

Federal Register – October 2020

[Income Tax Withholding on Certain Periodic Retirement and Annuity Payments Under Section 3405\(a\), 85 Federal Register 61813, October 1, 2020](#)

FINAL REGULATION: This document sets forth a final regulation that provides rules for Federal income tax withholding on certain periodic retirement and annuity payments to implement an amendment made by the Tax Cuts and Jobs Act. This regulation affects payors of certain periodic payments, plan administrators that are required to withhold on such payments, and payees who receive such payments.
EFFECTIVE DATE: October 1, 2020

[Definitions and Selection Criteria That Apply to Direct Grant Programs, 85 Federal Register 62609, October 5, 2020](#)

FINAL RULE: The Secretary is issuing this rule in order to update the versions of the What Works Clearinghouse Standards Handbook and What Works Clearinghouse Procedures Handbook incorporated by reference into the Department's applicable regulations.
EFFECTIVE DATE: October 5, 2020

[Rulemaking and Guidance Procedures, 85 Federal Register 62597, October 5, 2020](#)

INTERIM FINAL REGULATIONS: The Department of Education (Department) issues these interim final regulations to codify procedures relating to the issuance of rulemaking and guidance documents. These regulations implement an Executive order entitled "Promoting the Rule of Law Through Improved Agency Guidance Documents," issued on Oct. 9, 2019, whose central principles are transparency and the presumption that guidance documents only clarify existing legal obligations and may not become a vehicle for implementing new, binding requirements on stakeholders or the public. In addition, these, these regulations outline how the Department will develop rules and the circumstances under which it will do so.
EFFECTIVE DATE: November 4, 2020
COMMENTS DUE: November 4, 2020

[Agency Information Collection Activities: Requests for Comments; Clearance of a New Approval of Information Collection: Operational Waivers for Small Unmanned Aircraft Systems, 85 Federal Register 63160, October 6, 2020](#)

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 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 determine if the proposed UAS operation can be conducted safely.
COMMENTS DUE: November 5, 2020

<p>DOJ Processes and Procedures for Issuance and Use of Guidance Documents, 85 Federal Register 63200, October 7, 2020</p>	<p>INTERIM FINAL RULE: This rule sets forth the Department's processes and procedures governing the review, clearance, and issuance of guidance documents and codifies existing Department limitations on the use of Department guidance documents in criminal and civil enforcement actions brought by the Department.</p> <p>EFFECTIVE DATE: October 7, 2020</p>
<p>Agency Information Collection Activities; Comment Request; Student Assistance General Provision-Subpart I- Immigration Status Confirmation, 85 Federal Register 63543, October 8, 2020</p>	<p>NOTICE: This request is for approval of a revision of the reporting requirements currently in the Student Assistance General Provisions, 34 CFR 668, Subpart I. This subpart governs the Immigration-Status Confirmation, as authorized by section 484(g) of the Higher Education Act of 1965, as amended (HEA) (20 U.S.C. 1091). The regulations may be reviewed at 34 CFR 668, Subpart I. The regulations are necessary to determine eligibility to receive program benefits and to prevent fraud and abuse of program funds. This collection updates the usage by individuals and schools. While the regulations refer to a secondary confirmation process and completion of the paper G-845 form these processes are no longer in use. DHS/USCIS replaced the paper secondary confirmation method with a fully electronic process, SAVE system and the use of the Third Step Verification Process. In April 2018, Federal Student Aid transitioned from the DHS-USCIS paper Form G-845 (for third step verification) to an electronic process via DHS' SAVE system.</p> <p>COMMENTS DUE: December 7, 2020</p>
<p>IRS - Meals and Entertainment Expenses Under Section 274, 85 Federal Register 64026, October 9, 2020</p>	<p>FINAL RULE: This document contains final regulations that provide guidance under section 274 of the Internal Revenue Code (Code) regarding certain recent amendments made to that section. Specifically, the final regulations address the elimination of the deduction under section 274 for expenditures related to entertainment, amusement, or recreation activities, and provide guidance to determine whether an activity is of a type generally considered to be entertainment. The final regulations also address the limitation on the deduction of food and beverage expenses under section 274(k) and (n), including the applicability of the exceptions under section 274(e)(2), (3), (4), (7), (8), and (9). The final regulations affect taxpayers who pay or incur expenses for meals or entertainment.</p> <p>EFFECTIVE DATE: October 9, 2020</p>
<p>Exemptions Implemented Under the Telephone Consumer Protection Act of 1991, 85 Federal Register 64091, October 9, 2020</p>	<p>PROPOSED RULE: In this document, the Commission proposes measures to implement section 8 of the Pallone-Thune Telephone Robocall Abuse Criminal Enforcement and Deterrence Act (TRACED Act) and seeks comment on how to best implement it. As directed by the TRACED Act, the Commission seeks to ensure that any exemption the Commission has granted under the Telephone Consumer Protection Act (TCPA) for calls to residential lines or for calls to wireless numbers includes requirements with respect to the classes of parties that may make such calls; the classes of parties that may be called; and the number of such calls that may be made to a particular called party. The Commission also seeks comment on any conditions that are necessary to ensure</p>

	<p>that the existing exemptions for calls made to residential telephone lines satisfy section 8 of the TRACED Act and proposes to allow residential consumers to opt out of any calls made pursuant to an exemption.</p> <p>COMMENTS DUE: October 26, 2020</p>
<p>New Information Collection Being Reviewed by the Federal Communications Commission re: 3.7 GHz Service Licensees , 85 Federal Register 64461, October 13, 2020</p>	<p>NOTICE: The information that will be collected under this new information collection is designed to ensure that 3.7 GHz Service licensees operate in a manner that ensures incumbent C-band operations in the upper portion of the 3.7-4.2 GHz band and TT&C operations in the 3700-3980 MHz band are protected. By requiring 3.7 GHz Service licensees to provide a copy of any private agreement with 3.7 GHz earth station operators to prospective license assignees, transferees, or spectrum lessees, and to the Commission, the Commission ensures that such agreements continue to protect incumbent C-band operations in the event a 3.7 GHz service license is subsequently transferred to a new licensee. This collection promotes the safety of operations in the band and reduces the risk of harmful interference to incumbents. It also ensures that relevant stakeholders have access to coordination agreements between 3.7 GHz Service licensees and entities operating earth stations or TT&C operations.</p> <p>COMMENTS DUE: December 14, 2020</p>
<p>IRS - Dependent Defined, 85 Federal Register 64383, October 13, 2020</p>	<p>FINAL REGULATIONS: This document contains final regulations that clarify the definition of a “qualifying relative” for purposes of various provisions of the Internal Revenue Code (Code) for taxable years 2018 through 2025. These regulations generally affect taxpayers who claim Federal income tax benefits that require a taxpayer to have a qualifying relative.</p> <p>EFFECTIVE DATE: October 13, 2020</p>
<p>EPA Steam Electric Reconsideration Rule, 85 Federal Register 64650, October 13, 2020</p>	<p>FINAL RULE: The Environmental Protection Agency (EPA or the Agency) is finalizing a regulation to revise the technology-based effluent limitations guidelines and standards (ELGs) for the steam electric power generating point source category applicable to flue gas desulfurization (FGD) wastewater and bottom ash (BA) transport water. This final regulation is estimated to save approximately \$140 million annually in after tax compliance costs as a result of less costly FGD wastewater technologies that could be used with the modification of the Steam Electric Power Generating Effluent Guidelines 2015 rule (the 2015 rule) limitations; less costly BA transport water technologies made possible by the revision of the 2015 rule's zero discharge limitations; a two-year extension of compliance time frames for meeting FGD wastewater and BA transport water limitations, and additional subcategories for both FGD wastewater and BA transport water. Participation in the voluntary incentive program would contribute to the reduction in pollutant discharges by these steam electric power plants in FGD wastewater by approximately 26.7 million pounds per year.</p> <p>EFFECTIVE DATE: December 14, 2020</p>

<p>DOD, GSA, NASA Information Collection; Rights in Data and Copyrights, 85 Federal Register 65053, October 14, 2020</p>	<p>NOTICE: Contracts must contain terms that delineate the appropriate rights and obligations of the Government and the contractor regarding the use, reproduction and disclosure of data. This clearance covers the information that offerors and contractors must submit to comply with the following Federal Acquisition Regulation (FAR) requirements COMMENTS DUE: November 13, 2020</p>
<p>CARES Act 18004(a)(3) Budget and Expenditure Reporting, 85 Federal Register 65034, October 14, 2020</p>	<p>NOTICE: Section 18004(a)(3) of the CARES Act authorizes the Secretary to allocate funds for part B of Title VII of the HEA, for institutions of higher education that the Secretary determines have the greatest unmet needs related to coronavirus. This collection includes a budget and expenditure reporting form for institutions potentially eligible for funds under this section. COMMENTS DUE: November 13, 2020</p>
<p>Procedural Regulations Under Title VII, ADA, and GINA; Procedures-Age Discrimination in Employment Act, 85 Federal Register 65214, October 15, 2020</p>	<p>FINAL RULE: The Equal Employment Opportunity Commission is amending its procedural regulations to explicitly provide for digital transmissions of documents, to clarify the process for deferral to state and local agencies, to update no cause determination procedures, and to correct typographical and textual errors. EFFECTIVE DATE: November 16, 2020</p>
<p>FCC Schedule of Application Fees, 85 Federal Register 65214, October 15, 2020</p>	<p>PROPOSED RULE: In this document, the Federal Communications Commission seeks comment on new application fee rates. COMMENTS DUE: November 16, 2020</p>
<p>IRS Guidance on the Determination of the Section 4968 Excise Tax Applicable to Certain Colleges and Universities, 85 Federal Register 65526, October 15, 2020</p>	<p>FINAL REGULATIONS: This document contains final regulations for determining the excise tax applicable to the net investment income of certain <i>private</i> colleges and universities. The regulations affect certain private colleges and universities. EFFECTIVE DATE: October 14, 2020</p>
<p>OSHA Regulations Implementing the Privacy Act, 85 Federal Register 65221, October 15, 2020</p>	<p>FINAL RULE: The Occupational Safety and Health Review Commission (OSHRC) is amending its regulations implementing the Privacy Act of 1974. The amendments to the Privacy Act regulations, which were last revised in 2006, are intended to both modernize the regulations and make them simpler to understand. EFFECTIVE DATE: October 15, 2020</p>
<p>Notice of Proposed Information Collection Request: Evaluation of the Reopening Archives, Libraries, and Museums (REALM) Project, 85 Federal Register 65878, October 16, 2020</p>	<p>NOTICE: The Institute of Museum and Library Services (IMLS) is proposing an evaluation of the Reopening Archives, Libraries, and Museums (REALM) Project. The REALM Project convenes individuals from Institute of Museum and Library Services (IMLS), OCLC Inc. (OCLC), Battelle, and several key actors in the libraries, archives, and museums (LAM) field to bring their expertise and on-the-ground experience together to develop science-based information about how materials can be handled to mitigate COVID-19 exposure to staff and visitors of LAM institutions as COVID-19 restrictions begin lifting across the country. This project extends the guidance available from the Centers for Disease Control and Prevention (CDC) by providing information that is specifically relevant to LAM institutions. COMMENTS DUE: December 11, 2020</p>

<p>SBA Consolidation of Mentor-Protégé Programs and Other Government Contracting Amendments, 85 Federal Register 66146, October 16, 2020</p>	<p>FINAL RULE: In response to President Trump's government-wide regulatory reform initiative, the U.S. Small Business Administration (SBA) initiated a review of its regulations to determine which might be revised or eliminated. As a result, this rule merges the 8(a) Business Development (BD) Mentor-Protégé Program and the All Small Mentor-Protégé Program to eliminate confusion and remove unnecessary duplication of functions within SBA. This rule also eliminates the requirement that 8(a) Participants seeking to be awarded an 8(a) contract as a joint venture submit the joint venture agreement to SBA for review and approval prior to contract award, revises several 8(a) BD program regulations to reduce unnecessary or excessive burdens on 8(a) Participants, and clarifies other related regulatory provisions to eliminate confusion among small businesses and procuring activities. In addition, in response to public comment, the rule requires a business concern to recertify its size and/or socioeconomic status for all set-aside orders under unrestricted multiple award contracts, unless the contract authorized limited pools of concerns for which size and/or status was required.</p> <p>EFFECTIVE DATE: November 16, 2020</p>
<p>DOD Proposed Information Collection, 85 Federal Register 66313, October 19, 2020</p>	<p>NOTICE: The information collection requirement is necessary for DCSA to oversee the National Industrial Security Program (NISP) pursuant to Executive Order 12829. The National Industrial Security System (NISS) is the repository of records related to the maintenance of information pertaining to contractor facility security clearances (FCL) and contractor capabilities to protect classified information in its possession.</p> <p>COMMENTS DUE: December 18, 2020</p>
<p>Notice to Public of Website Location of Center for Devices and Radiological Health Fiscal Year 2021 Proposed Guidance Development, 85 Federal Register 66313, October 19, 2020</p>	<p>NOTICE: The Food and Drug Administration (FDA or the Agency) is announcing the website location where the Agency will post two lists of guidance documents that the Center for Devices and Radiological Health (CDRH or the Center) intends to publish in fiscal year (FY) 2021. In addition, FDA has established a docket where interested persons may comment on the priority of topics for guidance, provide comments and/or propose draft language for those topics, suggest topics for new or different guidance documents, comment on the applicability of guidance documents that have issued previously, and provide any other comments that could benefit the CDRH guidance program and its engagement with stakeholders. This feedback is critical to the CDRH guidance program to ensure that we meet stakeholder needs.</p> <p>COMMENTS DUE: December 18, 2020</p>
<p>Request for Information and Comments on Fostering Research Integrity and the Responsible Conduct of Research, 85 Federal Register 66341, October 19, 2020</p>	<p>REQUEST FOR INFORMATION: The Department of Health and Human Services (HHS), Office of Research Integrity (ORI) seeks information and comments from entities and individuals regarding activities that foster research integrity and promote the responsible conduct of research under 42 CFR part 93. In particular, ORI is interested in learning about best practices, challenges, and needs related to teaching the responsible conduct of research, promoting research integrity, and preventing research misconduct. ORI will use this information</p>

	<p>to support the goal of conducting outreach and developing educational resources that best support the Public Health Service (PHS) funded research community.</p> <p>COMMENTS DUE: Within 60 days of publication of this notice</p>
<p>DOD, GSA, NASA Information Collection; Presolicitation Notice and Response, 85 Federal Register 66565, October 20, 2020</p>	<p>NOTICE: In accordance with section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, and the Office of Management and Budget (OMB) regulations, DoD, GSA, and NASA invite the public to comment on a revision and renewal concerning presolicitation notice and response. DoD, GSA, and NASA invite comments on: Whether the proposed collection of information is necessary for the proper performance of the functions of Federal Government acquisitions, including whether the information will have practical utility; the accuracy of the estimate of the burden of the proposed information collection; ways to enhance the quality, utility, and clarity of the information to be collected; and ways to minimize the burden of the information collection on respondents, including the use of automated collection techniques or other forms of information technology. OMB has approved this information collection for use through January 31, 2021. DoD, GSA, and NASA propose that OMB extend its approval for use for three additional years beyond the current expiration date.</p> <p>COMMENTS DUE: December 21, 2020</p>
<p>New Information Collection: NASA STEM Better Together: For Stakeholder Success, 85 Federal Register 66587, October 20, 2020</p>	<p>NOTICE: This information is needed to register principal investigators for a conference is to bring together the Office of STEM Engagement's grantees using an interactive virtual platform. Attendees will have the opportunity to: (1) Learn more about priorities for the agency overall, its mission directors and the Office of STEM Engagement; (2) participate in sessions led by SMEs to increase their capacity to further NASA's mission and maximize their reach of students from all backgrounds. (3) Formally and informally collaborate and share best practices.</p> <p>COMMENTS DUE: December 21, 2020</p>
<p>Visas: Temporary Visitors for Business or Pleasure, 85 Federal Register 66878, October 21, 2020</p>	<p>NOTICE OF PROPOSED RULEMAKING: The Department of State ("Department") proposes to amend its regulation governing nonimmigrant visas for temporary visitors for business, the B-1 nonimmigrant visa classification, by removing two sentences defining the term "business" that are outdated due to changes in the INA since 1952, from when the two sentences originate. With removal of these sentences, the Department would no longer authorize issuance of B-1 visas for certain aliens classifiable as H-1B or H-3 nonimmigrants, commonly referred to as the "B-1 in lieu of H" policy, unless the alien independently qualifies for a B-1 visa for a reason other than the B-1 in lieu of H policy.</p> <p>COMMENTS DUE: December 21, 2020</p>
<p>60-Day Notice of Proposed Information Collection: Supplemental Questions for Visa Applicants, 85 Federal Register 67088, October 21, 2020</p>	<p>NOTICE OF REQUEST FOR PUBLIC COMMENT: The Department requests a revision on the collection of following information from a subset of visa applicants worldwide, in order to more rigorously evaluate applicants for terrorism, national security-related, or other visa ineligibilities:</p>

	<p>Travel history during the last fifteen years, including source of funding for travel; Address history during the last fifteen years; Employment history during the last fifteen years; All passport numbers and country of issuance held by the applicant; Names and dates of birth for all siblings; Start Printed Page 67089 Name and dates of birth for all children; and Names and dates of birth for all current and former spouses, or civil or domestic partners. While the Department previously required applicants completing the DS-5535 to provide their social media platforms and identifiers, also known as handles, used during the last five years, and phone numbers and email addresses used during the last five years, the form no longer includes those fields, which are now incorporated into the DS-156 Nonimmigrant Visa Application, DS-160 Online Nonimmigrant Visa Application. COMMENTS DUE: December 21, 2020</p>
<p>SSA Cost-of-Living Increase and Other Determinations for 2021, 85 Federal Register 67413, October 22, 2020</p>	<p>NOTICE: Under title II of the Social Security Act (Act), there will be a 1.3 percent cost-of-living increase in Social Security benefits effective December 2020. In addition, the national average wage index for 2019 is \$54,099.9. The cost-of-living increase and national average wage index affect other program parameters as well; see notice for details. EFFECTIVE DATE: December 2020</p>
<p>Request for Information; Race and Sex Stereotyping and Scapegoating, 85 Federal Register 67375, October 22, 2020</p>	<p>REQUEST FOR INFORMATION: The Office of Federal Contract Compliance Programs (OFCCP) at the Department of Labor seeks comments, information, and materials from the public relating to workplace trainings that involve race or sex stereotyping or scapegoating. OFCCP protects workers by ensuring that those doing business with the Federal government (known as Federal contractors and subcontractors) do not treat workers differently on the basis of race, sex, or other protected characteristics. Information provided in response to this request will assist OFCCP in that mission. Through this request for information, the Department invites the public to provide information or materials concerning any workplace trainings of Federal contractors that involve such stereotyping or scapegoating. Please note that training is not prohibited if it is designed to inform workers, or foster discussion, about pre-conceptions, opinions, or stereotypes that people—regardless of their race or sex—may have regarding people who are different, which could influence a worker's conduct or speech and be perceived by others as offensive. This request for information also provides hotline contact information (202-343-2008 and (FCCPComplaintHotline@dol.gov) that can be used to confidentially report to the Federal government the unlawful use of racist or sexist training materials. If a Federal contractor or subcontractor who voluntarily submits information or materials in response to this request for information is determined by OFCCP to have non-compliant materials, and the</p>

	<p>contractor or subcontractor refuses to correct the issue after compliance assistance is provided, OFCCP may take enforcement action against the contractor or subcontractor if OFCCP later receives the contractor or subcontractor's materials through a separate source, such as a neutrally scheduled audit, in connection with a complaint, or if submitted by an employee in response to this RFI.</p> <p>COMMENTS DUE: December 1, 2020</p>
<p>Agency Information Collection Activities; Submission to the Office of Management and Budget for Review and Approval; Comment Request; PLUS Adverse Credit Reconsideration Loan Counseling, 85 Federal Register 67724, October 26, 2020</p>	<p>NOTICE: Section 428B(a)(1)(A) of the Higher Education Act of 1965, as amended (HEA), provides that to be eligible to receive a Federal PLUS Loan under the Federal Family Education Loan (FFEL) Program, the applicant must not have an adverse credit history, as determined pursuant to regulations promulgated by the Secretary. The Department is requesting a revision to the information collection regarding the adverse credit history regulations in 34 CFR 685.200(b) and (c) and the burden these changes create for Federal PLUS loan borrowers, both parent and graduate/professional students.</p> <p>COMMENTS DUE: November 25, 2020</p>
<p>30-Day Notice of Proposed Information Collection: Certificate of Eligibility for Exchange Visitor Status (J-NONIMMIGRANT), 85 Federal Register 67810, October 26, 2020</p>	<p>NOTICE: 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, as amended (22 U.S.C. 2451, et seq.). The Form DS-2019 is the document that provides the information needed to identify an individual (and spouse and dependents, where applicable) seeking to enter the United States as an Exchange Visitor in J-Nonimmigrant status. Minor changes have been made to the wording in the 212(e) section entitled Signature of Responsible Officer or Alternate Responsible Officer. This change does not increase cost or burden.</p> <p>COMMENTS DUE: November 25, 2020</p>
<p>Agency Information Collection Activities; Submission for OMB Review; Comment Request; Apprenticeship Evidence-Building Portfolio Evaluation, 85 Federal Register 67778, October 26, 2020</p>	<p>NOTICE: The Chief Evaluation Office of the U.S. Department of Labor commissioned the high priority Apprenticeship Evidence-Building Portfolio evaluation contract to build the evidence on apprenticeship, including apprenticeship models, practices, and partnership strategies in high-growth occupations and industries. DOL's initiatives to expand access to apprenticeship opportunities support the Presidential Executive Order "Expanding Apprenticeships in America." The portfolio of initiatives includes the Scaling Apprenticeship Through Sector-Based Strategies grants, Closing the Skills Gap grants, Veterans Employment and Training Services Apprenticeship pilot, and other DOL investments. For additional substantive information about this ICR, see the related notice published in the Federal Register on December 19, 2019 (84 FR 69778).</p> <p>COMMENTS DUE: November 25, 2020</p>
<p>Proposed Extension of Information Collection Request Submitted for Public Comment; Comment Request for U.S. Income Tax Return Forms for Individual Taxpayers, 85 Federal Register 68956, October 30, 2020</p>	<p>NOTICE: There have been changes in regulatory guidance related to various forms approved under this approval package during the past year. There have been additions and removals of forms included in this approval package. It is anticipated that these changes will have an impact on the overall burden and</p>

	<p>cost estimates requested for this approval package, however these estimates were not finalized at the time of release of this notice.</p> <p>COMMENTS DUE: December 29, 2020</p>
<p>NRC Guidance: Instructions for Completing Nuclear Material Transaction Reports; Instructions for the Preparation and Distribution of Material Status Reports, 85 Federal Register 68722, October 30, 2020</p>	<p>NOTICE: The U.S. Nuclear Regulatory Commission (NRC) is issuing NUREG/BR-0006, Revision 9, "Instructions for Completing Nuclear Material Transaction Reports," and NUREG/BR-0007, Revision 8, "Instructions for the Preparation and Distribution of Material Status Reports." These NUREG brochures provide guidance for licensees submitting material transaction reports and material status reports to the Nuclear Materials Management and Safeguards System.</p> <p>EFFECTIVE DATE: August 31, 2020</p>
<p>Final NIH Policy for Data Management and Sharing and Supplemental Information, 85 Federal Register 68722, October 30, 2020</p>	<p>NOTICE: The National Institutes of Health (NIH) is issuing this final NIH Policy for Data Management and Sharing (DMS Policy) to promote the management and sharing of scientific data generated from NIH-funded or conducted research. This Policy establishes the requirements of submission of Data Management and Sharing Plans (hereinafter Plans) and compliance with NIH Institute, Center, or Office (ICO)-approved Plans. It also emphasizes the importance of good data management practices and establishes the expectation for maximizing the appropriate sharing of scientific data generated from NIH-funded or conducted research, with justified limitations or exceptions. This Policy applies to research funded or conducted by NIH that results in the generation of scientific data.</p> <p>EFFECTIVE DATE: January 25, 2023</p>

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<p>9VAC25-870. Virginia Stormwater Management Program (VSMP) Regulation (amending 9VAC25-870-10, 9VAC25-870-65, 9VAC25-870-112), Volume 37 Issue 5, October 26, 2020</p> <p>9VAC25-660. Virginia Water Protection General Permit for Impacts Less Than One-Half Acre (amending 9VAC25-660-50, 9VAC25-660-60, 9VAC25-660-100)</p> <p>9VAC25-210. Virginia Water Protection Permit Program Regulation (amending 9VAC25-210-10, 9VAC25-210-80, 9VAC25-210-230, 9VAC25-210-320)</p>	<p>FINAL REGULATION: The amendments conform the regulation to legislation adopted during the 2020 Session of the General Assembly. Chapter 313 requires the board to adopt regulations stipulating that the owner of property that is zoned for residential use and on which is located a privately owned stormwater management facility serving one or more residential properties record the long-term maintenance and inspection requirements for such facility with the deed for the owner's property. Chapter 667 directs the board to adopt regulations that provide for the (i) use of a proprietary best management practice only if another state, regional, or national certification program has verified and certified its nutrient or sediment removal effectiveness and (ii) evaluation and potential inclusion of emerging or innovative nonproprietary stormwater control technologies that may prove effective in reducing nonpoint source pollution. Chapters 1102 and 1103 establish that any publicly owned treatment works that is permitted under the Watershed General Virginia Pollutant Discharge Elimination System (VPDES) Permit and is constructing or expanding the treatment works, wastewater collection system, or other facility used for public wastewater utility operations may, as an alternative to acquiring and using certain perpetual nutrient credits pursuant to subsection B of §</p>
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	<p>62.1-44.19:21, permanently retire a portion of its wasteload allocation if (i) notice is given by such applicant to the Department of Environmental Quality, (ii) a ratio of 10 pounds of nitrogen allocation for each pound of phosphorous allocation retired is also permanently retired and applied toward the land-disturbing project, and (iii) the general permit registration list is modified to reflect the permanent retirement of the wasteload allocation, but, except for a water reclamation and reuse project at a treatment works, no more than 10 pounds per year of phosphorous allocation may be applied toward postconstruction phosphorus control requirement for a single project.</p> <p>EFFECTIVE DATE: November 25, 2020</p>
<p>9VAC25-880. General VPDES Permit for Discharges of Stormwater from Construction Activities (amending 9VAC25-880-50), Volume 37 Issue 5, October 26, 2020</p>	<p>FINAL REGULATION: The amendments clarify the process whereby any person that receives coverage under the General Virginia Pollutant Discharge Elimination System (VPDES) Permit for Discharges of Stormwater from Construction Activities that will be transporting fill from a project site for disposal off site as part of its land-disturbing activities discloses to the department as part of its registration statement (i) the source of the fill to be disposed of, (ii) the contents of the fill, and (iii) the off-site location of the disposal.</p> <p>EFFECTIVE DATE: November 25, 2020</p>