

DEP.



This document is scheduled to be published in the Federal Register on 11/23/2020 and available online at [federalregister.gov/d/2020-25796](https://www.federalregister.gov/d/2020-25796), and on [govinfo.gov](https://www.govinfo.gov)

## GENERAL SERVICES ADMINISTRATION

### NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[OMB Control No. 9000-0138; Docket No. 2020-0053; Sequence No. 9]

#### Submission for OMB Review; Contract Financing

**AGENCY:** Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

**ACTION:** Notice.

**SUMMARY:** Under the provisions of the Paperwork Reduction Act, the Regulatory Secretariat Division has submitted to the Office of Management and Budget (OMB) a request to review and approve a revision and renewal of a previously approved information collection requirement regarding contract financing.

**DATES:** Submit comments on or before [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE *FEDERAL REGISTER*.]

**ADDRESSES:** Written comments and recommendations for this information collection should be sent within 30 days of publication of this notice to [www.reginfo.gov/public/do/PRAMain](http://www.reginfo.gov/public/do/PRAMain). Find this particular information collection by selecting "Currently under Review - Open for Public Comments" or by using the search function.

Additionally submit a copy to GSA through <http://www.regulations.gov> and follow the instructions on the site. This website provides the ability to type short comments directly into the comment field or attach a file for lengthier comments.

*Instructions:* All items submitted must cite OMB Control No. 9000-0138, Contract Financing. Comments received generally will be posted without change to <http://www.regulations.gov>, including any personal and/or business confidential information provided. To confirm receipt of your comment(s), please check

*www.regulations.gov*, approximately two-to-three days after submission to verify posting.

If there are difficulties submitting comments, contact the GSA Regulatory Secretariat Division at 202-501-4755 or *GSARegSec@gsa.gov*.

**FOR FURTHER INFORMATION CONTACT:** Zenaida Delgado, Procurement Analyst, at telephone 202-969-7207, or *zenaida.delgado@gsa.gov*.

**SUPPLEMENTARY INFORMATION:**

**A. OMB control number, Title, and any Associated Form(s):** 9000-0138, Contract Financing.

**B. Need and Uses**

This clearance covers the information that offerors and contractors must submit to comply with the following Federal Acquisition Regulation (FAR) requirements:

***FAR 52.232-28, Invitation to Propose Performance-Based Payments.*** This provision requires an offeror, when invited to propose terms under which the Government will make performance-based contract financing payments during contract performance, to include the following: the proposed contractual language describing the performance-based payments; information addressing the contractor's investment in the contract and a listing of—

- (i) The projected performance-based payment dates and the projected payment amounts; and
- (ii) The projected delivery date and the projected payment amount.

***FAR 52.232-29, Terms for Financing of Purchases of Commercial Items.***

***FAR 52.232-30, Installment Payments for Commercial Items.***

These clauses require contractors, under commercial purchases pursuant to FAR part 12, to include with their payment requests an appropriately itemized statement of the financing payments requested and other supporting information, prepared in concert with the contracting officer.

***FAR 52.232-31, Invitation to Propose Financing Terms.*** This provision requires an offeror, when invited to propose terms under which the Government will make contract financing payments during contract performance under commercial purchases pursuant to FAR part 12, to include the following: the proposed contractual language describing the contract financing; and a listing of the earliest date and greatest amount at which each contract financing payment may be payable and the amount of each delivery payment.

***FAR 52.232-32, Performance-Based Payments.*** This clause requires the contractor's request for performance-based payment to include any information and documentation as required by the contract's description of the basis for payment; and a certification by a contractor official authorized to bind the contractor.

The contracting officer uses the required information to review and approve contract financing requests, and establish and administer contract financing terms.

### **C. Common Form**

This information collection is being converted into a common form. The General Services Administration is the sponsor agency of this common form. All executive agencies covered by the Federal Acquisition Regulation will use this common form. Each executive agency will report their agency burden separately, and the reported information will be available at [Reginfo.gov](http://Reginfo.gov).

### **D. Annual Burden**

#### **General Services Administration**

Respondents: 83.

Total Annual Responses: 506.

Total Burden Hours: 1,012.

### **E. Public Comment**

A 60-day notice was published in the *Federal Register* at 85 FR 58058 on September 17, 2020. No comments were received.

**OBTAINING COPIES:** Requesters may obtain a copy of the information collection documents from the GSA Regulatory Secretariat Division, by calling 202-501-4755 or emailing *GSARegSec@gsa.gov*. Please cite OMB Control No. 9000-0138, Contract Financing.

William F. Clark,  
Director,  
Federal Acquisition Policy Division,  
Office of Governmentwide Acquisition Policy,  
Office of Acquisition Policy,  
Office of Governmentwide Policy.

**BILLING CODE: 6820-EP**

[FR Doc. 2020-25796 Filed: 11/20/2020 8:45 am; Publication Date: 11/23/2020]