

## Federal Register – June 2019

[Federal Acquisition Regulation: Exception From Certified Cost or Pricing Data Requirements-Adequate Price Competition, 84 Federal Register 27494, June 12, 2019](#)

**FINAL RULE:** DoD, GSA, and NASA are issuing a final rule amending the Federal Acquisition Regulation (FAR) to provide guidance to DoD, NASA, and the Coast Guard, consistent with a section of the National Defense Authorization Act for Fiscal Year 2017 that addresses the exception from certified cost or pricing data requirements when price is based on adequate price competition.  
**EFFECTIVE DATE:** July 12, 2019

[Federal Acquisition Regulation; DoD, GSA, NASA Federal Acquisition Circular 2019-03; Introduction, 84 Federal Register 27494, June 12, 2019](#)

**SUMMARY PRESENTATION OF FINAL RULE:** FAC 2019-03 amends the FAR as follows:

**Exception From Certified Cost or Pricing Data Requirements—Adequate Price Competition (FAR Case 2017-006)**  
 This final rule amends the FAR to provide guidance to DoD, NASA, and the Coast Guard, consistent with section 822 of the National Defense Authorization Act for Fiscal Year 2017 that addresses the exception from certified cost or pricing data requirements when price is based on adequate price competition. Section 822 excludes from the standard for adequate price competition the situation in which there was an expectation of competition, but only one offer is received. The standard of adequate price competition that is based on a reasonable expectation of competition is now applicable only to agencies other than DoD, NASA, and the Coast Guard.

[Federal Acquisition Regulation; Federal Acquisition Circular 2019-03; Small Entity Compliance Guide, 84 Federal Register 27497, June 12, 2019](#)

**FINAL RULE:** This document is issued under the joint authority of DOD, GSA, and NASA. This *Small Entity Compliance Guide* has been prepared in accordance with section 212 of the Small Business Regulatory Enforcement Fairness Act of 1996. It consists of a summary of the rule appearing in Federal Acquisition Circular (FAC) 2019-03, which amends the Federal Acquisition Regulation (FAR). An asterisk (\*) next to a rule indicates that a regulatory flexibility analysis has been prepared. Interested parties may obtain further information regarding this rule by referring to FAC 2019-03, which precedes this document. These documents are also available via the internet at <http://www.regulations.gov>.

[Submission for OMB Review; Federal Acquisition Regulation Part 4 Requirements, 84 Federal Register 27329, June 12, 2019](#)

**NOTICE:** Under the provisions of the Paperwork Reduction Act, the Regulatory Secretariat Division has submitted to the Office of Management and Budget (OMB) a request to review and approve a revision and renewal of a previously approved information collection requirement regarding Federal Acquisition Regulation (FAR) part 4 requirements. This information collection requirement, OMB Control No. 9000-0097, currently titled "Taxpayer Identification Number Information," is proposed to be retitled "Federal Acquisition Regulation Part 4 Requirements" due to consolidation with currently approved information collection requirements OMB Control No. 9000-0159, System for Award Management (SAM)

	<p>Registration; 9000-0145, Use of Data Universal Numbering System (DUNS) as Primary Contractor Identification; and 9000-0179, Service Contractor Reporting Requirement.</p> <p><b>COMMENTS DUE:</b> July 12, 2019</p>
<p><a href="#">Student Assistance General Provisions, the Secretary's Recognition of Accrediting Agencies, the Secretary's Recognition Procedures for State Agencies, 84 Federal Register 27404, June 12, 2019</a></p>	<p><b>PROPOSED RULE:</b> The Secretary proposes to amend the regulations governing the recognition of accrediting agencies, certain student assistance general provisions, and institutional eligibility, as well as make various technical corrections.</p> <p><b>COMMENTS DUE:</b> July 12, 2019</p>
<p><a href="#">Contributions in Exchange for State or Local Tax Credits, 84 Federal Register 27513, June 13, 2019</a></p>	<p><b>FINAL RULE:</b> This document contains a final regulation under section 170 of the Internal Revenue Code (Code). The final regulation provides rules governing the availability of charitable contribution deductions under section 170 when a taxpayer receives or expects to receive a corresponding state or local tax credit. This document also provides a final regulation under section 642(c) to apply similar rules to payments made by a trust or decedent's estate.</p> <p><b>EFFECTIVE DATE:</b> August 12, 2019</p>
<p><a href="#">Proposed Collection; 60-Day Comment Request; Assurance (Interinstitutional, Foreign, and Domestic) and Annual Report. Office of the Director (OD), 84 Federal Register 28065, June 17, 2019</a></p>	<p><b>NOTICE:</b> The Office of Laboratory Welfare (OLAW) is responsible for the implementation, general administration, and interpretation of the Public Health Service (PHS) Policy on Humane Care and Use of Laboratory Animals (Policy) as codified in 42 CFR 52.8. The PHS Policy implements the Health Research Extension Act (HREA) of 1985 (Pub. L. 99-158 as codified in 42 U.S.C. 289d). The PHS Policy requires entities that conduct research involving vertebrate animals using PHS funds to have an Institutional Animal Care and Use Committee (IACUC), provide assurance that requirements of the Policy are met, and submit an annual report. An institution's animal care and use program is described in the Animal Welfare Assurance (Assurance) document and sets forth institutional compliance with PHS Policy. The purpose of the Assurance (Interinstitutional, Foreign, and Domestic) and Annual Report is to provide OLAW with documentation to satisfy the requirements of the HREA, illustrate institutional adherence to PHS Policy, and enable OLAW to carry out its mission to ensure the humane care and use of animals in PHS-supported research, testing, and training, thereby contributing to the quality of PHS-supported activities.</p> <p><b>COMMENTS DUE:</b> Within 60 days of publication of this notice</p>
<p><a href="#">Health Reimbursement Arrangements and Other Account-Based Group Health Plans, 84 Federal Register 28888, June 20, 2019</a></p>	<p><b>FINAL RULE:</b> The final rules allow integrating HRAs and other account-based group health plans with individual health insurance coverage or Medicare, if certain conditions are satisfied (an individual coverage HRA). The final rules also set forth conditions under which certain HRAs and other account-based group health plans will be recognized as limited excepted benefits. Also, the Department of the Treasury (Treasury Department) and the Internal Revenue Service (IRS) are finalizing rules regarding premium tax credit (PTC) eligibility for individuals offered an individual coverage HRA. In addition, the Department of Labor (DOL) is finalizing a clarification to provide assurance that the individual health insurance coverage for which premiums are reimbursed by an individual coverage HRA</p>

	<p>or a qualified small employer health reimbursement arrangement (QSEHRA) does not become part of an ERISA plan, provided certain safe harbor conditions are satisfied. Finally, the Department of Health and Human Services (HHS) is finalizing provisions to provide a special enrollment period (SEP) in the individual market for individuals who newly gain access to an individual coverage HRA or who are newly provided a QSEHRA. The goal of the final rules is to expand the flexibility and use of HRAs and other account-based group health plans to provide more Americans with additional options to obtain quality, affordable healthcare. The final rules affect employees and their family members; employers, employee organizations, and other plan sponsors; group health plans; health insurance issuers; and purchasers of individual health insurance coverage.</p> <p><b>EFFECTIVE DATE:</b> August 19, 2019</p>
<p><a href="#">Copyright Office Fees, 84 Federal Register 29135, June 21, 2019</a></p>	<p><b>PROPOSED RULEMAKING:</b> As part of its ongoing fee study, the Copyright Office proposes limited revisions to its previously proposed fee schedule relating to document recordation and new prospective group registration options. The proposed modifications would adjust the fee structure for document recordation from a fee formula based on the number of titles to a formula based on the number of works and alternate titles and registration numbers to which a document pertains, and make certain other clarifications. The Office is also noticing its intention to issue fees for its previously-proposed group registration options for short online literary works and for works contained on an album of music. The Office is providing an opportunity to the public to comment on these specific proposed changes before the Office's fee schedule is submitted to Congress.</p> <p><b>COMMENTS DUE:</b> July 22, 2019</p>
<p><a href="#">Creation of Interstitial 12.5 Kilohertz Channels in the 800 MHz Band Between 809-817/854-862 MHz; Improve Access to PLMR Spectrum; Land Mobile Communications Council, 84 Federal Register 29083, June 21, 2019</a></p>	<p><b>FINAL RULE:</b> In this document, the Commission announces that the Office of Management and Budget (OMB) has approved the information collections associated with the rules for central station alarm channels and 800 MHz interstitial channels contained in the Commission's Report and Order and Order FCC 18-143, and that compliance with the modified rules is now required. It removes paragraphs advising that compliance was not required until OMB approval was obtained. This document is consistent with Report and Order and Order FCC 18-143, which states the Commission will publish a document in the Federal Register announcing a compliance date for the modified rule sections and revise the rules accordingly.</p> <p><b>EFFECTIVE DATE:</b> 6/21/2019</p>
<p><a href="#">Defense Federal Acquisition Regulation Supplement: Only One Offer (DFARS Case 2017-D009), 84 Federal Register 30947, June 21, 2019</a></p>	<p><b>FINAL RULE:</b> DoD is issuing a final rule amending the Defense Federal Acquisition Regulation Supplement (DFARS) to partially implement a section of the National Defense Authorization Act for Fiscal Year 2017 that addresses the requirement for additional cost or pricing data when only one offer is received in response to a competitive solicitation.</p> <p><b>EFFECTIVE DATE:</b> 7/31/2019</p>

## Virginia Register – June 2019

<p><a href="#">8VAC20-23. Licensure Regulations for School Personnel (amending 8VAC20-23-630), Virginia Register of Regulations, Volume 35, Issue 21, June 10, 2019</a></p>	<p><b>FINAL REGULATION:</b> The amendment restores a requirement for the Option II tract of the Division Superintendent License, which was inadvertently omitted, that an individual qualifying for licensure complete five years of educational experience in a public or an accredited nonpublic school, two years of which shall be successful, full-time teaching experience at the preK-12 level and two years of which shall be in administration and supervision at the preK-12 level.</p> <p><b>EFFECTIVE DATE:</b> June 10, 2019</p>
<p><a href="#">8VAC110-20. Regulations Governing the Practice of Pharmacy (amending 18VAC110-20-10), Virginia Register of Regulations, Volume 35, Issue 21, June 10, 2019</a></p>	<p><b>FAST-TRACK REGULATION:</b> The purpose of the amended regulation is to maintain state regulations for consistency with the national standards for temperature and storage of drugs found in Chapter 659 of the United States Pharmacopeia (USP), which is a pharmacopeia (compendium of drug information) for the United States. The USP is published in a combined volume with the National Formulary (a formulary) as the USP-NF. USP-NF standards have a role in federal law; a drug or drug ingredient with a name recognized in USP-NF is considered adulterated if it does not satisfy compendial standards for strength, quality, or purity. USP has no role in enforcing its standards. Enforcement is the responsibility of U.S. Food and Drug Administration (FDA) and other government authorities in the United States and elsewhere. Consistency of state regulations with USP standards protects the public health and safety in matters relating to drug storage and integrity.</p> <p><b>COMMENTS DUE:</b> July 10, 2019</p> <p><b>EFFECTIVE DATE:</b> July 25, 2019</p>
<p><a href="#">19VAC15-20. Regulations Establishing Certification Standards for Fire Inspectors (repealing 19VAC15-20-10 through 19VAC15-20-1100); 19VAC15-30. Regulations Establishing the Certification Standards for Fire Investigators (repealing 19VAC15-30-10 through 19VAC15-30-1970); 19VAC15-40. Regulations Governing the Certification of Instructors Providing Training at Local Fire Training Facilities (repealing 19VAC15-40-10 through 19VAC15-40-110), Virginia Register of Regulations, Volume 35, Issue 21, June 10, 2019</a></p>	<p><b>FINAL REGULATION:</b> The amendments repeal fire inspector training requirements (19VAC15-20), fire investigator training requirements (19VAC15-30), and the requirements for the instructors at local fire training facilities (19VAC15-40) because the agency no longer regulates such training.</p> <p><b>EFFECTIVE DATE:</b> September 1, 2019</p>
<p><a href="#">19VAC30-20. Motor Carrier Safety Regulations (amending 19VAC30-20-80), Virginia Register of Regulations, Volume 35, Issue 21, June 10, 2019</a></p>	<p><b>FINAL REGULATION:</b> The amendment updates the effective date of the Federal Motor Carrier Safety Regulations promulgated by the U.S. Department of Transportation, Federal Motor Carrier Safety Administration that are incorporated for compliance and enforcement purposes.</p> <p><b>EFFECTIVE DATE:</b> July 10, 2019</p>
<p><a href="#">18VAC85-120. Regulations Governing the Licensure of Athletic Trainers (amending 18VAC85-120-10, 18VAC85-120-110), Virginia Register of Regulations, Volume 35, Issue 22, June 24, 2019</a></p>	<p><b>FAST-TRACK REGULATION:</b> The amendments clarify the meaning of "direction" of an athletic trainer and will further protect the health and safety of persons who receive treatment and care from a licensed athletic trainer by clarifying the role of the doctor or dentist providing direction for such care.</p> <p><b>COMMENTS DUE:</b> July 24, 2019</p>
<p><a href="#">18VAC140-20. Regulations Governing the Practice of Social Work (amending 18VAC140-20-10, 18VAC140-20-</a></p>	<p><b>FAST-TRACK REGULATION:</b> The purpose of the regulatory change is greater access to supervisors for persons seeking</p>

<p><a href="#">50), Virginia Register of Regulations, Volume 35, Issue 22, June 24, 2019</a></p>	<p>licensure by making the qualification for supervisors less burdensome, which will facilitate the publication of a listing of persons who have been approved as supervisors. The reduction in required hours of continuing education and the elimination of continuing education in supervision every five years is not expected to decrease the quality of supervision. The additional hours of ethics currently proposed for all licensees in a separate regulatory action (from two to six hours every two years) will ensure that those providing supervision are adequately educated in issues relating to ethical practice and able to train supervisees in such practice to protect public health, safety, and welfare.</p> <p><b>COMMENTS DUE:</b> July 24, 2019</p>
<p><a href="#">18VAC140-20. Regulations Governing the Practice of Social Work (amending 18VAC140-20-10, 18VAC140-20-30, 18VAC140-20-37, 18VAC140-20-51, 18VAC140-20-60, 18VAC140-20-70, 18VAC140-20-105, 18VAC140-20-110, 18VAC140-20-150), Virginia Register of Regulations, Volume 35, Issue 22, June 24, 2019</a></p>	<p><b>FAST-TRACK REGULATION:</b> The regulatory action implements statutory changes made to the Code of Virginia identifying two levels of midlevel licensure. The requirements for licensure of BSWs and MSWs are not substantially different from the current requirements for a licensed social worker (LSW) license, but an MSW is required to take the master's level examination for evidence of competency to provide services to the public consistent with public health and safety.</p> <p><b>COMMENTS DUE:</b> July 24, 2019</p>