

# Federal Register – April 2021

[Agency Information Collection Activities; Comment Request; CRRSAA Supplemental Aid to Institutions of Higher Education Application, 86 Federal Register 17145, April 1, 2021](#)

**NOTICE:** Section 314(a)(3) of Coronavirus Response and Relief Supplemental Appropriations Act (CRRSAA) allocates funds for institutions of higher education that the Secretary determines have the greatest unmet needs related to the coronavirus. This collection includes (1) a certification and agreement and (2) a profile form that will be used by institutions applying for discretionary grant funding under this section. Additional Information: Emergency processing was requested for the Department to issue these awards in a timely manner. These awards are particularly needed by IHEs that have experienced the greatest economic and educational disruptions caused by 2019-nCoV in order to support their recovery. Given the short timeframe, ED is unable to consult with the public prior to issuing the forms. However, ED has ample experience designing other similar forms in a way that is clear and minimizes burden. We estimate that the application will require 3 hours per applicant to complete.

**COMMENTS DUE:** June 1, 2021

[FCC Modernizing the E-Rate Program for Schools and Libraries, 86 Federal Register 17079, April 1, 2021](#)

**FINAL RULE:** In this document, the Federal Communications Commission (Commission) announces that the Office of Management and Budget (OMB) has approved, for a period of three years, an information collection associated with the rules for the Universal Service Schools and Libraries program contained in the Commission's Modernizing the E-Rate Program for Schools and Libraries Report and Order (Category Two Order), FCC 19-117. This document is consistent with the Category Two Order, which stated that the Commission would publish a document in the Federal Register announcing the effective date of the new information collection requirements.

**EFFECTIVE DATE:** April 1, 2021

[Agency Information Collection Activities; Comment Request; Gaining Early Awareness and Readiness for Undergraduate Programs \(GEAR UP\) Match Waiver Request Form, 86 Federal Register 17373, April 2, 2021](#)

**NOTICE:** The Department is requesting approval of a brief form that will collect information needed to determine GEAR UP grantees' eligibility for a waiver of the match requirement, as permitted under Section 3518(b) of the Coronavirus Aid, Relief, and Economic Security (CARES) Act. The Department has estimated 30 minutes of burden per respondent to provide this information. Additional Information: Section 3518(b) of the CARES Act provides statutory authority for full match waivers. The proposed form will collect information needed to determine GEAR UP grantees' eligibility for a waiver of the match requirement. If this emergency collection is not approved, the Department will not be able to extend the match requirement flexibilities authorized by the CARES Act to GEAR UP grantees. Therefore, the Department is requesting approval no later than April 15, 2021 in order to implement this authority in a timely manner.

**COMMENTS DUE:** April 14, 2021

<p><a href="#">Request for Information on Data Sources and Methods for Determining Prevailing Wage Levels for the Temporary and Permanent Employment of Certain Immigrants and Non-Immigrants in the United States, 86 Federal Register 17343, April 2, 2021</a></p>	<p><b>PROPOSED RULE:</b> The Department of Labor (Department) invites interested parties to provide information on the sources of data and methodologies for determining prevailing wage levels covering employment opportunities that United States (U.S.) employers seek to fill with foreign workers on a permanent or temporary basis through certain employment-based immigrant visas or through H-1B, H-1B1, E-3 nonimmigrant visas. The information received in response to this RFI will inform and be considered by the Department as it reviews the final rule entitled Strengthening Wage Protections for the Temporary and Permanent Employment of Certain Aliens in the United States, published in the Federal Register on January 14, 2021, which may result in the development of a future notice of proposed rulemaking to revise the computation of prevailing wage levels in a manner that more effectively ensures the employment of certain immigrant and nonimmigrant workers does not adversely affect the wages of U.S. workers similarly employed.</p> <p><b>COMMENTS DUE:</b> June 1, 2021</p>
<p><a href="#">FCC Implementing the Privacy Act of 1974, 86 Federal Register 17575, April 5, 2021</a></p>	<p><b>PROPOSED RULE:</b> The FCC (Commission) seeks comment on revisions to the Commission's rules implementing the Privacy Act of 1974. To evolve with developments in the law and the directives from governmental bodies, the Commission proposes amendments to FCC rules to update and improve privacy rules.</p> <p><b>COMMENTS DUE:</b> June 4, 2021</p>
<p><a href="#">Rescission of Statement of Policy on Supervisory and Enforcement Practices Regarding Electronic Credit Card Disclosures in Light of the COVID-19 Pandemic, 86 Federal Register 17698, April 6, 2021</a></p>	<p><b>RECISSION FO STATEMENT OF POLICY:</b> The Bureau of Consumer Financial Protection (Bureau) is rescinding the Statement on Supervisory and Enforcement Practices Regarding Electronic Credit Card Disclosures in Light of the COVID-19 Pandemic.</p> <p><b>EFFECTIVE DATE:</b> April 1, 2021</p>
<p><a href="#">Advanced Methods To Target and Eliminate Unlawful Robocalls, 86 Federal Register 17726, April 6, 2021</a></p>	<p><b>FINAL RULE:</b> The FCC adopts rules to implement the TRACED Act and require voice service providers to better police their networks. Specifically, the Commission requires voice service providers to meet certain affirmative obligations and to better police their networks against illegal calls. Second, the Commission expands its existing call blocking safe harbor to cover network-based blocking of certain calls that are highly likely to be illegal. Third, the Commission adopts rules to provide greater transparency and ensure that both callers and consumers can better identify blocked calls and ensure those that are wanted are un-blocked, consistent with the TRACED Act. Finally, the Commission broadens its point-of-contact requirement to cover caller ID authentication concerns under the TRACED Act.</p> <p><b>EFFECTIVE DATE:</b> May 6, 2021</p>
<p><a href="#">HHS SF-428 Reinstatement of the Tangible Personal Property Report, 86 Federal Register 17845, April 6, 2021</a></p>	<p><b>REINSTATEMENT OF AN EXPIRED COLLECTION:</b> Reporting on the status of Federally-owned property, including disposition, is necessitated in 2 CFR part 215, the "Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations", and the "Uniform Administrative Requirements for Grants and Agreements with State and Local Governments",</p>

	<p>Additionally, Public Law 106-107, the Federal Financial Assistance Management Improvement Act requires that agencies "simplify Federal financial assistance application and reporting requirements." 31 U.S.C. 6101, Section 3. Agencies are currently using a variety of forms to account for both Federally-owned and grantee owned equipment and property. 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.</p> <p><b>COMMENTS DUE:</b> June 7, 2021</p>
<p><a href="#">NIH Proposed Collection; 60-Day Comment Request; PHS Applications and Pre-Award Reporting Requirements (OD), 86 Federal Register 18992, April 12, 2021</a></p>	<p><b>NOTICE:</b> This collection is being revised to omit the Inclusion Enrollment Report form, which is being converted to a Common form to include the Department of Defense (DoD). The Inclusion Enrollment Report is used for all applications involving NIH-defined clinical research. This form is used to report both planned and cumulative (or actual) enrollment, and describes the sex/gender, race, and ethnicity of the study participants. Starting in January 2022, NIH will require will applicants and recipients to provide their Unique Entity Identifier (UEI) instead of the Data Universal Number System (DUNS) number. Also, the application forms will be updated to align with the Grants.gov updated Country and State lists. NIH also anticipates adding an optional field to the end of our forms and applications to get a more accurate assessment of the time it takes our applicants to complete the various forms and applications.</p> <p><b>COMMENTS DUE:</b> Within 60 days of publication</p>
<p><a href="#">NIH Proposed Collection; 60-Day Comment Request; Post-Award Reporting Requirements Including Research Performance Progress Report Collection (OD), 86 Federal Register 18994, April 12, 2021</a></p>	<p><b>NOTICE:</b> This collection is being revised because starting in January 2022, NIH will require will applicants and recipients to provide their Unique Entity Identifier (UEI) instead of the Data Universal Number System (DUNS) number. Also, the application forms will be updated to align with the Grants.gov updated Country and State lists. NIH also anticipates adding an optional field to the end of our forms and applications to get a more accurate assessment of the time it takes our applicants to complete the various forms and applications. The RPPR is required to be used by all NIH, Food and Drug Administration, Centers for Disease Control and Prevention, and Agency for Healthcare Research and Quality (AHRQ) grantees. Interim progress reports are required to continue support of a PHS grant for each budget year within a competitive segment. The phased transition to the RPPR required the maintenance of dual reporting processes for a period of time. Continued use of the PHS Non-competing Continuation Progress Report (PHS 2590), exists for a small group of grantees.</p> <p><b>COMMENTS DUE:</b> Within 60 days of publication</p>

[Human Exposure to Radiofrequency Electromagnetic Fields and Reassessment of FCC Radiofrequency Exposure Limits and Policies, 86 Federal Register 20456, April 20, 2021](#)

**FINAL RULE:** On November 27, 2019, the Commission adopted the RF Second Report and Order, ET Docket 03-137, 13-84 and 19-226, FCC 19-126, which involves updates to [47 CFR part 1](#)—Actions that may have a significant environmental effect, for which Environmental Assessments (EA) must be prepared. The Second Report and Order included amendments to rule section 1.1307 requiring approval by OMB under the Paperwork Reduction Act. Revisions to the associated information collection effected by the amendments to rule section 1.1307 are reported herein. Accordingly, [47 CFR 1.1307](#) was amended to read as shown below. These rules will become effective on May 3, 2021. The Second Report and Order also provided a two-year period for existing licensees to ensure that they are in compliance with the new rules. The Commission confirmed that this period begins upon the effective date of the rules. It further stated that new facilities and operations (*e.g.*, broadcast facilities and wireless base stations) will be subject to compliance with the new rules upon the effective date of the rules. “New facilities” means facilities authorized on a site-specific basis on or after the effective date of the new rules or, for facilities deployed and operating under existing license authorization or rule part (such as a geographic area license or unlicensed or licensed by rule), facilities whose construction and operation is completed on or after that date. A facility will still be “new” for these purposes even if it is located on an existing, registered antenna structure. In addition, any facility or operation that is modified in a way that could affect RF exposure after the effective date of the rules also must comply with the new rules no later than the time at which it is modified.

**EFFECTIVE DATE:** May 3, 2021

[Agency Information Collection Activities: Student and Exchange Visitor Information System \(SEVIS\); Extension, With Change, of a Currently Approved Collection, 86 Federal Register 20704, April 21, 2021](#)

**NOTICE:** Primary Non-profit institutions and individuals or households. SEVIS is an internet-based data entry, collection, and reporting system. It collects information on SEVP-certified school 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) Students Status—For Academic and Language Students” and “Certificate of Eligibility for Nonimmigrant (M-1) Students Status—For Vocational Students”. Additionally, there is a revision to add a new data field for city of birth. This additional field allows SEVP to distinguish between applicants with the same name and country of birth. The additional field is not expected to increase the burden per response.

**COMMENTS DUE:** May 21, 2021

[Debt Collection Practices in Connection With the Global COVID-19 Pandemic \(Regulation F\), 86 Federal Register 21163, April 22, 2021](#)

**INTERIM FINAL RULE:** The Bureau of Consumer Financial Protection (Bureau) is issuing this interim final rule to amend Regulation F, which implements the Fair Debt Collection Practices Act (FDCPA) and currently contains the procedures for State application for exemption from the provisions of the FDCPA. The interim final rule addresses certain debt collector conduct associated with an eviction moratorium issued by the

	<p>Centers for Disease Control and Prevention (CDC) in response to the global COVID-19 pandemic. The interim final rule requires that debt collectors provide written notice to certain consumers of their protections under the CDC eviction moratorium and prohibit misrepresentations about consumers' ineligibility for protection under such moratorium.</p> <p><b>EFFECTIVE DATE:</b> May 3 2021  <b>COMMENTS DUE:</b> May 7, 2021</p>
<p><a href="#">Agency Information Collection Activities; Submission to the Office of Management and Budget (OMB) for Review and Approval; Comment Request; Data Collection Form for Reporting on Audits of States, Local Governments, Indian Tribes, Institutions of Higher Education, and Non-Profit Organizations, 86 Federal Register 21272, April 22, 2021</a></p>	<p><b>NOTICE OF INFORMATION COLLECTION:</b> The purpose of this notice is to allow for 60 days of public comment on the proposed extension of Form SF-SAC, prior to the submission of the information collection request (ICR) to OMB for approval. Non-Federal entities (states, local governments, Indian tribes, institutions of higher education, and nonprofit organizations) are required by the Single Audit Act Amendments of 1996 (<a href="#">31 U.S.C. 7501</a>, et. seq.) (Act) and <a href="#">2 CFR part 200</a>, “Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards,” (Uniform Guidance) to have audits conducted of their Federal awards and file the resulting reporting packages (Single Audit reports) and data collection forms (Form SF-SAC) with the Federal Audit Clearinghouse (FAC). Start Printed Page 21273The Form SF-SAC is Appendix X to <a href="#">2 CFR part 200</a>. The Office of Management and Budget (OMB) has designated the Census Bureau as the FAC to serve as the government-wide repository of record for Single Audit reports. The Single Audit process is a primary method Federal agencies and pass-through entities use to provide oversight for Federal awards and reduce risk of non-compliance and improper payments. This includes following up on audit findings and questioned costs. There are no proposed changes to Form SF-SAC.</p> <p><b>COMMENTS DUE:</b> June 21, 2021</p>
<p><a href="#">Employment Authorization for Syrian F-1 Nonimmigrant Students Experiencing Severe Economic Hardship as a Direct Result of Civil Unrest in Syria Since March 2011, 86 Federal Register 21333, April 22, 2021</a></p>	<p><b>NOTICE:</b> the Secretary of Homeland Security (Secretary) has suspended certain regulatory requirements for F-1 nonimmigrant students whose country of citizenship is Syria (regardless of country of birth) and who are experiencing severe economic hardship as a direct result of the civil unrest in Syria since March 2011. The Secretary is taking action to provide relief to Syrian citizens who are lawful F-1 nonimmigrant students so the students may request employment authorization, work an increased number of hours while school is in session, and reduce their course load while continuing to maintain F-1 nonimmigrant student status. DHS will deem an F-1 nonimmigrant student who receives employment authorization by means of this notice to be engaged in a “full course of study” for the duration of the employment authorization, if the nonimmigrant student satisfies the minimum course load requirement described in this notice.</p> <p><b>EFFECTIVE DATES:</b> April 22, 2021 – September 30, 2022</p>
<p><a href="#">Employment Authorization for Venezuelan F-1 Nonimmigrant Students Experiencing Severe Economic Hardship as a Direct Result of the Current Humanitarian Crisis in Venezuela, 86 Federal Register 21328, April 22, 2021</a></p>	<p><b>NOTICE:</b> the Secretary of Homeland Security (Secretary) has suspended certain regulatory requirements for F-1 nonimmigrant students whose country of citizenship is Venezuela (regardless of country of birth) and who are experiencing severe economic hardship as a direct result of the current humanitarian crisis in Venezuela. The Secretary is taking</p>

	<p>action to provide relief to Venezuelan citizens who are lawful F-1 nonimmigrant students so the students may request employment authorization, work an increased number of hours while school is in session, and reduce their course load while continuing to maintain F-1 nonimmigrant student status. DHS will deem an F-1 nonimmigrant student who receives employment authorization by means of this notice to be engaged in a “full course of study” for the duration of the employment authorization, if the nonimmigrant student satisfies the minimum course load requirement described in this notice.</p> <p><b>EFFECTIVE DATES:</b> April 22, 2021 – September 9, 2022</p>
<p><a href="#">FAA Requests for Comments; Clearance of a New Approval of Information Collection: Operation of Small Unmanned Aircraft Systems Over People, 86 Federal Register 22296, April 27, 2021</a></p>	<p><b>NOTICE:</b> The Federal Register Notice with a 60-day comment period soliciting comments on the following collection of information was published on January 26, 2021 (86 FR 7167). On January 15, 2021, the FAA published the final rule Operation of Small Unmanned Aircraft Systems over People (RIN 2120-AK85; Docket No. FAA-2018-1087). In that rule, the FAA is requiring that owners and operators of small UAS issued an airworthiness certificate under part 21 retain records of all maintenance performed on their aircraft and records documenting the status of life-limited parts, compliance with airworthiness directives, and inspection status of the aircraft. The records must be kept for the time specified in § 107.140, and they must be available to the FAA and law enforcement personnel upon request. The owner may keep these records electronically or on paper.</p> <p><b>COMMENTS DUE:</b> May 27, 2021</p>
<p><a href="#">IRS Qualified Transportation Fringe, Transportation and Commuting Expenses Under Section 274; Correction, 86 Federal Register 22345, April 28, 2021</a></p>	<p><b>AMENDMENT:</b> This document contains corrections to the final regulations (Treasury Decision 9939), that were published in the Federal Register on Wednesday, December 16, 2020. The final regulations provide guidance regarding the elimination of the deduction for expenses related to certain transportation and commuting benefits provided by employers to their employees. The final regulations affect taxpayers who pay or incur such expenses.</p> <p><b>EFFECTIVE DATE:</b> April 28, 2021</p>
<h2>Virginia Register – April 2021</h2>	
<p><a href="#">18VAC90-26. Regulations for Nurse Aide Education Programs (amending 18VAC90-26-10 through 18VAC90-26-70; adding 18VAC90-26-80, 18VAC90-26-90), Volume 37, Issue 17, April 12, 2021</a></p>	<p><b>FINAL:</b> The amendments clarify and update the regulation for approval of nurse aide education programs, including (i) requiring instructors to have minimum of 12 hours of coursework and to take a refresher course every three years, (ii) requiring nurse aide education programs to follow the board-</p>

	<p>approved curriculum with the addition of training in mental health and substance abuse, (iii) requiring programs to have at least 140 hours of instruction by May 12, 2023, (iv) prohibiting the primary instructors at schools from assuming other duties within the school while onsite to instruct students, (v) requiring the certificate of completion to include specific information, (vi) requiring that all clinical sites must be within 50 miles of the educational program or have board approval, and (vii) moving requirements for advanced nurse programs into 18VAC90-26. Changes to the proposed regulation add an exception to the restriction on instructors assuming other duties on a case-by-case basis and refine the educational requirements for geriatric care for certified nursing aides</p> <p><b>EFFECTIVE DATE:</b> May 12, 2021</p>
<p><a href="#">EXECUTIVE ORDER NUMBER SEVENTY-SEVEN (2021) - Virginia Leading by Example to Reduce Plastic Pollution and Solid Waste, Volume 37, Issue 17, April 12, 2021</a></p>	<p><b>EXECUTIVE ORDER:</b> Within 120 days from issuance of this Order, all executive branch state agencies, including state institutions of higher education, and their concessioners (Agency or Agencies) shall discontinue buying, selling, or distributing these specific items: disposable plastic bags, single-use plastic and polystyrene food service containers, plastic straws and cutlery, and single-use plastic water bottles that:</p> <ul style="list-style-type: none"> <li>• An Agency determines are not for medical, public health, or public safety use; or</li> <li>• An Agency determines, with the concurrence of the Director of the Department of Environmental Quality (Department), should be eliminated instead as part of a phase- out plan pursuant to this subsection B below and completed no later than December 31, 2022.</li> </ul> <p>Within 45 days from the issuance of this Order, the Director of the Department shall provide to state agencies a State Agency Plastic Pollution Reduction Plan template (Plan), including short- and long-term actions.</p> <p>Within 90 days from the issuance of this Order, the Department shall issue general guidance and recommendations to all Agencies regarding implementation of this Order and shall update these recommendations annually. In issuing and updating the general guidance and recommendations, the Department shall consult and coordinate with the Department of General Services, the Virginia Information Technologies Agency, the Virginia Department of Transportation, and those institutions of higher education that have autonomy in procurement granted under the Restructured Higher Education Financial and Administrative Operations Act (Code of Virginia § 23.1-1000, et seq.).</p> <p><b>EFFECTIVE DATE:</b> March 23, 2021</p>
<p><a href="#">12VAC5-421. Food Regulations (amending 12VAC5-421-10, 12VAC5-421-30, 12VAC5-421-40, 12VAC5-421-55, 12VAC5-421-60, 12VAC5-421-70, 12VAC5-421-80, 12VAC5-421-90, 12VAC5-421-100, 12VAC5-421-180, 12VAC5-421-190, 12VAC5-421-255, 12VAC5-421-260, 12VAC5-421-270, 12VAC5-421-295, 12VAC5-421-300, 12VAC5-421-310, 12VAC5-421-340, 12VAC5-421-350,</a></p>	<p><b>FAST-TRACK REGULATION:</b> The proposed changes to the Food Regulations revise the regulations to incorporate the 2017 FDA Food Code and the 2017 FDA Food Code Annex I, in part. The proposed changes also ensure that the regulations complement current Virginia law and provide minimal burdens on regulants while protecting public health. Substantive changes include (i) the removal, addition, and revision of definitions; (ii) language</p>

