

December 31, 2011. With both civilian and defense agencies, the statutory formula cap applies only when the contractor is performing covered contracts that are of either a cost-reimbursable nature or other cost-based nature.

Section 1127 sets out a formula for determining the cap amount. Specifically, the statutory formula cap amount is set at the median (50th percentile) amount of compensation provided, over the most recent year for which data is available, to the five most highly compensated employees in management positions at each home office and each segment of all publicly-owned U.S. companies with annual sales over \$50 million. The determination is based on analysis of data made available by the Securities and Exchange Commission. Compensation means the total amount of wages, salaries, bonuses, restricted stock, deferred and performance incentive compensation, and other compensation for the year, whether paid, earned, or otherwise accruing, as recorded in the employer's cost accounting records for the year.

Since enactment of the statutory formula in 1998, the cap has increased more than 300%. In 2010, the President began calling on Congress to replace the current statutory formula cap with a lower, more sensible limit that is on par with what the Government pays its own executives and employees. In December 2013, with the Administration's strong support, Congress reformed the ceiling on the reimbursement of contractor employee compensation. Section 702 of the BBA replaced section 1127 with a new cap of \$487,000 to be adjusted annually to reflect the change in the Employment Cost Index for all workers as calculated by the Bureau of Labor Statistics (otherwise known as the BBA cap). The new \$487,000 BBA cap provides a reasonable level of compensation for high value Federal contractor employees while ensuring taxpayers are not saddled with paying excessive compensation costs. On June 24, 2014, the Federal Acquisition Regulatory Council issued an interim rule to amend the Federal Acquisition Regulation to reflect the new BBA cap and issuance of a final rule is pending. However, the new \$487,000 BBA cap applies on a prospective basis only to contracts awarded on or after June 24, 2014. Because the statutory formula cap continues to apply to contracts awarded before June 24, 2014, the Administration is compelled by statute to determine the statutory formula cap amount for FYs 2013 and 2014 in accordance with the statutory formula set forth in section

1127 to address these pre-existing contracts.

After consultation with the Director of the Defense Contract Audit Agency, OFPP has determined, pursuant to the requirements of section 1127, that the statutory formula cap amount for the ceiling on the compensation of a contractor employee covered by this provision is \$980,796 for FY 2013, and \$1,144,888 for FY 2014. Each of these statutory formula cap amounts applies to limit the reimbursement, by the Government to the contractor, of the costs of compensation for certain contractor employees for costs incurred on all covered contracts, at the beginning of the contractor FY that begins January 1 for the respective year (or pro-rated over that portion of the contractor FY that includes January 1 for the respective year). The statutory formula cap amount (*i.e.*, \$980,796) for FY 2013 is applicable to compensation costs incurred on all covered contracts during the period of January 1, 2013 through December 31, 2013 for the contractor's fiscal year. The statutory formula cap amount (*i.e.*, \$1,144,888) for FY 2014 is applicable on all covered contracts to compensation costs incurred as of January 1, 2014 and continues in subsequent contractor FYs, unless and until revised by OFPP. As explained above, this statutory formula cap applies only to covered contracts awarded before June 24, 2014 for both defense and civilian procurement agencies to limit the reimbursement of the compensation costs for certain contractor employees.

Employers continue to have the discretion to compensate their employees at any level they deem appropriate. The statutory formula cap only limits how much the Government will reimburse the contractors for the services of those affected employees.

Questions concerning this memorandum may be addressed to Raymond Wong, OFPP, at 202-395-6805.

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#### BILLING CODE P

### NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

#### Meetings of Humanities Panel

**AGENCY:** National Endowment for the Humanities.

**ACTION:** Notice of meetings.

**SUMMARY:** The National Endowment for the Humanities will hold twenty-three meetings of the Humanities Panel, a federal advisory committee, during

April, 2016. The purpose of the meetings is for panel review, discussion, evaluation, and recommendation of applications for financial assistance under the National Foundation on the Arts and Humanities Act of 1965.

**DATES:** See **SUPPLEMENTARY INFORMATION** section for meeting dates.

**ADDRESSES:** The meetings will be held at Constitution Center at 400 7th Street SW., Washington, DC 20506. See **SUPPLEMENTARY INFORMATION** for meeting room numbers.

**FOR FURTHER INFORMATION CONTACT:** Elizabeth Voyatzis, Committee Management Officer, 400 7th Street SW., Room 4060, Washington, DC 20506; (202) 606-8322; [evoyatzis@neh.gov](mailto:evoyatzis@neh.gov).

**SUPPLEMENTARY INFORMATION:** Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (5 U.S.C. App.), notice is hereby given of the following meetings:

1. DATE: April 1, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Virtual Panel.

This meeting will discuss applications for Next Generation Ph.D.: Planning Grants, submitted to the Office of Challenge Grants.

2. DATE: April 4, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Virtual Panel.

This meeting will discuss applications for Next Generation Ph.D.: Planning Grants, submitted to the Office of Challenge Grants.

3. DATE: April 5, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: 4002.

This meeting will discuss applications on the subjects of World Art and Culture, for Museums, Libraries and Cultural Organizations: Planning Grants, submitted to the Division of Public Programs.

4. DATE: April 6, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Via Conference Call.

This meeting will discuss applications on the subjects of U.S. History and Culture, for Museums, Libraries and Cultural Organizations: Planning Grants, submitted to the Division of Public Programs

5. DATE: April 6, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Virtual Panel.

This meeting will discuss applications for Next Generation Ph.D.: Planning Grants, submitted to the Office of Challenge Grants.

6. DATE: April 7, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: 4002.

This meeting will discuss applications on the subjects of History

and Culture, for Media Projects: Production Grants, submitted to the Division of Public Programs.

7. DATE: April 7, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Virtual Panel.

This meeting will discuss applications for the National Digital Newspaper Program, submitted to the Division of Preservation and Access.

8. DATE: April 11, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Via Conference Call.

This meeting will discuss applications on the subject of Cultural History, for Media Projects: Development Grants, submitted to the Division of Public Programs.

9. DATE: April 12, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Virtual Panel.

This meeting will discuss applications for the Seminars for School Teachers grant program, submitted to the Division of Education Programs.

10. DATE: April 13, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Virtual Panel.

This meeting will discuss applications for the Institutes for School Teachers grant program, submitted to the Division of Education Programs.

11. DATE: April 14, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Virtual Panel.

This meeting will discuss applications for the Seminars for School Teachers grant program, submitted to the Division of Education Programs.

12. DATE: April 15, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Virtual Panel.

This meeting will discuss applications for the Institutes for School Teachers grant program, submitted to the Division of Education Programs.

13. DATE: April 18, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Virtual Panel.

This meeting will discuss applications for the Landmarks of American History and Culture: Workshops for School Teachers grant program, submitted to the Division of Education Programs.

14. DATE: April 19, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Virtual Panel.

This meeting will discuss applications for the Landmarks of American History and Culture: Workshops for School Teachers grant program, submitted to the Division of Education Programs.

15. DATE: April 19, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Via Conference Call.

This meeting will discuss applications on the subject of History,

for Media Projects: Development Grants, submitted to the Division of Public Programs.

16. DATE: April 20, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Via Conference Call.

This meeting will discuss applications on the subjects of History and Culture for Museums, Libraries, and Cultural Organizations: Planning Grants, submitted to the Division of Public Programs.

17. DATE: April 20, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Virtual Panel.

This meeting will discuss applications for the Landmarks of American History and Culture: Workshops for School Teachers grant program, submitted to the Division of Education Programs.

18. DATE: April 21, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Virtual Panel.

This meeting will discuss applications for the Landmarks of American History and Culture: Workshops for School Teachers grant program, submitted to the Division of Education Programs.

19. DATE: April 25, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: 2002.

This meeting will discuss applications on the subject of Geospatial and Visualization, for Digital Humanities Implementation Grants, submitted to the Office of Digital Humanities.

20. DATE: April 25, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: Via Conference Call.

This meeting will discuss applications on the subjects of U.S. History and Culture, for Museums, Libraries, and Cultural Organizations: Planning Grants, submitted to the Division of Public Programs.

21. DATE: April 26, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: P002.

This meeting will discuss applications for the Institutes for College and University Teachers grant program, submitted to the Division of Education Programs.

22. DATE: April 27, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: P002.

This meeting will discuss applications for the Institutes for College and University Teachers grant program, submitted to the Division of Education Programs.

23. DATE: April 27, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: 2002.

This meeting will discuss applications on the subject of Research,

for Digital Humanities Implementation Grants, submitted to the Office of Digital Humanities.

24. DATE: April 28, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: 2002.

This meeting will discuss applications on the subjects of Public Programs and Education, for Digital Humanities Implementation Grants, submitted to the Office of Digital Humanities.

25. DATE: April 28, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: P002.

This meeting will discuss applications for the Seminars for College Teachers grant program, submitted to the Division of Education Programs.

26. DATE: April 29, 2016.

TIME: 8:30 a.m. to 5:00 p.m.

ROOM: 2002.

This meeting will discuss applications on the subjects of Scholarly Communications and Collections, for Digital Humanities Implementation Grants, submitted to the Office of Digital Humanities.

Because these meetings will include review of personal and/or proprietary financial and commercial information given in confidence to the agency by grant applicants, the meetings will be closed to the public pursuant to sections 552b(c)(4) and 552b(c)(6) of Title 5, U.S.C., as amended. I have made this determination pursuant to the authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings dated July 19, 1993.

Dated: March 10, 2016.

**Elizabeth Voyatzis,**

*Committee Management Officer.*

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**BILLING CODE 7536-01-P**

## NATIONAL SCIENCE FOUNDATION

### Agency Information Collection Activities: Comment Request

**AGENCY:** National Science Foundation.

**ACTION:** Notice; Submission for OMB Review; Comment Request.

**SUMMARY:** The National Science Foundation (NSF) has submitted the following information collection requirement to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104-13. This is the second notice for public comment; the first was published in the **Federal Register** at 80 FR 30738, and no comments were received. NSF is