at FAR 52.204-7, Central Contractor Registration. The payment office obtains the taxpayer identification number and the type of organization from the Central Contractor Registration database.

##### § 204.603 [Removed]

■ 3. Section 204.603 is removed.

■ 4. Section 204.904 is amended by revising paragraph (2) introductory text and paragraph (2)(ii) to read as follows:

##### § 204.904 Reporting payment information to the IRS.

\* \* \* \* \*

(2) Unless an exception in paragraph (1) of this section applies, provide as the last page of the copy of the contract sent to the payment office—

\* \* \* \* \*

(ii) The contractor's Taxpayer Identification Number and type of organization, if the contract does not include the clause at FAR 52.204-7, Central Contractor Registration.

##### § 204.905 [Removed]

■ 5. Section 204.905 is removed.

■ 6. Subpart 204.11 is added to read as follows:

##### Subpart 204.11—Central Contractor Registration

Sec.

204.1103 Procedures.

204.1104 Solicitation provision and contract clauses.

##### § 204.1103 Procedures.

(e) On contractual documents transmitted to the payment office, also provide the Commercial and Government Entity code in accordance with agency procedures.

##### § 204.1104 Solicitation provision and contract clauses.

When using the clause at FAR 52.204-7, Central Contractor Registration, use the clause with 252.204-7004, Alternate A.

■ 7. Section 204.7202-1 is amended by revising paragraph (b)(1) to read as follows:

##### § 204.7202-1 Cage codes.

\* \* \* \* \*

(b)(1) If a prospective contractor located in the United States must register in the Central Contractor Registration (CCR) database (*see* FAR Subpart 4.11) and does not have a CAGE code, DLIS will assign a CAGE code when the prospective contractor submits its request for registration in the CCR database. Foreign registrants must obtain a North Atlantic Treaty Organization CAGE (NCAGE) code in order to register in the CCR database. NCAGE codes may be obtained from the Codification Bureau in the foreign registrant's country. Additional information on obtaining NCAGE codes is available at [http://www.dlis.dla.mil/Forms/Form\\_AC135.asp](http://www.dlis.dla.mil/Forms/Form_AC135.asp).

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■ 8. Section 204.7207 is amended by revising paragraph (a) to read as follows:

##### § 204.7207 Solicitation provision.

\* \* \* \* \*

(a) The solicitation does not include the clause at FAR 52.204-7, Central Contractor Registration; and

\* \* \* \* \*

##### Subpart 204.73—[Removed]

■ 9. Subpart 204.73 is removed.

#### PART 212—ACQUISITION OF COMMERCIAL ITEMS

##### § 212.301 [Amended]

■ 10. Section 212.301 is amended as follows:

■ a. By removing paragraphs (b)(2) and (f)(iv); and

■ b. By redesignating paragraphs (f)(v) and (vi) as paragraphs (f)(iv) and (v) respectively.

#### PART 213—SIMPLIFIED ACQUISITION PROCEDURES 213.106-3 [Removed]

■ 11. Section 213.106-3 is removed.

#### PART 252—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

■ 12. Section 252.204-7004 is revised to read as follows:

##### § 252.204-7004 Alternate A.

Alternate A (Nov 2003)

As prescribed in 204.1104, substitute the following paragraph (a) for paragraph (a) of the clause at FAR 52.204-7:

(a) *Definitions.* As used in this clause—  
“Central Contractor Registration (CCR) database” means the primary Government repository for contractor information required for the conduct of business with the Government.

“Commercial and Government Entity (CAGE) code” means—

(1) A code assigned by the Defense Logistics Information Service (DLIS) to identify a commercial or Government entity; or

(2) A code assigned by a member of the North Atlantic Treaty Organization that DLIS records and maintains in the CAGE master file. This type of code is known as an “NCAGE code.”

“Data Universal Numbering System (DUNS) number” means the 9-digit number assigned by Dun and Bradstreet, Inc. (D&B) to identify unique business entities.

“Data Universal Numbering System +4 (DUNS+4) number” means the DUNS number assigned by D&B plus a 4-character suffix that may be assigned by a business concern. (D&B has no affiliation with this 4-character suffix.) This 4-character suffix may be assigned at the discretion of the business concern to establish additional CCR records for identifying alternative Electronic Funds Transfer (EFT) accounts (*see* Subpart 32.11 of the Federal Acquisition Regulation) for the same parent concern.

“Registered in the CCR database” means that—

(1) The Contractor has entered all mandatory information, including the DUNS number or the DUNS+4 number, into the CCR database;

(2) The Contractor's CAGE code is in the CCR database; and