

## Federal Register – November 2016

<p><a href="#">New Regulations for Federal Student Assistance Programs and Teacher Education Assistance College and Higher Education Grant Program, 81 Federal Register 75926, November 1, 2016</a></p>	<p><b>FINAL REGULATIONS: William D. Ford Federal Direct Loan Program</b> - Establishes a new standard and process for determining whether a borrower has a defense to repayment on a loan based on an act or omission of a school. Also amends the program regulations to prohibit participating schools from using certain contractual provisions regarding the dispute resolution process.</p> <p><b>Student Assistance General Provisions</b> - Revises financial responsibility standards/disclosure requirements for schools.</p> <p><b>Perkins, FFEL, Direct Loan programs /TEACH grants</b> - Amends discharge provisions to provide transparency and clarity, and protect students against potential school liability resulting from borrower defenses.</p> <p><b>Effective Date:</b> July 1, 2017</p>
<p><a href="#">Amendments to Rules Regarding the Wireless Emergency Alert (WEA) System, 81 Federal Register 75710, November 1, 2016</a></p>	<p><b>FINAL REGULATIONS:</b> FCC revises rules to empower alert originators to participate more fully in WEA and enhance the utility of WEA as an alerting tool by increasing the maximum message length, narrowing the geo-targeting of Alert Messages, and requiring support for testing and training.</p> <p><b>Effective Date:</b> May 1, 2017</p>
<p><a href="#">Proposed Consolidation of PHS Applications and Pre-Award Reporting Requirements, 81 Federal Register 76368, November 2, 2016</a></p>	<p><b>NOTICE:</b> Proposes to consolidate PHS applications and pre-award reporting requirements.</p> <p><b>Comments due:</b> Within the next 60 days (i.e., by end of December 2016)</p>
<p><a href="#">Proposed NIH Post-Award Reporting Requirements Including Research Performance Progress Report Collection, 81 Federal Register 76371, November 2, 2016</a></p>	<p><b>NOTICE:</b> PHS proposes to consolidate post-award reporting requirements, including the Research Performance Progress Report.</p> <p><b>Comments due:</b> Within the next 60 days (i.e., by end of December 2016)</p>
<p><a href="#">DOD Administrative Requirements Terms and Conditions for Cost-Type Awards to Nonprofit and Governmental Entities, 81 Federal Register 78382, November 7, 2016</a></p>	<p><b>PROPOSED RULE:</b> Proposes to add 7 new DOD Grant and Agreement Regulations to address the administrative requirements included in terms and conditions of DOD cost-type grants and cooperative agreements. The proposed new parts are in such areas as financial and program management, property administration, recipient procurement procedures, financial,</p>

	<p>programmatic and property awarding, and subawards.</p> <p><b>Comments due:</b> February 6, 2017</p>
<p><a href="#">Definitions for DoD Grant and Agreement Regulations in Subchapters A Through F, 81 Federal Register 78360, November 11, 2016</a></p>	<p><b>PROPOSED RULE:</b> Proposes updates to the DOD Grant and Agreement Regulations definitions of terms that are common to most portions of the regulations.</p> <p><b>Comments due:</b> February 6, 2017</p>
<p><a href="#">Proposed Update to DoD Grant and Agreement Regulations, 81 Federal Register 78442, November 7, 2016</a></p>	<p><b>PROPOSED RULE</b><sup>[EJB-e1]</sup>: Proposes updates to the DOD Grant and Agreement Regulations in order for them to conform them to the changes being proposed in the other DOD NPRMs.</p> <p><b>Comments due:</b> February 6, 2017</p>
<p><a href="#">Proposed Updated Format for DoD Grant and Cooperative Agreement Awards, 81 Federal Register 78369, November 7, 2016</a></p>	<p><b>PROPOSED RULE</b><sup>[EJB-e2]</sup>: Proposes updates to the DOD Grant and Agreement Regulations to establish a standard format for organizing the content of DOD Components' grant and cooperative agreement awards and modifications to them.</p> <p><b>Comments due:</b> February 6, 2017</p>
<p><a href="#">Revised Interim Implementation of Government-wide Guidance for Grants and Cooperative Agreements, 81 Federal Register 78356, November 7, 2016</a></p>	<p><b>PROPOSED RULE</b><sup>[EJB-e3]</sup>: Proposes to remove a part of the DOD Grant and Agreement Regulations and replace it with a new regulatory part containing a revised interim implementation of the guidance. It would establish seven subchapters within the Grants and Agreements title of the Code of Federal Regulations.</p> <p><b>Comments due:</b> February 6, 2017</p>
<p><a href="#">Proposed Addition of New Part to DOD Grant and Agreement Regulations Related to Terms and Conditions Covering National Policy Requirements, 81 Federal Register 78376, November 7, 2016</a></p>	<p><b>PROPOSED RULE</b><sup>[EJB-e4]</sup>: Proposes to add new part to DOD Grant and Agreement Regulations to establish a consistent way for DOD Components to organize the portion of the their general terms and conditions covering national policy requirements in areas such as nondiscrimination, environmental protection and live organisms.</p> <p><b>Comments due:</b> February 6, 2017</p>
<p><a href="#">Request for Comments on DMCA Section 512 (Safe Harbor Provisions), 81 Federal Register 78636, November 8, 2016</a></p>	<p><b>REQUEST FOR COMMENTS:</b> The US Copyright Office seeks further comments on the impact and effectiveness of the Digital Millennium Copyright Act (DMCA) safe harbor provisions. Specifically comments a number themes, including questions of balance (how to weigh diverse interests) and how to continue to propel the DMCA's goals of fostering a robust and innovative online environment while protections the rights of content creators.</p> <p><b>Comments due:</b> February 6, 2017</p>

<p><a href="#">Retention of EB-1, EB-2, and EB-3 Immigrant Workers and Program Improvements Affecting High-Skilled Nonimmigrant Workers, 81 Federal Register 82398, November 18, 2016</a></p>	<p><b>FINAL RULE:</b> Amends regulations to provide improved process for US employers seeking to sponsor and retrain immigrant and nonimmigrant workers; greater stability and job flexibility for those workers, and increased transparency and consistency in the application of DHS policy related to affected classifications. The rule also sets exemptions to the H-1B numerical cap, revises the definition of “related or affiliated nonprofit entity in the ACWIA fee context, and expands the interpretation of “governmental research organization”.</p> <p><b>Effective Date:</b> January 17, 2017</p>
<p><a href="#">HHS Establishes New, Department-wide System of Records</a></p>	<p><b>NOTICE:</b> Establishes new system of records covering recruitment and administrative records about individuals outside the HHS workforce who serve or are considered for service on HHS mission-related committees and other assignments requiring specific outside expertise or experience (e.g., peer reviewers).</p> <p><b>COMMENTS DUE</b> – Before December 30, 2016</p> <p><b>Effective Date:</b> December 30, 2016 (est.)</p>
<p><a href="#">Prepaid Accounts Under the Electronic Fund Transfer Act (Regulation E) and the Truth in Lending Act (Regulation Z)</a></p>	<p><b>FINAL RULE:</b> Creates comprehensive consumer protections for prepaid accounts under Regulation E and Regulation Z. The rule modifies Regulation E to create tailored provisions governing disclosures, limited liability and error resolution, and periodic statements, and adds new requirements regarding the posting of account agreements. Additionally, the final rule regulates overdraft credit features that may be offered in conjunction with prepaid accounts covered under Regulation Z.</p> <p><b>Effective Date:</b> October 1, 2017 (Section 1005.19(b) implementation delayed until October 1, 2018)</p>

**Virginia Register – November 2016**

<p><a href="#">Safety and Health Codes Board intends to consider amending Administrative Regulation for the VA Occupational Health Program, Virginia Register of Regulations, Volume 33-Issue 7, November 28, 2016</a></p>	<p><b>NOTICE OF INTENDED REGULATORY ACTION:</b> Proposes to establish procedures for the application of penalties for state and local government employers for willful, repeat, and failure-to-abate violations, as well as serious violations that cause a fatal accident or are classified as “high gravity.”</p> <p><b>COMMENTS DUE</b> – December 28, 2016</p>
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<p><a href="#">VA Board of Social Work intends to consider amending Regulations Governing the Practice of Social Work, Virginia Register of Regulations, Volume 33-Issue 7, November 28, 2016</a></p>	<p><b>NOTICE OF INTENDED REGULATORY ACTION:</b> Proposes to 1) amend the definition of clinical social work services to include psychosocial interventions, and 2) specify an amount of supervision that is required for a person who has not actively practiced and applies to reinstate or reactivate his/her license.  <b>COMMENTS DUE</b> – December 28, 2016</p>
<p><a href="#">Proposed Amendment to the Administrative Regulation for the Virginia Occupational Safety and Health Program</a></p>	<p><b>PROPOSED REGULATION:</b> Proposes to 1) enforce the VDOT Work Area Protection Manual in lieu of the federal Manual on Uniform Traffic Control Devices in any contract for construction, repair, or maintenance between either the Commonwealth or one of its local governments and an employer, 2) clarify whistleblower anti-retaliation safeguards for public sector employees other than those employees of the Commonwealth and its agencies (e.g., political subdivisions), 3) allow Commonwealth attorneys to act on behalf of the commissioner in certain situations involving public sector employees, 4) clarify the commissioner’s role, authority, and burden of proof in resolving whistleblower anti-retaliation cases involving the Commonwealth and its agencies.  <b>COMMENTS DUE</b> – January 27, 2017</p>