

## Federal Register – December 2017

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| <p><a href="#">FCC Amends Caller Identification Privacy Rules, 82 Federal Register 56909, December 1, 2017</a></p>  | <p><b>FINAL RULE:</b> The Commission amends its Caller Identification (Caller ID) privacy rules to allow law enforcement and security personnel, as directed by law enforcement, to obtain quick access to blocked Caller ID information needed to identify and thwart threatening callers. Disclosure of the blocked Caller ID information is limited to prevent abuse, and to protect the privacy interests of parties who may block their Caller ID for valid privacy interests, such as domestic violence victims. However, the Commission allows disclosure to security personnel as directed by law enforcement to encompass situations where security personnel need access to the blocked Caller ID information for investigative purposes, as in instances when a large institution with its own security force, like a university or government agency, receives a threat.</p> <p><b>EFFECTIVE DATE:</b> January 2, 2018</p> |
| <p><a href="#">FCC Submits New Collection of Information re: Telecommunications Relay Services (TRS) and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities, CG Docket No. 03-123, Financial Data, Complaints, and Other Compliance Information for OMB Approval, 82 Federal Register 57448. December 5, 2017</a></p> | <p><b>NOTICE:</b> The new collection will address TRS and speech-to-speech services for individuals with hearing and speech disabilities with regards to: cost recovery methodology/compensable costs; consumer complaint log; and other compliance information.</p> <p><b>COMMENTS DUE:</b> January 4, 2018</p>   |
| <p><a href="#">FTC Enforcement Policy Statement Regarding the Applicability of the COPPA Rule to the Collection and Use of Voice Recordings, 82 Federal Register 58076, December 8, 2017</a></p>  | <p><b>RULE:</b> Describes certain circumstances in which the Commission will not bring an enforcement action against an operator on the basis of the operator having collected an audio file containing a child's voice without first obtaining verifiable parental consent. Original Federal Register Announcement published on <a href="#">July 1, 2013</a></p>  |
| <p><a href="#">FDA Draft Guidance re: Changes to Existing Medical Software Policies Resulting from Section 3060 of the 21<sup>st</sup> Century Cures Act, 82 Federal Register 57991, December 8, 2017</a></p>   | <p><b>NOTICE:</b> This draft guidance provides clarity on FDA's current thinking regarding changes made by the 21st Century Cures Act (Cures Act) to the definition of a medical device and the resulting effect on guidances related to medical device software. This draft guidance is not final nor is it in effect at this time.</p> <p><b>COMMENTS DUE:</b> February 6, 2018</p>  |
| <p><a href="#">FDA Draft Guidance on Clinical and Patient Decision Support Software, 82 Federal Register 57987, December 8, 2017</a></p>  | <p><b>NOTICE:</b> This draft guidance provides clarity on the scope of FDA's oversight of clinical decision support software intended for healthcare professionals, and patient decision support software intended for patients and caregivers who are not healthcare professionals. This draft guidance is not final nor is it in effect at this time.</p> <p><b>COMMENTS DUE:</b> February 6, 2018</p>   |
| <p><a href="#">FCC Eliminates Main Studio Rule, 82 Federal Register 57876, December 8, 2017</a></p>   | <p><b>FINAL RULE:</b> Eliminates the rule that requires each AM, FM, and television broadcast station to maintain a main studio located in or near its community of license. The FCC also eliminates existing requirements associated with the rule, including the requirement that the main studio have full-time</p>   |

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|  | <p>management and staff present during normal business hours, and that it have program origination capability.</p> <p><b>EFFECTIVE DATE:</b> January 8, 2018 (except for Sec. 73.3526(c)(1) and 73.3527(c)(1), which contain new or modified information collection requirements, and which shall become effective after the Commission publishes a document in the Federal Register announcing OMB approval and the relevant effective date.</p>  |
| <p><a href="#">ED New Information Collections: Work Colleges Application and Agreement, 82 Federal Register 58798, December 14, 2017</a></p>   | <p><b>NOTICE:</b> The Work Colleges Application and Agreement form is the tool for an institution to apply for participation in this program. The data will be used by the Department to assess an institution's preparedness to participate in this program and as a signed agreement to comply with all requirements for participating in the program. The data is used in conjunction with institutional program reviews to assess the administrative capability and compliance of the applicant.</p> <p><b>COMMENTS DUE:</b> February 12, 2018</p>   |
| <p><a href="#">ED New Information Collections: Work Colleges Expenditures Reports, 82 Federal Register 58798, December 14, 2017</a></p>  | <p><b>NOTICE:</b> Work Colleges participants are required to report expenditure of funds annually. The data collected in this report is used by the Department to monitor program effectiveness and accountability of fund expenditures. The data is used in conjunction with institutional program reviews to assess the administrative capability and compliance of the applicant.</p> <p><b>COMMENTS DUE:</b> February 12, 2018</p>   |
| <p><a href="#">Proposed Changes to the DOS Passport Rules, 82 Federal Register 58778, December 14, 2017</a></p>  | <p><b>PROPOSED RULE:</b> The proposed rule incorporates statutory passport denial and revocation requirements for certain convicted sex offenders. It notes that, notwithstanding the legal bases for denial or revocation of a passport, the Department may issue a passport for direct return to the United States. It sets out the Department's procedures for denying and cancelling Consular Reports of Birth Abroad. Finally, the proposed rule provides additional information relating to the conduct of review hearings.</p> <p><b>COMMENTS DUE:</b> February 12, 2018</p>  |
| <p><a href="#">Agency Information Collection Activities; Submission to the Office of Management and Budget for Review and Approval; Comment Request; Experimental Sites Initiative Reporting Tool 2017, 82 Federal Register 60187, December 18, 2017</a></p> | <p><b>NOTICE of NEW INFORMATION COLLECTION:</b> The Secretary periodically selects a limited number of institutions for voluntary participation as experimental sites under the Experimental Sites Initiatives (ESI) to provide recommendations on the impact and effectiveness of proposed regulations or new management initiatives. ED approved nine experiments to test ways to address federal objectives and meet the needs of financial aid administrators and federal financial aid recipients. Under the experiments, institutions are given the flexibility to test alternatives to existing requirements so that the Department can analyze the data obtained from participating institutions to validate current practices or to obtain information supportive of regulatory changes or recommendations for legislative change. The collection of this data and the results of these experiments will help the Department in its continuing efforts to improve Title IV program administration.</p> <p><b>COMMENTS DUE:</b> January 18, 2018</p> |

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| <p><a href="#">Authorizing Permissive Use of the “Next Generation” Broadcast Television Standard, 82 Federal Register 60350, December 20, 2017</a></p>                                  | <p><b>PROPOSED RULE:</b> The FCC seeks comments on issues related to exceptions to and waivers of the local simulcasting requirement, whether we should let full power broadcasters use channels in the television broadcast band that are vacant to facilitate the transition to 3.0, and finally, we tentatively conclude that local simulcasting should not change the significantly viewed status of a Next Gen TV station.</p> <p><b>COMMENTS DUE:</b> February 20, 2018</p>   |
| <p><a href="#">30-Day Notice of Proposed Information Collection: Training/Internship Placement Plan, 82 Federal Register 60466, December 20, 2017</a></p>                               | <p><b>NOTICE:</b> The collection is the continuation of information collected and needed by the Bureau of Educational and Cultural Affairs in administering the Exchange Visitor Program (J-NONIMMIGRANT) under the provisions of the Mutual Educational and Cultural Exchange Act of 1961, as amended. Trainee/Internship Placement Plans are to be completed by designated program sponsors. A Training/Internship Placement Plan is required for each trainee or intern participant. It will set forth the training or internship program to be followed, methods of supervision, the skills the trainee or intern will obtain, and trainee or intern remuneration. The plan must be signed by the trainee or intern, sponsor, and the third party placement organization, if a third party organization is used in the conduct of the training or internship. Upon request, trainees or interns must present a fully executed Trainee/Internship Placement Plan on Form DS-7002 to any Consular Official interviewing them in connection with the issuance of J-1 visas.</p> <p><b>COMMENTS DUE:</b> January 19, 2018</p> |
| <p><a href="#">Nondiscrimination on the Basis of Disability; Notice of Withdrawal of Four Previously Announced Rulemaking Actions, 82 Federal Register 60932, December 26, 2017</a></p> | <p><b>NOTICE OF WITHDRAWAL:</b> The Department of Justice is formally announcing the withdrawal of four previously announced Advance Notices of Proposed Rulemaking (ANPRMs) pertaining to title II and title III of the Americans with Disabilities Act (ADA): (1) Nondiscrimination on the Basis of Disability; Accessibility of Web Information and Services of Public Accommodations (RIN 1190-AA61); (2) Nondiscrimination on the Basis of Disability in State and Local Government Services; Next Generation 9-1-1 (RIN 1190-AA62); (3) Nondiscrimination on the Basis of Disability by State and Local Governments and Places of Public Accommodation; Equipment and Furniture (RIN 1190-AA64); and (4) Nondiscrimination on the Basis of Disability: Accessibility of Web Information and Services of State and Local Government (RIN 1190-AA65).</p> <p><b>EFFECTIVE DATE:</b> December 26, 2017</p>   |
| <p><a href="#">HHS Solicitation of New Safe Harbors and Special Fraud Alerts, 82 Federal Register 61229, December 27, 2017</a></p>  | <p><b>NOTIFICATION OF INTENT TO DEVELOP REGULATIONS:</b> In accordance with section 205 of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), this annual notification solicits proposals and recommendations for developing new, and modifying existing, safe harbor provisions under the Federal anti-kickback statute (§ 1128B(b) of the Social Security Act), as well as developing new OIG Special Fraud Alerts.</p> <p><b>COMMENTS DUE:</b> February 26, 2018</p>   |

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| <a href="#">EPA State Guidelines for Greenhouse Gas Emissions from Existing Electric Utility Generating Units, 82 Federal Register 61507, December 28, 2017</a>  | <p><b>ADVANCED NOTICE OF PROPOSED RULEMAKING:</b> In this ANPRM, the EPA is considering proposing emission guidelines to limit greenhouse gas (GHG) emissions from existing electric utility generating units (EGUs) and is soliciting information on the proper respective roles of the state and federal governments in that process, as well as information on systems of emission reduction that are applicable at or to an existing EGU, information on compliance measures, and information on state planning requirements under the Clean Air Act (CAA). This ANPRM does not propose any regulatory requirements.</p> <p><b>COMMENTS DUE:</b> February 26, 2018</p> |
| <a href="#">Defense Federal Acquisition Regulation Supplement: Technical Amendments, 82 Federal Register 61479, December 28, 2017</a>  | <p><b>FINAL RULE:</b> DoD is making technical amendments to the Defense Federal Acquisition Regulation Supplement (DFARS) t</p> <p><b>EFFECTIVE DATE:</b> December 28, 2017 to provide needed editorial changes.</p>   |
| <a href="#">Administrative Conference of the US Adopts Recommendations, 82 Federal Register 61728, December 29, 2017</a>   | <p><b>NOTICE:</b> The Administrative Conference of the United States adopted five recommendations at its Sixty-Eighth Plenary Session. The appended recommendations address Plain Language in Regulatory Drafting; Marketable Permits; Agency Guidance Through Policy Statements; Learning from Regulatory Experience; and Regulatory Waivers and Exemptions.</p> <p><b>ADOPTED:</b> December 14 &amp; 15, 2017</p>  |
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| <a href="#">Federal Perkins Loan, Federal Work-Study, and Federal Supplemental Educational Opportunity Grant Programs; 2018-2019 Award Year Deadline Dates, 83 Federal Register 356, January 3, 2018</a> | <p><b>NOTICE:</b> The Secretary announces the 2018-2019 award year deadline dates for the submission of requests and documents from postsecondary institutions for the Federal Perkins Loan, Federal Work-Study (FWS), and Federal Supplemental Educational Opportunity Grant (FSEOG) programs</p>   |

## Virginia Register – December 2017

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| <a href="#">Amending Regulations Governing the Practices of Psychology, Virginia Register of Regulations, Volume 34, Issue 8, December 11, 2017</a> | <p><b>NOTICE OF INTENDED REGULATORY ACTIONS:</b> The purpose of the proposed action is to update its regulations for consistency and clarity, reduce the regulatory hurdle for licensure by endorsement, increase the opportunities for continuing education credits, specify a timeframe within which an applicant must have passed the national examination, and simplify the requirement for individual supervision in a residency. The board will also consider requiring all psychology doctoral programs to be accredited by the American Psychological Association, the Canadian Psychologic Association, or another accrediting body acceptable to the board within three years of the effective date of the regulation. Finally, the board intends to revamp provisions for standards of conduct to emphasize rules for professionalism, confidentiality, client records, and prohibitions on dual relationships.</p> <p><b>COMMENTS DUE:</b> January 10, 2018</p> |
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| <p><a href="#">Notice of Intended Regulatory Action Governing the Practice of Physician Assistants, Volume 34, Issue 9 Virginia Register of Regulations, December 25, 2017</a></p>  | <p><b>NOTICE OF INTENDED REGULATORY ACTIONS:</b> t the Board of Medicine intends to consider amending <b>18VAC85-50, Regulations Governing the Practice of Physician Assistants</b>. The purpose of the proposed action is to simplify and clarify the definitions and usage of various terms for supervision for more consistency with the Code of Virginia and with the actual practice of physician assistants and supervising physicians. Further, the action will add a provision on pharmacotherapy for weight loss to clarify that a physician assistant can conduct the physical examination, review tests, and prescribe drugs if so authorized in a practice agreement with a supervising physician.</p> <p><b>COMMENTS DUE:</b> January 24, 2018</p> |
| <p><a href="#">Virginia Voluntary Protection Program, Volume 34 Issue 9, Virginia Register of Regulations, December 25, 2017</a></p>  | <p><b>FINAL REGULATION:</b> The Virginia Voluntary Protection Program (VPP)[ in accordance with Chapters 20 and 339 of the 2015 Acts of Assembly] is intended to promote safe and healthy workplaces throughout the Commonwealth. The new chapter applies to Virginia employers and employees who volunteer to participate in the program and includes the following requirements for participation: upper management leadership and active and meaningful employee involvement; systematic assessment of occupational hazards; comprehensive hazard prevention, mitigation, and control programs; employee safety and health training; and safety and health program evaluation.</p> <p><b>EFFECTIVE DATE:</b> January 25, 2018</p>                            |
| <p><a href="#">Regulations Governing the Practice of Physical Therapy (amending 18VAC112-20-131), Volume 34 Issue 9, Virginia Register of Regulations, December 25, 2017</a></p>    | <p><b>FAST-TRACK REGULATION:</b> The purpose of the amended regulation is to expand the list of entities that may sponsor or approve continuing education. The list has been amended to include the Federation of State Boards of Physical Therapy as one of the organizations or entities that may approve or provide continuing education in physical therapy.</p> <p><b>EFFECTIVE DATE:</b> January 24, 2018</p>   |
| <p><a href="#">Motor Vehicle Safety Inspection Regulations (amending 19VAC30-70-50, 19VAC30-70-210), Volume 34 Issue 9, Virginia Register of Regulations, December 25, 2017</a></p> | <p><b>FINAL REGULATION:</b> The amendments change the location of the inspection sticker from the center of the windshield to the lower left corner; revise the list of permissible decals; remove references to the U.S. Department of Defense base decals, which were eliminated in 2013; and change the placement of approved decals on the windshield.</p> <p><b>EFFECTIVE DATE:</b> January 26, 2018</p>   |

NOTE: VA has recodified Title 23 – Education; it is now Title 23.1. Please be aware of this change when consulting older versions of the VA Code pertaining to education as the codification has changed and references to Title 23 will no longer be accurate. Please follow the link below to find the full revision of Title 23 of the Code of Virginia. The Appendices of this document provide a very helpful crosswalk between Title 23 and Title 23.1 numbering.

[http://leg2.state.va.us/dls/h&sdocs.nsf/By+Year/SD162015/\\$file/SD16.pdf](http://leg2.state.va.us/dls/h&sdocs.nsf/By+Year/SD162015/$file/SD16.pdf)