

participants' compliance with subpart C of this part and requiring them to include a similar term or condition in lower-tier covered transactions.

■ 4. Section 606.746 is added to read as follows:

§ 606.746 Who conducts fact-finding conferences for DOE?

The Energy Board of Contract Appeals conducts fact-finding conferences for DOE, in accordance with the rules promulgated by the Energy Board of Contract Appeals.

■ 5. Section 606.836 is added to read as follows:

§ 606.836 Who conducts fact-finding conferences for DOE?

The Energy Board of Contract Appeals conducts fact-finding conferences for DOE, in accordance with the rules promulgated by the Energy Board of Contract Appeals.

■ 6. Section 606.910 is further amended by adding a definition for Department of Energy in alphabetical order to read as follows:

§ 606.910 Agency.

* * * *

Department of Energy means the U.S. Department of Energy, including the National Nuclear Security Administration (NNSA).

■ 7. Section 606.935 is further amended by adding paragraph (b) to read as follows:

§ 606.935 Debarring official.

* * * *

(b) The debarring official for the Department of Energy, exclusive of NNSA, is the Director, Office of Procurement and Assistance Management, DOE. The debarring official for NNSA is the Director, Office of Procurement and Assistance Management, NNSA.

■ 8. Section 606.1010 is further amended by adding paragraph (b) to read as follows:

§ 606.1010 Suspending official.

* * * *

(b) The suspending official for the Department of Energy, exclusive of NNSA, is the Director, Office of Procurement and Assistance Management, DOE. The suspending official for NNSA is the Director, Office of Procurement and Assistance Management, NNSA.

■ 9. Part 607 is added to subchapter H to read as set forth in instruction 2 at the end of the common preamble.

PART 607—GOVERNMENTWIDE REQUIREMENTS FOR DRUG-FREE WORKPLACE (FINANCIAL ASSISTANCE)

Subpart A—Purpose and Coverage

Sec.

607.100 What does this part do?

607.105 Does this part apply to me?

607.110 Are any of my Federal assistance awards exempt from this part?

607.115 Does this part affect the Federal contracts that I receive?

Subpart B—Requirements for Recipients Other Than Individuals

607.200 What must I do to comply with this part?

607.205 What must I include in my drug-free workplace statement?

607.210 To whom must I distribute my drug-free workplace statement?

607.215 What must I include in my drug-free awareness program?

607.220 By when must I publish my drug-free workplace statement and establish my drug-free awareness program?

607.225 What actions must I take concerning employees who are convicted of drug violations in the workplace?

607.230 How and when must I identify workplaces?

Subpart C—Requirements for Recipients Who Are Individuals

607.300 What must I do to comply with this part if I am an individual recipient?

607.301 [Reserved]

Subpart D—Responsibilities of DOE Awarding Officials

607.400 What are my responsibilities as a DOE awarding official?

Subpart E—Violations of This Part and Consequences

607.500 How are violations of this part determined for recipients other than individuals?

607.505 How are violations of this part determined for recipients who are individuals?

607.510 What actions will the Federal Government take against a recipient determined to have violated this part?

607.515 Are there any exceptions to those actions?

Subpart F—Definitions

607.605 Award.

607.610 Controlled substance.

607.615 Conviction.

607.620 Cooperative agreement.

607.625 Criminal drug statute.

607.630 Debarment.

607.635 Drug-free workplace.

607.640 Employee.

607.645 Federal agency or agency.

607.650 Grant.

607.655 Individual.

607.660 Recipient.

607.665 State.

607.670 Suspension.

Authority: 41 U.S.C. 701, *et seq.*; 42 U.S.C. 7101 *et seq.*; 50 U.S.C. 2401 *et seq.*

■ 10. Part 607 is further amended as set forth below.

■ a. “[Agency noun]” is removed and “Department of Energy” is added in its place wherever it occurs.

■ b. “[Agency adjective]” is removed and “DOE” is added in its place wherever it occurs.

■ c. “[Agency head or designee]” is removed and “Director, Office of Procurement and Assistance Management, DOE, for DOE actions, and Director, Office of Procurement and Assistance Management, NNSA, for NNSA actions” are added in its place wherever it occurs.

■ d. “[Agency head]” is removed and “Secretary of Energy” is added in its place wherever it occurs.

■ 11. Section 607.510(c) is further amended by removing “[CFR citation for the Federal agency’s regulations implementing Executive order 12549 and Executive Order 12689]” and adding “10 CFR Part 606” in its place.

■ 12. Section 607.605(a)(2) is further amended by removing “[Agency-specific CFR citation]” and adding “10 CFR Part 600” in its place.

■ 13. Section 607.645 is further amended by adding the definition for Department of Energy in alphabetical order to read as follows:

§ 607.645 Federal Agency or agency.

Department of Energy means the U.S. Department of Energy, including the National Nuclear Security Administration (NNSA).

* * * *

PART 1036—[Removed]

■ 14. Part 1036 is removed.

EXPORT-IMPORT BANK OF THE UNITED STATES

12 CFR Part 413

RIN 3048-ZA03

ADDRESSES: Comments should be sent to Howard Schweitzer, Assistant General Counsel for Administration, Export-Import Bank of the United States, 811 Vermont Ave., NW., Washington, DC 20571, or to howard.schweitzer@exim.gov.

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SUPPLEMENTARY INFORMATION: Ex-Im Bank publishes this interim final rule in order to join the publication of regulations amending the common rule