

Federal Register – January 2018

<p>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</p>	<p>NOTICE: 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. DEADLINE DATE: Varied (consult document)</p>
<p>Confidentiality of Substance Use Disorder Patient Records, 83 Federal Register 239, January 3, 2018</p>	<p>FINAL RULE: This final rule makes changes to the Substance Abuse and Mental Health Services Administration's (SAMHSA) regulations governing the Confidentiality of Substance Use Disorder Patient Records. These changes are intended to better align the regulations with advances in the U.S. health care delivery system while retaining important privacy protections for individuals seeking treatment for substance use disorders. This final rule addresses the prohibition on re-disclosure notice by including an option for an abbreviated notice. This final rule also addresses the circumstances under which lawful holders and their legal representatives, contractors, and subcontractors may use and disclose patient identifying information for purposes of payment, health care operations, and audits and evaluations. EFFECTIVE DATE: February 2, 2018</p>
<p>Proposed Definition of “Employer: under Section 395) of ERISA-Association Health Plans, 83 Federal Register 614, January 5, 2018</p>	<p>PROPOSED RULE: This document contains a proposed regulation under Title I of the Employee Retirement Income Security Act (ERISA) that would broaden the criteria under ERISA section 3(5) for determining when employers may join together in an employer group or association that is treated as the “employer” sponsor of a single multiple-employer “employee welfare benefit plan” and “group health plan” as those terms are defined in Title I of ERISA. COMMENTS DUE: March 6, 2018</p>
<p>Advanced Methods to Target and Eliminate Unlawful Robocalls, 83 Federal Register 770, January 8, 2018</p>	<p>PROPOSED RULE: The Commission proposes rules regarding mechanisms to ensure that erroneously blocked calls can be unblocked as quickly as possible and without undue harm to callers and consumers. It also seeks comment on</p>

	<p>ways to measure the effectiveness of the Commission's robocalling efforts, as well as those of industry.</p> <p>COMMENTS DUE: January 23, 2018</p>
<p>Agency Information Collection Activities: Comment Request; Extension, With Changes, of Student and Exchange Visitor Information System (SEVIS), 83 Federal Register 1267, January 10, 2018</p>	<p>NOTICE: SEVIS is an internet-based data-entry, collection and reporting system. It collects information on SEVP-certified schools via the Form I-17, "Petition for Approval of School for Attendance by Nonimmigrant Student," and collects information on the F and M nonimmigrant students that the SEVP-certified schools admit into their programs of study via the Forms I-20s: "Certificate of Eligibility for Nonimmigrant (F-1) Student Status—For Academic and Language Students" and "Certificate of Eligibility for Nonimmigrant (M-1) Student Status—For Vocational Students".</p> <p>COMMENTS DUE: within 30 days</p>
<p>PTO Extension of the Extended Missing Parts Pilot Program, 83 Federal Register 1243, January 10, 2018</p>	<p>NOTICE: The USPTO is extending the Extended Missing Parts Pilot Program until January 2, 2019, to allow the USPTO to continue its evaluation of the pilot program. The Extended Missing Parts Pilot Program benefits applicants by providing additional time to determine if patent protection should be sought—at a relatively low cost—and by permitting applicants to focus efforts on commercialization during this period. The requirements of the program have not changed.</p>
<p>Advanced Methods To Target and Eliminate Unlawful Robocalls, 83 Federal Register 1566, January 12, 2018</p>	<p>FINAL RULE: The FCC issues new rules that protect consumers from unwanted robocalls by permitting voice service providers to proactively block telephone calls when the subscriber of a phone number requests that calls purporting to originate from that number be blocked, and when calls purport to originate from three categories of unassigned phone numbers: Invalid numbers, valid numbers that are not allocated to a voice service provider, and valid numbers that are allocated but not assigned to a subscriber.</p> <p>EFFECTIVE DATE: February 12, 2018</p>
<p>Revision of USCIS Form I-290B (Notice of Appeal or Motion), 83 Federal Register 1624, January 12, 2018</p>	<p>NOTICE: USCIS uses the data collected on Form I-290B to determine whether an applicant or petitioner is eligible to file an appeal or motion. This form can also be filed with ICE by schools appealing decisions on Form I-17 filings for certification to ICE's Student and Exchange Visitor Program (SEVP).</p> <p>COMMENTS DUE: March 13, 2018</p>

<p>ED Adjusts Civil and Monetary Policies for Inflation, 83 Federal Register 2062, January 16, 2018</p>	<p>FINAL RULE: These final regulations provide the 2018 annual inflation adjustments being made to the penalty amounts in the Department's final regulations published in the Federal Register on April 20, 2017 (2017 final rule). EFFECTIVE DATE: January 15, 2018</p>
<p>Simplifying Deposit Requirements for Certain Literary Works and Musical Compositions, 83 Federal Register 2371, January 17, 2018</p>	<p>FINAL RULE: The United States Copyright Office is issuing a final rule, amending regulations that govern the deposit requirements for certain types of literary works and musical compositions. The final rule is adopted as proposed in the notice of proposed rulemaking, though the Office provides some clarification regarding the rule's application. EFFECTIVE DATE: February 16, 2018</p>
<p>FCC Blue Alert EAS Event Code, 83 Federal Register 2557, January 18, 2018</p>	<p>FINAL RULE: The FCC amends its regulations governing the Emergency Alert System (EAS) and Wireless Emergency Alerts (WEA) to add a new event code, B-L-U, to allow alert originators to issue an alert whenever a law enforcement officer is injured or killed, missing in connection with his or her official duties, or there is an imminent and credible threat to cause death or serious injury to law enforcement officers. EFFECTIVE DATE: January 18, 2018</p>
<p>EEOC Adjusts Penalty for Violation of Notice Posting Requirements, 83 Federal Register 2536, January 18, 2018</p>	<p>FINAL RULE: The EEOC adjusts for inflation the civil monetary penalty for violation of the notice-posting requirements in Title VII of the Civil Rights act of 1964, the Americans with Disabilities Act, and the Genetic Information Non-Discrimination Act. EFFECTIVE DATE: February 20, 2018</p>
<p>Group Registration of Photographs, 83 Federal Register 2542, January 18, 2018</p>	<p>FINAL RULE: The U.S. Copyright Office is modernizing its practices to increase the efficiency of the group registration option for photographs. This final rule modifies the procedure for registering groups of published photographs (GRPPH), and establishes a similar procedure for registering groups of unpublished photographs (GRUPH). Applicants will be required to use a new online application specifically designed for each option, instead of using a paper application, and will be allowed to include up to 750 photographs in each claim. The "unpublished collection" option (which allows an unlimited number of photographs to be registered with one application), and the "pilot program" (which allows an unlimited number of</p>

	<p>published photographs to be registered with the application designed for one work) will be eliminated.</p> <p>EFFECTIVE DATE: February 20, 2018</p>
<p>Determination of Rates and Terms for Public Broadcasting (PB III), 83 Federal Register 2739, January 19, 2018</p>	<p>FINAL RULE: The Copyright Royalty Judges publish this final rule regarding rates and terms for use of certain works in connection with noncommercial broadcasting for the period commencing January 1, 2018, and ending on December 31, 2022.</p> <p>EFFECTIVE DATE: January 19, 2018</p>
<p>DoD Certification of Independent Price Determination, Contractor Code of Business Ethics and Compliance, and Preventing Personal Conflicts of Interest, 83 Federal Register 2780, January 19, 2018</p>	<p>NOTICE: This information collection requirement, OMB Control No. 9000-0018, currently titled “Certification of Independent Price Determination and Parent Company and Identifying Data,” is proposed to be retitled “Certification of Independent Price Determination, Contractor Code of Business Ethics and Compliance, and Preventing Personal Conflicts of Interest,” due to consolidation with two additional currently approved information collection requirements: OMB Control No. 9000-0164, Contractor Business Ethics Compliance Program and Disclosure Requirements; and OMB Control No. 9000-0183, Preventing Personal Conflicts of Interest for Contractor Employees Performing Acquisition Functions.</p> <p>COMMENTS DUE: February 20, 2018</p>
<p>PTO Changes To Eliminate Unnecessary Regulations, 83 Federal Register 2759, January 19, 2018</p>	<p>PROPOSED RULE: The United States Patent and Trademark Office proposes to remove its regulations governing reservation clauses, petitions from the refusal of a primary examiner to admit an amendment, the publication of amendments to the regulations, and limits that the Director can impose on the number of inter partes reviews and post-grant reviews heard by the Patent Trial and Appeal Board.</p> <p>COMMENTS DUE: February 20, 2018</p>
<p>INS Revision of a Currently Approved Collection: Application for Civil Surgeon Designation, 83 Federal Register 2815, January 19, 2018</p>	<p>60-DAY NOTICE: This information collection is required to determine whether a physician meets the statutory and regulatory requirement for civil surgeon designation. If the Application for Civil Surgeon Designation (Form I-910) is approved, the physician is included in USCIS' public Civil Surgeon locator and is authorized to complete Form I-693 (OMB Control Number 1615-0033) for an applicant's adjustment of status.</p>

<p>Delay of the Revisions to the Federal Policy for the Protection of Human Subjects, 83 Federal Register 2885, January 22, 2018</p>	<p>INTERIM FINAL RULE: This interim final rule delays the effective date and general compliance date of the 2018 Requirements to July 19, 2018. EFFECTIVE DATE: July 19, 2018</p>
<p>Office of Postsecondary Education; Solicitation of Third-Party Comments Concerning the Performance of Accrediting Agencies, 83 Federal Register 3335, January 24, 2018</p>	<p>CALL for COMMENTS: This notice provides information to members of the public on submitting written comments for accrediting agencies currently undergoing review for purposes of recognition by the U.S. Secretary of Education. COMMENTS DUE: February 16, 2018</p>
<p>Proposed eCollection Requested; Reinstatement, With Change, of 2018 Census of State and Local Law Enforcement Agencies (CSLLEA), 83 Federal Register 3772, January 26, 2018</p>	<p>30-DAY NOTICE: The CSLLEA generates an enumeration of all publically funded state, county, local and tribal law enforcement agencies in the US. The 2018 CSLLEA is designed to collect general information on state, county, local and tribal law enforcement agencies. The survey asks about the level of government that operates the agency; total operating budget; full-time and part-time personnel counts for fully sworn officers, limited sworn officers and non-sworn employees; gender and primary job responsibility of full-time sworn officers; and the functions the agency performs on a regular or primary basis. Upon completion, the 2018 CSLLEA will serve as the sampling frame for future law enforcement surveys administered by BJS. The 2018 CSLLEA collection involves two phases: a testing phase and full implementation. COMMENTS DUE: February 26, 2018</p>
<p>Manual of Patent Examining Procedure, Ninth Edition, Revision of January 2018, 83 Federal Register 4473, January 31, 2018</p>	<p>NOTICE: The United States Patent and Trademark Office issued a revision of the ninth edition of the Manual of Patent Examining Procedure (MPEP) in January 2018 to provide updated information on patent examination policy and procedure. The MPEP is published to provide patent examiners and the public with a reference work on the practices and procedures relative to the prosecution of patent applications before the USPTO.</p>

Virginia Register – January 2018

<p>Amendments to 12VAC35-105, Volume 34 Issue 10, Virginia Register of Regulations, January 8, 2018</p>	<p>NOTICE OF INTENDED REGULATORY ACTION: The purpose of the proposed action is to be consistent and comply with Chapters 136, 418, and 426 of the 2017 Acts of Assembly regarding</p>
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	<p>the inclusion of occupational therapists and occupational therapy assistants in the definitions of qualified mental health professionals, qualified mental retardation professionals, or qualified paraprofessionals in mental health.</p> <p>COMMENTS DUE: February 7, 2018</p>
<p>Firearms and Weapons on Campus, Volume 34, Issue 10, Virginia Register of Regulations, January 8, 2018</p>	<p>FINAL REGULATION: The amendment corrects a citation to the Code of Virginia, which changed because of the recodification of Title 23 to Title 23.1 of the Code of Virginia.</p> <p>EFFECTIVE DATE: January 5, 2018</p>
<p>9VAC5-140. Regulation for Emissions Trading Programs (adding 9VAC5-140-6010 through 9VAC5-140-6430), Volume 34, Issue 10, Virginia Register of Regulations, January 8, 2018</p>	<p>PROPOSED REGULATION: The regulation is needed to control CO₂ emissions in order to protect the public's health and welfare. The proposed regulation is being developed in order to meet the directives of Governor McAuliffe's Executive Directive 11 (2017), "Reducing Carbon Dioxide Emissions from the Electric Power Sector and Growing Virginia's Clean Energy Economy."</p> <p>COMMENTS DUE: April 9, 2018</p>
<p>9VAC25-890. General VPDES Permit for Discharges of Stormwater from Small Municipal Separate Storm Sewer Systems (amending 9VAC25-890-1 through 9VAC25-890-40; repealing 9VAC25-890-50), Volume 34, Issue 10, Virginia Register of Regulations, January 8, 2018</p>	<p>PROPOSED REGULATION: Reissues the existing Virginia Pollutant Discharge Elimination System general permit that expires on June 30, 2018 and establishes appropriate and necessary permitting requirements for discharges from small municipal separate stormwater systems (MS4) located within the Census Urbanized Areas to discharge stormwater to waters of the state. The general permit establishes the minimum control measures to reduce the potential discharge of pollutants in municipal stormwater as well as requirements for demonstration of compliance with total maximum daily load (TMDL) wasteload allocations for local watersheds and the Chesapeake Bay.</p> <p>COMMENTS DUE: March 9, 2018</p>
<p>12VAC35-105. Rules and Regulations for Licensing Providers by the Department of Behavioral Health and Developmental Services (amending 12VAC35-105-20, 12VAC35-105-590, 12VAC35-105-1370), Volume 34, Issue 10, Virginia Register of Regulations, January 8, 2018</p>	<p>EMERGENCY REGULATION: Chapter 136 of the 2017 Acts of Assembly requires the Board of Behavioral Health and Developmental Services to amend regulations to include (i) occupational therapists in the definitions of "qualified mental health professional-adult," "qualified mental health professional-child," and "qualified developmental disability professional" and (ii) occupational therapy assistants in the definition of "qualified paraprofessional in mental health." In addition, the board is required to establish educational and clinical experience for</p>

	<p>occupational therapists and occupational therapy assistants that is substantially equivalent to comparable professionals listed in the current licensing regulations.</p> <p>EFFECTIVE DATES: December 18, 2017, through June 17, 2019</p>
<p>16VAC25-85. Recording and Reporting Occupational Injuries and Illnesses (amending 16VAC25-85-1904.41), Volume 34, Issue 10, Virginia Register of Regulations, January 8, 2018</p>	<p>FINAL REGULATION: On November 30, 2017, the Safety and Health Codes Board adopted federal OSHA's Improve Tracking of Workplace Injuries and Illnesses: Delay of Compliance Date, as published in 82 FR 55761 through 82 FR 55766 on November 24, 201.</p> <p>EFFECTIVE DATE: February 15, 2018</p>
<p>18VAC90-27. Regulations for Nursing Education Programs (amending 18VAC90-27-10, 18VAC90-27-220, 18VAC90-27-230), Volume 34, Issue 10, Virginia Register of Regulations, January 8, 2018</p>	<p>FINAL REGULATION: The amendments (i) require all prelicensure registered nursing education programs in Virginia to have accreditation or candidacy status with a national accrediting agency recognized by the U.S. Department of Education by three years after the effective date of the regulation and (ii) add the Commission for Nursing Education Accreditation as an approved accrediting organization.</p> <p>EFFECTIVE DATE: February 7, 2018</p>
<p>18VAC112-20. Regulations Governing the Practice of Physical Therapy (amending 18VAC112-20-10, 18VAC112-20-65, 18VAC112-20-131, 18VAC112-20-135, 18VAC112-20-136), Volume 34, Issue 10, Virginia Register of Regulations, January 8, 2018</p>	<p>FINAL REGULATION: The amendments replace references to an obsolete assessment tool provided by the Federation of State Boards of Physical Therapy (FSBPT) with references to the current assessment tool offered by FSBPT titled "oPTion." The amendments require achievement of Level 2 or higher on the oPTion assessment tool to (i) use participation in the assessment tool for continuing education credit or (ii) replace hours in a supervised traineeship for applicants for licensure by endorsement, reinstatement of license, or reactivation of license if the physical therapist has not been engaged in active practice for the two years immediately preceding application for an active license.</p> <p>EFFECTIVE DATE: February 7, 2018</p>
<p>18VAC140-20. Regulations Governing the Practice of Social Work (amending 18VAC140-20-10, 18VAC140-20-110), Volume 34, Issue 10, Virginia Register of Regulations, January 8, 2018</p>	<p>FINAL REGULATION: The amendments (i) change the definition of clinical social work services to include psychosocial interventions, (ii) require applicants for reinstatement to provide verification of licensure in another state, if applicable, and a report from the U.S. Department of Health and Human Services National Practitioner Data Bank, and (iii) specify the amount of supervision required for a person</p>

	<p>who has not actively practiced for 10 or more years and who applies to reinstate or reactivate his license.</p> <p>EFFECTIVE DATE: February 7, 2018</p>
<p>18VAC115-80. Regulations Governing the Registration of Qualified Mental Health Professionals (adding 18VAC115-80-10 through 18VAC115-80-110), Volume 34, Issue 10, Virginia Register of Regulations, January 8, 2018</p>	<p>EMERGENCY REGULATION: The Code of Virginia states that agencies may adopt emergency regulations in situations in which Virginia statutory law or the appropriation act or federal law or federal regulation requires that a regulation be effective in 280 days or less from its enactment. These regulations establish the qualifications for registration, continuing education requirements, standards of practice, and fees for registration as a qualified mental health professional.</p> <p>EFFECTIVE DATES: December 18, 2017, through June 17, 2019</p>
<p>Amendments to Board of Accountancy Regulations 18VAC5-22-90, Volume 34, Issue 11, Virginia Register of Regulations, January 22, 2018</p>	<p>FAST-TRACK REGULATION: The amendments combine the existing first two subsections of 18VAC5-22-90 into one subsection. Since 2011, the CPE requirements have been identical for CPAs regardless of where they work.</p> <p>EFFECTIVE DATE: March 8, 2018</p>