

GENERAL SERVICES ADMINISTRATION

41 CFR Chapter 301

[FTR Amendment 111]

RIN 3090-AH75

Federal Travel Regulation; Maximum Per Diem Rates for Massachusetts, Michigan, Missouri, New Mexico, North Carolina, and Pennsylvania

AGENCY: Office of Governmentwide Policy, General Services Administration (GSA).

ACTION: Final rule.

SUMMARY: To improve the ability of the per diem rates to meet the lodging demands of Federal travelers to high cost travel locations, the General Services Administration (GSA) has integrated the contracting mechanism of the new Federal Premier Lodging Program (FPLP) into the per diem rate-setting process. An analysis of FPLP contracting actions and the lodging rate survey data reveals that the maximum per diem rate for the State of Massachusetts, city of Boston, including Suffolk County, and city of Cambridge, including Middlesex Counties (except for the city of Lowell); State of Michigan, city of Detroit, including Wayne County; State of Missouri, city of St. Louis, including St. Louis and St. Charles Counties; State of New Mexico, city of Albuquerque, including Bernalillo County; State of North Carolina, city of Charlotte, including Mecklenburg County; State of Pennsylvania, city of Pittsburgh, including Allegheny County, should be adjusted to provide for the reimbursement of Federal employees' lodging expenses covered by the per diem. This final rule amends the final rule published in the **Federal Register** on August 30, 2002 and amended on November 18, 2002 by adjusting the maximum lodging amounts in the prescribed areas.

DATES: This final rule is effective December 15, 2002, and applies to travel performed on or after that date.

FOR FURTHER INFORMATION CONTACT: The Regulatory Secretariat, Room 4035, GS Building, Washington, DC, 20405, (202) 208-7312, for information pertaining to status or publication schedules. For clarification of content, contact Joddy P. Garner, Office of Governmentwide Policy, Travel Management Policy, at (202) 501-4857. Please cite FTR Amendment 111.

SUPPLEMENTARY INFORMATION:

A. Background

In the past, properties in high cost travel areas have been under no obligation to provide lodging to Federal travelers at the prescribed per diem rate. Thus, the General Services Administration (GSA) established the Federal Premier Lodging Program (FPLP) to contract directly with properties in high cost travel markets to make available a set number of rooms to Federal travelers at contract rates. FPLP contract results along with the lodging survey data are integrated together to determine reasonable per diem rates that more accurately reflect lodging costs in these areas. In addition, the FPLP will enhance the Government's ability to better meet its overall room night demand, and allow travelers to find lodging close to where they need to conduct business. After an analysis of this additional data, the maximum lodging amounts published in the **Federal Register** at 67 FR 56160, August 30, 2002 and amended at 67 FR 69634, November 18, 2002 are being changed in Boston and Cambridge, Massachusetts; Detroit, Michigan; St. Louis, Missouri; Charlotte, North Carolina; Albuquerque, New Mexico; and Pittsburgh, Pennsylvania.

B. Executive Order 12866

This is not a significant regulatory action and, therefore, was not subject to review under Section 6(b) of Executive Order 12866, Regulatory Planning and Review, dated September 30, 1993. This rule is not a major rule under 5 U.S.C. 804.

C. Regulatory Flexibility Act

This final rule is not required to be published in the **Federal Register** for notice and comment; therefore, the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*, does not apply.

D. Paperwork Reduction Act

The Paperwork Reduction Act does not apply because the changes to the FTR do not impose recordkeeping or information collection requirements, or the collection of information from offerors, contractors, or members of the public that require the approval of the Office of Management and Budget under 44 U.S.C. 3501, *et seq.*

E. Small Business Regulatory Enforcement Fairness Act

This final rule is also exempt from congressional review prescribed under 5 U.S.C. 801 since it relates solely to agency management and personnel.

List of Subjects in 41 CFR Chapter 301

Government employees, Travel and transportation expenses.

Dated: December 16, 2002.

Stephen A. Perry,
Administrator of General Services.

For the reasons set forth in the preamble, under 5 U.S.C. 5701-5709, GSA amends 41 CFR chapter 301 as set forth below:

CHAPTER 301—TEMPORARY DUTY (TDY) TRAVEL ALLOWANCES

1. Amend the table in Appendix A to chapter 301 as follows:

a. Under the State of Massachusetts, revise the entry for the city of Boston, including Suffolk County.

b. Under the State of Massachusetts, revise the entry for city of Cambridge, including Middlesex County (except Lowell).

c. Under the State of Michigan, city of Detroit, including Wayne County, amend the maximum lodging amount by removing "109" and adding "108" in its place; and amend the maximum per diem rate by removing "159" and adding "158" in its place.

d. Under the State of Missouri, city of St. Louis, including St. Louis and St. Charles Counties, amend the maximum lodging amount by removing "90" and adding "102" in its place; and amend the maximum per diem rate by removing "140" and adding "152" in its place.

e. Under the State of New Mexico, city of Albuquerque, including Bernalillo County, amend the maximum lodging amount by removing "65" and adding "72" in its place; and amend the maximum per diem rate by removing "107" and adding "114" in its place.

f. Under the State of North Carolina, city of Charlotte, including Mecklenburg County, amend the maximum lodging amount by removing "71" and adding "81" in its place; and amend the maximum per diem rate by removing "113" and adding "123" in its place.

g. Under the State of Pennsylvania, city of Pittsburgh, including Allegheny County, amend the maximum lodging amount by removing "79" and adding "90" in its place; and amend the maximum per diem rate by removing "125" and adding "136" in its place.

The revised pages containing the amendments to the table set forth above read as follows:

Appendix A to Chapter 301— Prescribed Maximum Per Diem Rates for CONUS

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Per diem locality:	Maximum lodging amount (room rate only—no taxes) (a)	+	M&IE rate (b)	=	Maximum per diem rate ⁴ (c)
Key city ¹	County and/or other defined location ^{2, 3}				

Leonardtown/Lusby				
Ocean City	Worcester			
(June 15-October 31)		144	46	190
(November 1-June 14)		59	46	105
St. Michaels	Talbot	100	46	146
MASSACHUSETTS				
Andover	Essex	109	42	151
Boston	Suffolk			
(May 1-November 30)		192	50	242
(December 1-April 30)		159	50	209
Cambridge	Middlesex (except Lowell)			
(May 1-November 30)		192	50	242
(December 1-April 30)		159	50	209
Falmouth	City limits of Falmouth			
(June 1-September 30)		105	38	143
(October 1-May 31)		70	38	108
Hyannis	Barnstable	94	42	136
Lowell	City limits of Lowell (except Cambridge) (see Middlesex County)	99	38	137
Martha's Vineyard	Dukes			
(June 1-October 15)		150	46	196
(October 16-May 31)		85	46	131
Nantucket	Nantucket			
(June 15-October 15)		150	46	196
(October 16-June 14)		75	46	121
New Bedford	City limits of New Bedford (see Bristol County)			
(May 15-October 15)		75	38	113
(October 16-May 14)		65	38	103
Northampton	Hampshire	72	38	110
Pittsfield	Berkshire	65	42	107
Plymouth	Plymouth			
(June 15-October 15)		119	38	157
(October 16-June 14)		99	38	137
Quincy	Norfolk	74	42	116
Springfield	Hampden	99	38	137
Taunton	Bristol (except New Bedford)	74	34	108
Worcester	Worcester	79	38	117
MICHIGAN				
Ann Arbor	Washtenaw	75	42	117
Berrien County	Berrien	59	34	93
Charlevoix	Charlevoix			
(June 1-August 31)		105	42	147
(September 1-May 31)		59	42	101
Detroit	Wayne	108	50	158
East Lansing/Lansing	Ingham	65	42	107
Frankenmuth	Saginaw	69	34	103
Frankfort	Benzie	62	34	96
Gaylord	Otsego	65	38	103
Grand Rapids	Kent	62	38	100

Per diem locality:		Maximum lodging amount (room rate only—no taxes) (a)	+	M&IE rate (b)	=	Maximum per diem rate ⁴ (c)
Key city ¹	County and/or other defined location ^{2, 3}					
Holland	Ottawa	60		38		98
Leland	Leelanau	75		38		113
Mackinac Island	Mackinac	165		46		211
Midland	Midland	72		38		110
Mount Pleasant	Isabella	65		38		103
Muskegon	Muskegon					
(May 1-August 31)		79		34		113
(September 1-April 30)		59		34		93
Ontonagon	Ontonagon	65		34		99
Petoskey	Emmet					
(June 1-October 31)		65		42		107
(November 1-May 31)		55		42		97
Pontiac/Troy/Auburn Hills	Oakland	94		42		136
Sault Ste Marie	Chippewa					
(May 15-October 15)		63		38		101
(October 16-May 14)		55		38		93
South Haven	Van Buren	76		38		114
Traverse City	Grand Traverse	125		46		171
Warren	Macomb	79		38		117
MINNESOTA						
Anoka County	Anoka	65		38		103
Dakota County	Dakota	80		38		118
Duluth	St. Louis					
(June 1-October 31)		85		42		127
(November 1-May 31)		56		42		98
Minneapolis/St. Paul	Hennepin County and Fort Snelling Military Reservation and Navy Astronautics Group (Detachment BRAVO), and Ramsey County	110		50		160
Rochester	Olmsted	73		38		111
MISSISSIPPI						
Bay St. Louis	Hancock					
(April 1-October 31)		69		38		107
(November 1-March 31)		55		38		93
Biloxi/Gulfport	Harrison	61		42		103
Robinsonville	Tunica	59		34		93
MISSOURI						
Branson	Taney					
(April 1-December 31)		62		38		100
(January 1-March 31)		55		38		93
Hannibal	Marion	57		34		91
Jefferson City	Cole	60		34		94
Kansas City	Jackson, Clay and Kansas City International Airport	84		46		130
Osage Beach	Camden	89		34		123
Platte	Platte (except Kansas City International Airport)	84		38		122
Springfield	Greene	63		34		97
St. Louis	St. Louis and St. Charles	102		50		152
St. Robert/Ft. Leonardwood	Pulaski	74		34		108

Per diem locality:	Maximum lodging amount (room rate only—no taxes) (a)	+	M&IE rate (b)	=	Maximum per diem rate ⁴ (c)
Key city ¹	County and/or other defined location ^{2, 3}				

Freehold	City limits of Freehold (see Monmouth County)	85	38	123
Millville	Cumberland	58	34	92
Newark	Essex, Bergen, Hudson and Passaic	125	46	171
Ocean City	City limits of Ocean City (see Cape May County)			
(June 15-September 15)		215	42	257
(September 16-June 14)		80	42	122
Parsippany/Piscatinney Arsenal/Dover	Morris	114	42	156
Piscataway/Belle Mead	Somerset; and City limits of Piscataway	144	42	186
Princeton/Trenton	Mercer	139	46	185
Tom's River	Ocean			
(May 15-September 15)		89	42	131
(September 16-May 14)		79	42	121
Union County	Union	107	42	149
NEW MEXICO				
Albuquerque	Bernalillo	72	42	114
Cloudcroft	Otero			
(June 1-October 31)		74	34	108
(November 1-May 31)		65	34	99
Las Cruces	Dona/Ana	60	34	94
Los Alamos	Los Alamos	71	38	109
Santa Fe	Santa Fe	99	46	145
Taos	Taos	75	38	113
NEW YORK				
Albany	Albany	96	46	142
The Bronx/Brooklyn/Queens	The boroughs of The Bronx, Brooklyn and Queens	168	46	214
Buffalo	Erie	78	42	120
Glens Falls	Warren			
(June 1-September 30)		74	38	112
(October 1-May 31)		55	38	93
Ithaca	Tompkins	69	38	107
Kingston	Ulster	79	42	121
Lake Placid	Essex			
(June 15-October 15)		86	42	128
(October 16-June 14)		59	42	101
Manhattan	The borough of Manhattan	208	50	258
Nassau County/Great Neck	Nassau	190	46	236
Niagara Falls	Niagara			
(May 1-October 31)		89	38	127
(November 1-April 30)		55	38	93
Nyack/Palisades	Rockland			
(April 1-September 30)		67	42	109
(October 1-March 31)		57	42	99
Owego	Tioga	73	34	107
Poughkeepsie	Dutchess	74	42	116
Rochester	Monroe	83	46	129
Saratoga Springs	Saratoga			

Per diem locality:	Maximum lodging amount (room rate only—no taxes) (a)	+	M&IE rate (b)	=	Maximum per diem rate ⁴ (c)
Key city ¹	County and/or other defined location ^{2, 3}				

(July 1-October 31)		95	42	137
(November 1-June 30)		75	42	117
Staten Island	Richmond	120	46	166
Suffolk County	Suffolk	149	42	191
Syracuse	Onondaga	70	38	108
Tarrytown	Westchester (except White Plains)	114	46	160
Waterloo/Romulus	Seneca			
(June 15-September 15)		89	34	123
(September 16-June 14)		69	34	103
Watkins Glen	Schuyler	59	38	97
West Point	Orange	121	38	159
White Plains	City limits of White Plains (see Westchester County)	165	46	211
NORTH CAROLINA				
Atlantic Beach	Carteret			
(June 1-August 31)		64	34	98
(September 1-May 31)		55	34	89
Chapel Hill	Orange	80	42	122
Charlotte	Mecklenburg	81	42	123
Cherokee	Swain			
(April 1-October 31)		62	34	96
(November 1-March 31)		55	34	89
Fayetteville	Cumberland	63	38	101
Greensboro	Guilford	87	42	129
Greenville	Pitt	64	34	98
Kill Devil	Dare			
(May 1-September 30)		114	42	156
(October 1-February 28)		75	42	117
(March 1-April 30)		55	42	97
New Bern/Havelock	Craven	62	38	100
Raleigh	Wake	74	42	116
Research Triangle Park/Durham	Durham	85	46	131
Wilmington	New Hanover			
(April 1-September 15)		65	38	103
(September 16-March 31)		58	38	96
Winston-Salem	Forsyth	64	42	106
NORTH DAKOTA (See footnote 5)				
OHIO				
Akron	Summit	72	42	114
Bellevue	Huron	72	34	106
Cambridge	Guernsey	60	34	94
Cincinnati	Hamilton and Warren	69	50	119
Cleveland	Cuyahoga	86	46	132
Columbus	Franklin	75	42	117
Dayton	Montgomery, Wright-Patterson AFB	65	34	99
Fairborn	Greene	66	38	104

Per diem locality:	Maximum lodging amount (room rate only—no taxes) (a)	+	M&IE rate (b)	=	Maximum per diem rate ⁴ (c)
Key city ¹					
County and/or other defined location ^{2, 3}					

Mechanicsburg	Cumberland	74	34	108
Philadelphia	Philadelphia	124	50	174
Pittsburgh	Allegheny	90	46	136
Reading	Berks	75	42	117
Scranton	Lackawanna	60	34	94
Warminster	Bucks County; Naval Air Development Center	75	38	113
Wayne	City limits of Wayne (see Delaware County)	100	46	146
RHODE ISLAND				
East Greenwich	Kent County; Naval Construction Battalion Center, Davisville	79	42	121
Newport	Newport			
(April 1-December 31)		111	46	157
(January 1-March 31)		79	46	125
North Kingstown	Washington	89	30	119
Providence	Providence	89	46	135
SOUTH CAROLINA				
Aiken	Aiken	65	34	99
Charleston/Berkeley County	Charleston and Berkeley	106	42	148
Columbia	Richland	65	34	99
Greenville	Greenville	65	42	107
Hilton Head	Beaufort			
(March 15-September 30)		95	46	141
(October 1-March 14)		75	46	121
Myrtle Beach	Horry County; Myrtle Beach AFB			
(March 1-November 30)		99	46	145
(December 1-February 28)		59	46	105
SOUTH DAKOTA				
Custer	Custer			
(June 15-August 19)		70	34	104
(August 20-June 14)		55	34	89
Hot Springs	Fall River			
(June 15-October 15)		108	34	142
(October 16-June 14)		79	34	113
Rapid City	Pennington			
(May 15-September 30)		99	34	133
(October 1-May 14)		55	34	89
Sturgis	Meade			
(June 15-August 15)		79	30	109
(August 16-June 14)		55	30	85
TENNESSEE				
Alcoa/Townsend	Blount	63	34	97
Gatlinburg	Sevier			
(May 1-October 31)		78	42	120
(November 1-April 30)		70	42	112
Memphis	Shelby	75	42	117
Murfreesboro	Rutherford	57	34	91

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