

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

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

■ c. “[Agency head or designee]” is removed and “Secretary of Commerce or designee” is added in its place wherever it occurs.

■ 3. Section 26.215 is amended as follows:

■ a. Add paragraph (d)(1) and add and reserve paragraph (d)(2).

■ b. Add paragraph (f)(1) and add and reserve paragraph (f)(2).

■ c. Add paragraph (g)(1) and add and reserve paragraph (g)(2).

The additions read as follows:

§ 26.215 Which nonprocurement transactions are not covered transactions?

* * * * *

(d) * * *

(1) For the purposes of the DoC this means:

(i) Fisherman’s Contingency Fund.

(ii) [Reserved]

(2) [Reserved]

* * * * *

(f) * * *

(1) For purposes of the DoC this means:

(i) Export Promotion, Trade Information and Counseling, and Trade Policy.

(ii) Geodetic Surveys and Services (Specialized Services).

(iii) Fishery Products Inspection Certification.

(iv) Standard Reference Materials.

(v) Calibration, Measurement and Testing.

(vi) Critically Evaluated Data (Standard Reference Data).

(vii) Phoenix Data System.

(viii) The sale or provision of products, information, and services to the general public.

(2) [Reserved]

(g) * * *

(1) For purposes of the DoC this means:

(i) The Administration of the Antidumping and Countervailing Duty Statutes.

(ii) The Export Trading Company Act Certificate of Review Program.

(iii) Trade Adjustment Assistance Program Certification.

(iv) Foreign Trade Zones Act of 1934, as amended.

(v) Statutory Import Program.

(2) [Reserved]

■ 4. Section 26.220 is amended to add paragraph (c) to read as follows:

§ 26.220 Are any procurement contracts included as covered transactions?

* * * * *

(c) The contract is a subcontract awarded by a participant in a procurement transaction that is covered under paragraph (a) of this section, and the amount of the contract exceeds or is expected to exceed \$25,000. This extends the coverage of paragraph (a) of this section to one additional tier of contracts, as shown in the diagram in the Appendix to this part.

■ 5. Section 26.440 is added to read as follows:

§ 26.440 What method do I use to communicate those requirements to participants?

To communicate the requirements to participants, you must include a term or condition in the transaction requiring the participants’ compliance with subpart C of this part and requiring them to include a similar term or condition in lower-tier covered transactions.

■ 6. Section 26.970 is amended to add paragraphs (a)(12) through (16) to read as follows:

§ 26.970 Nonprocurement transaction

(a) * * *

(12) Joint Project Agreements under 15 U.S.C. 1525.

(13) Cooperative research and development agreements.

(14) Joint statistical agreements.

(15) Patent licenses under 35 U.S.C. 207.

(16) NTIS joint ventures, 15 U.S.C. 3704b.

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■ 7. Part 29 is added to read as set forth in instruction 2 at the end of the common preamble.

PART 29—GOVERNMENTWIDE REQUIREMENTS FOR DRUG-FREE WORKPLACE (FINANCIAL ASSISTANCE)

Subpart A—Purpose and Coverage

29.100 What does this part do?

29.105 Does this part apply to me?

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

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

Subpart B—Requirements for Recipients Other Than Individuals

29.200 What must I do to comply with this part?

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

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

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

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

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

29.230 How and when must I identify workplaces?

Subpart C—Requirements for Recipients Who Are Individuals

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

29.301 [Reserved]

Subpart D—Responsibilities of DoC Awarding Officials

29.400 What are my responsibilities as a DoC awarding official?

Subpart E—Violations of This Part and Consequences

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

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

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

29.515 Are there any exceptions to those actions?

Subpart F—Definitions

29.605 Award.

29.610 Controlled substance.

29.615 Conviction.

29.620 Cooperative agreement.

29.625 Criminal drug statute.

29.630 Debarment.

29.635 Drug-free workplace.

29.640 Employee.

29.645 Federal agency or agency.

29.650 Grant.

29.655 Individual.

29.660 Recipient.

29.665 State.

29.670 Suspension.

Authority: 5 U.S.C. 301; 41 U.S.C. 701 *et seq.*

■ 8. Part 29 is further amended as set forth below.

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

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

■ c. “[Agency head or designee]” is removed and “Secretary of Commerce or designee” is added in its place wherever it occurs.

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

■ 9. Section 29.510(c) is further amended by removing “[CFR citation for the Federal agency’s regulations implementing Executive Order 12549 and Executive Order 12689]” and adding “15 CFR Part 26” in its place.

■ 10. Section 29.605(a)(2) is further amended by removing “[Agency-specific CFR citation]” and adding “15 CFR Part 24” in its place.