

Federal Register – April 2020

[ED Distance Education and Innovation, 85 Federal Register 18638, April 2, 2020](#)

PROPOSED RULE: The purpose of these distance education and innovation regulations is to reduce barriers to innovation in the way institutions deliver educational materials and opportunities to students, and assess their knowledge and understanding, while providing reasonable safeguards to limit the risks to students and taxpayers. Through this regulatory action, the Department proposes to: (1) Amend the definitions of “clock hour” and “credit hour” to provide flexibility to distance education and other types of educational programs that emphasize demonstration of learning rather than seat time when measuring student outcomes, while still allowing those programs to participate in the Federal Student Aid programs authorized under title IV of the HEA (title IV, HEA programs), (2) amend the definitions of “distance education” and “correspondence course” to account for changes in distance education technology and the types of programs offered by institutions, e.g., competency-based education (CBE) programs, (3) clarify, through new definitions, the requirements of regular and substantive interaction between students and instructors for a course to be considered distance education and not a correspondence course, (4) define “incarcerated student” and “juvenile justice facility” to clarify the Pell Grant eligibility requirements for incarcerated students, (5) allow students enrolled in foreign institutions to take courses at domestic institutions, (6) define “subscription-based programs” and establish the conditions for disbursement of title IV, HEA assistance in such programs, (7) clarify and simplify the requirements for “direct assessment programs,” including regulations for the determination of equivalent credit hours for such Start Printed Page 18639programs, (8) define a “week of instruction” for asynchronous online programs to clarify how that term applies to distance education or correspondence courses, (9) amend regulations to ensure the treatment of students enrolled in distance or competency-based programs in a manner consistent with their peers in traditional programs, and (10) amend regulations regarding financial responsibility to codify and clarify requirements when there is an institutional change of ownership or control.

COMMENTS DUE: May 4, 2020

[Agency Information Collection Activities; Submission to the Office of Management and Budget for Review and Approval; Comment Request; EZ-Audit: Electronic Submission of Financial Statements and Compliance Audits, 85 Federal Register 18570, April 2, 2020](#)

NOTICE: eZ-Audit is a web-based process designed to facilitate the submission of compliance and financial statement audits, expedite the review of those audits by the Department, and provide more timely and useful information to public, non-profit and proprietary institutions regarding the Department's review. eZ-Audit establishes a uniform process under which all institutions submit directly to the Department any audit required under the Title IV, HEA program regulations. The revisions to this collection is a result of enhancements made to

	<p>the current system to collect the compliance audits/financial statements in the appropriate format (e.g. revised question text and required uploads) from the foreign institutions that are required to submit audits in accordance to the Department's regulations and to allow electronic submission of compliance audits/financial statements from the entities identified above. Revisions to financial statements information are to meet the new borrower defense regulations.</p> <p>COMMENTS DUE: May 4, 2020</p>
<p>HHS Agency Information Collection Request, 85 Federal Register 19153, April 6, 2020</p>	<p>NOTICE: SF-428 Tangible Personal Property Report, reinstatement without change. During the public consultation process mandated by Public Law 106-107, grant recipients requested a standard form to help them submit appropriate property information when required. The Public Law 106-107 Post Awards Subgroup developed a new standard form, the Tangible Personal Property Report, for submission of the required data. The form consists of the cover sheet (SF-428), three attachments to be used as required: Annual Report, SF-428-A; Final Report, SF-428-B; Disposition Request/Report, SF-428-C and a Supplemental Sheet, SF-428S to provide detailed individual item information when required. We are requesting a three-year clearance of this collection and that it be designated as a Common Form.</p> <p>COMMENTS DUE: June 5, 2020</p>
<p>Paid Leave Under the Families First Coronavirus Response Act, 85 Federal Register 19326, April 6, 2020</p>	<p>TEMPORARY RULE: The Secretary of Labor (“Secretary”) is promulgating temporary regulations to implement public health emergency leave under Title I of the Family and Medical Leave Act (FMLA), and emergency paid sick leave to assist working families facing public health emergencies arising out of Coronavirus Disease 2019 (COVID-19) global pandemic. The leave is created by a time-limited statutory authority established under the Families First Coronavirus Response Act, Public Law 116-127 (FFCRA), and is set to expire on December 31, 2020. The FFCRA and this temporary rule do not affect the FMLA after December 31, 2020.</p> <p>EFFECTIVE DATE: April 1, 2020</p>
<p>FCC Human Exposure to Radiofrequency Electromagnetic Fields, 85 Federal Register 19326, April 6, 2020</p>	<p>PROPOSED RULE: In this document, the Federal Communications Commission (Commission) seeks comment on expanding the range of frequencies for which its radiofrequency (RF) exposure limits apply; on applying localized exposure limits above 6 GHz in parallel to the localized exposure limits already established below 6 GHz; on specifying the conditions and methods for averaging the RF exposure, in both time and area, during evaluation for compliance with the RF exposure limits in the rules; on addressing new RF exposure issues raised by wireless power transfer (WPT) devices; and on the definition of a WPT device.</p> <p>COMMENTS DUE: May 6, 2020</p>
<p>HHS Enforcement Discretion Under HIPAA To Allow Uses and Disclosures of Protected Health Information by Business Associates for Public Health and Health Oversight Activities in Response to COVID-19, 85 Federal Register 19392, April 7, 2020</p>	<p>NOTIFICATION OF ENFORCEMENT DISCRETION: This notification is to inform the public that the Department of Health and Human Services (HHS) is exercising its discretion in how it applies the Privacy Rule under the Health Insurance Portability and Accountability Act of 1996 (HIPAA). Current</p>

	<p>regulations allow a HIPAA business associate to use and disclose protected health information for public health and health oversight purposes only if expressly permitted by its business associate agreement with a HIPAA covered entity. As a matter of enforcement discretion, effective immediately, the HHS Office for Civil Rights (OCR) will exercise its enforcement discretion and will not impose potential penalties for violations of certain provisions of the HIPAA Privacy Rule against covered health care providers or their business associates for uses and disclosures of protected health information by business associates for public health and health oversight activities during the COVID-19 nationwide public health emergency.</p> <p>EFFECTIVE UNTIL PUBLIC HEALTH EMERGENCY NO LONGER EXISTS</p>
<p>Technical Amendments Regarding Electronic Submissions to the Copyright Office, 85 Federal Register 19666, April 8, 2020</p>	<p>FINAL RULE: The U.S. Copyright Office is adopting technical amendments to allow electronic submission of materials in connection with certain Office services, and to allow the Office to respond to submitters electronically. These amendments are intended to facilitate the public's ability to access Office services during the COVID-19 pandemic.</p> <p>EFFECTIVE DATE: April 8, 2020</p>
<p>EPA Draft Scopes of the Risk Evaluations To Be Conducted for Thirteen Chemical Substances Under the Toxic Substances Control Act; Notice of Availability, 85 Federal Register 19941, April 9, 2020</p>	<p>NOTICE: As required by the Toxic Substances Control Act (TSCA), which was amended by the Frank R. Lautenberg Chemical Safety for the 21st Century Act in June 2016, EPA is announcing the availability of the draft scope documents for the risk evaluations to be conducted for 13 of 20 High-Priority Substances designated in December 2019. The draft scope document for each chemical substance includes the conditions of use, hazards, exposures, and the potentially exposed or susceptible subpopulations the EPA plans to consider in conducting the risk evaluation for that chemical substance. EPA is also opening a 45-calendar day comment period on these draft scope documents to allow for the public to provide additional data or information that could be useful to the Agency in finalizing the scope of the risk evaluations; comments may be submitted to this docket and the individual dockets for each of the chemical substances.</p> <p>COMMENTS DUE: May 26, 2020</p>
<p>NRC Issuance of a Revision to the Guidance Document for Alternative Disposal Requests, 85 Federal Register 19966, April 9, 2020</p>	<p>REVISED GUIDANCE: The U.S. Nuclear Regulatory Commission (NRC) is issuing a revision to its guidance document for alternative disposal requests, "Guidance for the Reviews of Proposed Disposal Procedures and Transfers of Radioactive Material Under 10 CFR 20.2002 and 10 CFR 40.13(a)." This document provides guidance and the NRC staff process for documenting, reviewing, and dispositioning requests received for alternative disposal of licensed material. The revision incorporates changes made in response to comments received on the draft guidance document, as well as interactions with NRC stakeholders.</p> <p>EFFECTIVE DATE: Immediately</p>
<p>Agency Information Collection Activities: Requests for Comments; Clearance of a New Approval of Information Collection: Operational Waivers for Small Unmanned</p>	<p>NOTICE: The FAA has seen increased operations of small unmanned aircraft systems (sUAS) flying under 14 CFR part 107. Under 14 CFR 107.205, operators of small UAS may seek waivers from certain operational rules. The FAA is updating and</p>

<p>Aircraft Systems, 85 Federal Register 20333, April 10, 2020</p>	<p>modernizing the process for applying for such waivers using the DroneZone website. These improvements will facilitate the process of collecting and submitting the information required as part of a waiver application. The reporting burdens for operational waiver applications are currently covered by Information Collection Request (ICR) 2120-0768. As part of this effort, the FAA is creating a new ICR just for operational waiver applications. In order to process operational waiver requests, the FAA requires the operator's name, the operator's contact information, and information related to the date, place, and time of the requested small UAS operation. Additional information is required related to the proposed waiver and any necessary mitigations. The FAA will use the requested information to Start Printed Page 20334determine if the proposed UAS operation can be conducted safely. This information is necessary for the FAA to meet its statutory mandate of maintaining a safe and efficient national airspace. See 49 U.S.C. 40103, 44701 and 44708.</p>
<p>Providing Federal Support for Governors' Use of the National Guard To Respond to COVID-19, 85 Federal Register 20383, April 10, 2020</p>	<p>ADMINISTRATIVE ORDER: To provide maximum support to the Governors of the States of Arizona, Colorado, Kentucky, Mississippi, Montana, Nevada, North Carolina, Oregon, Pennsylvania, South Carolina, Virginia, Wisconsin, and West Virginia as they make decisions about the responses required to address local conditions in each of their respective jurisdictions and as they request Federal support under the Stafford Act, I am taking the actions set forth in sections 2 and 3 of this memorandum:</p> <p>2 - I am directing the Federal Emergency Management Agency (FEMA) of the Department of Homeland Security to fund 100 percent of the emergency assistance activities associated with preventing, mitigating, and responding to the threat to public health and safety posed by the virus that these States undertake using their National Guard forces, as authorized by sections 403 (42 U.S.C. 5170b) and 503 (42 U.S.C. 5193) of the Stafford Act.</p> <p>3-ordering National Guard forces to perform duty to fulfill mission assignments, on a fully reimbursable basis, that FEMA issues to the Department of Defense for the purpose of supporting their respective State and local emergency assistance efforts under the Stafford Act.</p>
<p>NEH General Clearance Authority to Develop Grantee Survey Instruments for the National Endowment for the Humanities – Revision of Information Collection, 85 Federal Register 20531, April 13, 2020</p>	<p>NOTICE: The NEH regularly monitors its grants, relying primarily on data obtained in performance reports. In many instances, outcomes are not readily observable during the one-to three-year period of performance. The clearance to collect data from grant recipients beyond the period of performance is essential to the NEH's ability to assess its programs systemically and to measure progress in achieving the goals articulated in the agency's strategic plan.</p> <p>COMMENTS DUE: June 12, 2020</p>
<p>Agency Information Collection Activities; Comment Request; Information Collections: Paid Leave Under the Families First Coronavirus Response Act, 85 Federal Register 20723, April 14, 2020</p>	<p>NOTICE: The Department of Labor seeks an approval for the extension of this information collection in order to ensure effective administration of the Paid Leave provisions under the</p>

	<p>Families First Coronavirus Response Act (as amended by the CARES Act)</p> <p>COMMENTS DUE: June 15, 2020</p>
<p>DoD Voluntary Education Programs, 85 Federal Register 20893, April 15, 2020</p>	<p>PROPOSED RULE – AMENDMENT: To ensure equity of student counseling options available to educational institutions, the Department of Defense (DoD) is proposing to amend its Voluntary Education Programs regulation to cite current law and to remove the requirement that an educational institution must have a DoD installation student population of at least 20 military students before it can be authorized access on a DoD installation that is not overseas.</p> <p>COMMENTS DUE: May 15, 2020</p>
<p>Distance Education and Innovation; Correction, 85 Federal Register 20895, April 15, 2020</p>	<p>PROPOSED RULE – CORRECTION: On April 2, 2020, the Department published in the Federal Register a notice of proposed rulemaking to amend the general, establishing eligibility, maintaining eligibility, and losing eligibility sections of the Institutional Eligibility regulations issued under the Higher Education Act of 1965, as amended (HEA), related to distance education and innovation. This document corrects the name, telephone number, and email address of the individual to whom postal mail, commercial delivery, or hand delivery should be addressed and to whom requests for further information should be directed.</p>
<p>Agency Information Collection Activities; Submission to the Office of Management and Budget for Review and Approval; Comment Request; Application and Employment Certification for Public Service Loan Forgiveness, 85 Federal Register 20992, April 15, 2020</p>	<p>NOTICE: The Department is consolidating the forms that borrowers must complete if they want to ultimately receive the Public Service Loan Forgiveness (PSLF) & Temporary Expanded PLSF (TESPLF). There will now be a single form for these programs. The form is being renamed the Public Service Loan Forgiveness (PSLF) & Temporary Expanded PLSF (TESPLF) Certification and Application. This revised form includes the Employment Certification Form which is already part of this collection. This consolidation of forms will remove the need for borrowers to separately complete the PSLF application and submit a separate email for the TEPRLF program. This combining will also aid the Department in streamlining the forgiveness determination process.</p> <p>COMMENTS DUE: May 15, 2020</p>
<p>Agency Information Collection Activities; Comment Request; Federal Family Educational Loan Program (FFEL)-Administrative Requirements for States, Not-For-Profit Lenders, and Eligible Lenders Trustees, 85 Federal Register 20992, April 15, 2020</p>	<p>NOTICE: The regulations in 34 CFR 682.302(f) assure the Secretary that the integrity of the program is protected from fraud and misuse of funds. These regulations require a State, not-profit entity, or eligible lender trustee to provide to the Secretary a certification on the State or non-profit entity's letterhead, signed by the State or non-profit's Chief Executive Officer, which states the basis upon which the entity meets the regulations. The submission must include the name and lender identification number(s) for which the eligible designation is being certified. Once an entity is approved it must provide an annual recertification notice identifying the name and lender identification number(s) for which designation is being requested.</p> <p>COMMENTS DUE: June 15, 2020</p>

<p>60-Day Notice of Proposed Information Collection: Annual Report-J-NONIMMIGRANT Exchange Visitor Program, 85 Federal Register 21494, April 17, 2020</p>	<p>NOTICE: Annual reports from designated program sponsors assist the Department in oversight and administration of the J-NONIMMIGRANT visa program. The reports provide qualitative data on the number of exchange participants an organization sponsored annually per category of exchange. The reports also provide a summary of the activities in which exchange visitors were engaged and indicate information about program effectiveness. Program sponsors include government agencies, academic institutions, and private sector not-for-profit and for-profit entities.</p> <p>COMMENTS DUE: June 16, 2020</p>
<p>Patent Trial and Appeal Board (PTAB) Appeals, 85 Federal Register 21838, April 20, 2020</p>	<p>NOTICE: The name of this information collection is being changed from “PTAB Actions” to “PTAB Appeals” to better reflect the content of the information collection. In addition, this renewal adds three items currently approved in another information collection (0651-0031: Patent Processing) to include all items related to patent appeals in a single information collection. These three items are: Notice of Appeal, Amendment to Cancel Claims During an Appeal, and Request for Oral Hearing. A separate change request will be submitted to remove these three items from that information collection (0651-0031: Patent Processing).</p>
<p>HHS Agency Information Collection Request: 30-Day Public Comment Request, 85 Federal Register 21863, April 20, 2020</p>	<p>NOTICE: The Office for Human Research Protections (OHRP) is requesting a three year approval of the Department of Health and Human Services (HHS) Subpart C Research Certification Form. This form will facilitate the collection of information relevant to an institutional request for OHRP authorization of research involving prisoners; the information in the form will be entered into OHRP's prisoner research database, and will be used by OHRP to draft a response certification letter back to the institution. This is a new information collection request.</p> <p>The respondents for this collection are institutions or organizations operating Institutional Review Boards (IRBs) that have approved enrollment, or are planning to approve enrollment, of prisoners in human subjects research conducted or supported by HHS.</p> <p>COMMENTS DUE: May 20, 2020</p>
<p>NEH Implementing the Federal Civil Penalties Adjustment Act Improvements Act of 2015, 85 Federal Register 22025, April 21, 2020</p>	<p>INTERIM FINAL RULE: The National Endowment for the Humanities (NEH) is adjusting the civil monetary penalties it imposes for violations of NEH's New Restrictions on Lobbying regulation, pursuant to the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (the 2015 Act). The 2015 Act, which amended the Federal Civil Penalties Inflation Adjustment Act of 1990 (the Inflation Adjustment Act), requires such adjustments to improve the effectiveness of civil monetary penalties and to maintain their deterrent effect.</p> <p>EFFECTIVE DATE: April 21, 2020</p> <p>COMMENTS DUE: May 21, 2020</p>
<p>Notification of Enforcement Discretion for Telehealth Remote Communications During the COVID-19 Nationwide Public Health Emergency, 85 Federal Register 22024, April 21, 2020</p>	<p>NOTIFICATION OF ENFORCEMENT DISCRETION: This notification is to inform the public that the Department of Health and Human Services (HHS) is exercising its discretion in how it applies the Privacy, Security, and Breach Notification</p>

	<p>Rules under the Health Insurance Portability and Accountability Act of 1996 (HIPAA). As a matter of enforcement discretion, the HHS Office for Civil Rights (OCR) will not impose penalties for noncompliance with the regulatory requirements under the HIPAA rules against covered health care providers in connection with the good faith provision of telehealth during the COVID-19 nationwide public health emergency.</p> <p>EFFECTIVE DATE: March 17, 2020</p>
<p>Call Authentication Trust Anchor; Implementation of TRACED Act-Knowledge of Customers by Entities With Access to Numbering Resources, 85 Federal Register 22029, April 21, 2020</p>	<p>FINAL RULE: In this document, the Commission adopts a rule that mandates that all originating and terminating voice service providers implement the STIR/SHAKEN caller ID authentication framework in the internet Protocol (IP) portions of their networks by June 30, 2021. In establishing this requirement, the Report and Order both acts on the Commission's proposal to require voice service providers to implement the STIR/SHAKEN caller ID authentication framework if major voice service providers did not voluntarily do so by the end of 2019, and implements Congress's direction in the recently enacted Pallone-Thune Telephone Robocall Abuse Criminal Enforcement and Deterrence (TRACED) Act to mandate STIR/SHAKEN not later than 18 months after the date of enactment of that Act. This action builds on the Commission's aggressive and multi-pronged approach to ending illegal caller ID spoofing.</p> <p>EFFECTIVE DATE: May 21, 2020</p>
<p>Music Modernization Act Notices of License, Notices of Nonblanket Activity, Data Collection and Delivery Efforts, and Reports of Usage and Payment, 85 Federal Register 22518, April 22, 2020</p>	<p>PROPOSED RULEMAKING: The U.S. Copyright Office is issuing a notice of proposed rulemaking regarding information to be provided by digital music providers pursuant to the new compulsory blanket license to make and deliver digital phonorecords of musical works established by title I of the Orrin G. Hatch-Bob Goodlatte Music Modernization Act. The law establishes a new blanket license, to be administered by a mechanical licensing collective, and to become available on January 1, 2021. Having solicited public comments through a previous notification of inquiry, through this notice, the Office is proposing regulations concerning notices of license, data collection and delivery efforts, and reports of usage and payment by digital music providers. The Office is also proposing regulations concerning notices of nonblanket activity and reports of usage by significant nonblanket licensees, as well as language addressing data collection efforts by musical work copyright owners.</p> <p>COMMENTS DUE: May 22, 2020</p>
<p>Grants, Contracts, and Other Agreements: Fraud and Abuse; Information Blocking; Office of Inspector General's Civil Money Penalty Rules, 85 Federal Register 22979, April 24, 2020</p>	<p>PROPOSED RULE: This proposed rule would amend the civil money penalty (CMP or penalty) rules of the Department of Health and Human Services (HHS or Department) Office of Inspector General (OIG) to: Incorporate new authorities for CMPs, assessments, and exclusions related to HHS grants, contracts, other agreements; incorporate new CMP authorities for information blocking; and increase the maximum penalties for certain CMP violations.</p> <p>COMMENTS DUE: June 23, 2020</p>

<p>Unrelated Business Taxable Income Separately Computed for Each Trade or Business, 85 Federal Register 22979, April 24, 2020</p>	<p>PROPOSED RULE: This document contains proposed regulations that provide guidance on how an exempt organization subject to the unrelated business income tax described in section 511 of the Internal Revenue Code (Code) determines if it has more than one unrelated trade or business, and, if so, how the exempt organization calculates unrelated business taxable income. The proposed regulations also clarify that the definition of “unrelated trade or business” applies to individual retirement accounts. Additionally, the proposed regulations provide that inclusions of subpart F income and global intangible low-taxed income are treated in the same manner as dividends for purposes of section 512. The proposed regulations affect exempt organizations.</p> <p>COMMENTS DUE: June 23, 2020</p>
<p>Minimum Standards for Driver's Licenses and Identification Cards Acceptable by Federal Agencies for Official Purposes, 85 Federal Register 23205, April 27, 2020</p>	<p>FINAL RULE: This rule delays the date for card-based enforcement of the REAL ID regulations from October 1, 2020 until October 1, 2021. Beginning on that date, federal agencies may not accept a state-issued driver's license or identification card for official purposes from any individual unless such license or card is a REAL ID compliant driver's license or identification card issued by a state that DHS has determined is in full compliance as defined under this part. The regulations also permit federal agencies to accept for official purposes until September 30, 2020, certain non-compliant driver's licenses and identification cards. This rule extends that date, authorizing federal agencies to continue to accept non-compliant driver's licenses and identification cards until the new card-based enforcement deadline.</p> <p>EFFECTIVE DATE: April 27, 2020</p>
<p>Findings of Research Misconduct, 85 Federal Register 23834, April 29, 2020</p>	<p>REQUEST FOR INFORMATION: The Department of Health and Human Services (HHS), Office of Research Integrity (ORI) is seeking information and comments from entities and individuals regarding best practices for sequestering evidence during research misconduct proceedings under 42 CFR part 93. In particular, ORI is interested in learning about challenges and solutions in sequestering digital evidence, such as data stored in cloud environments and on personal electronic equipment or storage devices. ORI will use this information to prepare guidelines to support institutions carrying out research misconduct proceedings.</p> <p>COMMENTS DUE: Within 45 days of publication of this notice</p>
<p>Proposed Collection; 60-day Comment Request; Chimpanzee Research Use Form (Office of the Director), 85 Federal Register 23977, April 30, 2020</p>	<p>NOTICE: The purpose of this form is to obtain information needed by the NIH to assess whether the proposed research satisfies the agency's policy for permitting only noninvasive research involving chimpanzees. The NIH will consider the information submitted through this form prior to the agency making funding decisions or otherwise allowing the research to begin. Completion of this form is a mandatory step toward receiving NIH support or approval for noninvasive research involving chimpanzees.</p> <p>COMMENTS DUE: Within 60 days of publication of this notice</p>

Virginia Register – April 2020

[22VAC30-40. Protections of Participants in Human Research \(amending 22VAC30-40-10, 22VAC30-40-40 through 22VAC30-40-110, 22VAC30-40-130, 22VAC30-40-160\), Volume 36, Issue 17, Virginia Register of Regulations, April 13, 2020](#)

FINAL REGULATION: The amendments, which are necessary to comport with federal regulatory changes, (i) update the list of types of vulnerable human subjects; (ii) establish new requirements regarding the information that must be given to prospective research subjects as part of the informed consent process; (iii) allow the use of broad consent (i.e., seeking prospective consent to unspecified future research) from a subject for storage, maintenance, and secondary research use of identifiable private information, as an optional alternative that an investigator may choose instead of conducting the research on nonidentified information, having the department's human research review committee (HRRC) waive the requirement for informed consent, or obtaining consent for a specific study; (iv) clarify current exempt categories for research involving minors and establish new exempt categories of research based on a human subject's risk profile, under some of which exempt research would be required to undergo HRRC limited review to ensure that there are adequate privacy safeguards for identifiable private information; (v) create a requirement for institutions based in the United States that are engaged in cooperative research to use a single institutional review board for that portion of the research that takes place within the United States, with certain exceptions; (vi) remove the requirement to conduct continuing review of ongoing research for studies that undergo expedited review by the HRRC and for studies that have completed study interventions and are merely analyzing study data or involve only observational follow up in conjunction with standard clinical care; (vii) update the role of the commissioner with regard to terminating or suspending projects; and (viii) make other minor changes for clarity and accuracy.

EFFECTIVE DATE: May 14, 2020

[EXECUTIVE ORDER 51: Declaration of a State of Emergency Due to Novel Coronavirus \(COVID-19\), Volume 36, Issue 17, Virginia Register of Regulations, April 13, 2020](#)

EXECUTIVE ORDER: In order to marshal all public resources and appropriate preparedness, response, and recovery measures, I order the following actions:

A. Implementation by state agencies of the Commonwealth of Virginia Emergency Operations Plan, as amended, along with other appropriate state plans.

B. Activation of the Virginia Emergency Operations Center and the Virginia Emergency Support Team, as directed by the State Coordinator of Emergency Management, to coordinate the provision of assistance to state, local, and tribal governments and to facilitate emergency services assignments to other agencies.

C. Authorization for the heads of executive branch agencies, on behalf of their regulatory boards as appropriate, and with the concurrence of their Cabinet Secretary, to waive any state requirement or regulation, and enter into contracts without

	<p>regard to normal procedures or formalities, and without regard to application or permit fees or royalties. All waivers issued by agencies shall be posted on their websites.</p> <p>D. Activation of § 59.1-525 et seq. of the Code related to price gouging.</p> <p>E. Activation of the Virginia National Guard to State Active Duty.</p> <p>F. Authorization of a maximum of \$10,000,000 in state sum sufficient funds for state and local government mission assignments and state response and recovery operations authorized and coordinated through the Virginia Department of Emergency Management allowable by The Stafford Act, 42 USC § 5121 et seq. Included in this authorization is \$1,000,000 for the Department of Military Affairs, if it is called to State Active Duty.</p> <p>EFFECTIVE DATE: March 12 until June 10, 2020</p>
<p>Executive Order 55 – Temporary Stay at Home Order due to the Novel Coronavirus (COVID- 19), Volume 36, Issue 17, Virginia Register of Regulations, April 13, 2020</p>	<p>EXECUTIVE ORDER: 1. All individuals in Virginia shall remain at their place of residence, except as provided below by this Order and Executive Order 53. To the extent individuals use shared or outdoor spaces, whether on land or on water, they must at all times maintain social distancing of at least six feet from any other person, with the exception of family or household members or caretakers. Individuals may leave their residences for the purpose of:</p> <ul style="list-style-type: none"> a. Obtaining food, beverages, goods, or services as permitted in Executive Order 53; b. Seeking medical attention, essential social services, governmental services, assistance from law enforcement, or emergency services; c. Taking care of other individuals, animals, or visiting the home of a family member; d. Traveling required by court order or to facilitate child custody, visitation, or child care; e. Engaging in outdoor activity, including exercise, provided individuals comply with social distancing requirements; f. Traveling to and from one's residence, place of worship, or work; g. Traveling to and from an educational institution; h. Volunteering with organizations that provide charitable or social services; and

	<p>i. Leaving one's residence due to a reasonable fear for health or safety, at the direction of law enforcement, or at the direction of another government agency.</p> <p>2. All public and private in-person gatherings of more than ten individuals are prohibited. This includes parties, celebrations, religious, or other social events, whether they occur indoor or outdoor. This restriction does not apply:</p> <p>a. To the operation of businesses not required to close to the public under Executive Order 53; or</p> <p>b. To the gathering of family members living in the same residence.</p> <p>3. Institutions of higher education shall cease all in-person classes and instruction, and cancel all gatherings of more than ten individuals. For purposes of facilitating remote learning, performing critical research, or performing essential functions, institutions of higher education may continue to operate, provided that social distancing requirements are maintained.</p> <p>4. Effective April 1, 2020, at 11:59 p.m., cessation of all reservations for overnight stays of less than 14 nights at all privately-owned campgrounds, as defined in § 35.1-1 of the Code of Virginia.</p> <p>5. Closure of all public beaches as defined in § 10.1-705 of the Code of Virginia for all activity, except exercising and fishing. Social distancing requirements must be followed.</p> <p>6. All relevant state agencies shall continue to work with all housing partners to execute strategies to protect the health, safety, and well-being of Virginians experiencing homelessness during this pandemic and to assist Virginians in avoiding evictions or foreclosures.</p> <p>7. As provided in Executive Order 53, nothing in this Order shall limit: (a) the provision of health care or medical services; (b) access to essential services for low-income residents, such as food banks; (c) the operations of the media; (d) law enforcement agencies; or (e) the operation of government.</p> <p>Violation of paragraphs 2, 3, 4, and 5 of this Order shall be a Class 1 misdemeanor pursuant to § 44-146.17 of the Code of Virginia.</p> <p>EFFECTIVE DATES: April 1- June 10, 2020</p>
