

Federal Register – February 2021

[CDC Requirement for Persons To Wear Masks While on Conveyances and at Transportation Hubs, 86 Federal Register 8025, February 3, 2021](#)

NOTICE: The Centers for Disease Control and Prevention (CDC), a component of the U.S. Department of Health and Human Services (HHS), announces an Agency Order requiring persons to wear masks over the mouth and nose when traveling on any conveyance (e.g., airplanes, trains, subways, buses, taxis, ride-shares, ferries, ships, trolleys, and cable cars) into or within the United States. A person must also wear a mask on any conveyance departing from the United States until the conveyance reaches its foreign destination. Additionally, a person must wear a mask while at any transportation hub within the United States (e.g., airport, bus terminal, marina, train station, seaport or other port, subway station, or any other area that provides transportation within the United States). Furthermore, operators of conveyances and transportation hubs must use best efforts to ensure that persons wear masks as required by this Order.

EFFECTIVE DATE: February 1, 2021

[ED Adjustment of Civil Monetary Penalties for Inflation, 86 Federal Register 7974, February 3, 2021](#)

FINAL REGULATIONS: The Department of Education (Department) issues these final regulations to adjust the Department's civil monetary penalties (CMPs) for inflation. This adjustment is required by the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (2015 Act), which amended the Federal Civil Penalties Inflation Adjustment Act of 1990 (Inflation Adjustment Act). These final regulations provide the 2021 annual inflation adjustments being made to the penalty amounts (for IHE failure to meeting reporting and other requirements) in the Department's final regulations published in the Federal Register on January 14, 2020 (2020 final rule).

EFFECTIVE DATE: February 3, 2021

[SBA Paycheck Protection Program—Loan Forgiveness Requirements and Loan Review Procedures as Amended by Economic Aid Act \(Temporary Changes\), 86 Federal Register 8283, February 5, 2021](#)

INTERIM FINAL RULE: This interim final rule implements changes related to the forgiveness and review of loans made under the Paycheck Protection Program (PPP), which was originally established under the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) to provide economic relief to small businesses nationwide adversely impacted by the Coronavirus Disease 2019 (COVID-19). On December 27, 2020, the Economic Aid to Hard-Hit Small Businesses, Nonprofits, and Venues Act (Economic Aid Act) was enacted, extending the authority to make PPP loans through March 31, 2021, revising certain PPP requirements, and permitting second draw PPP loans. This interim final rule consolidates prior rules related to forgiveness and reviews of PPP loans and incorporates changes made by the Economic Aid Act, including with respect to forgiveness of second draw PPP loans.

EFFECTIVE DATE: February 3, 2021

[Modernizing the E-Rate Program for Schools and Libraries, 86 Federal Register 9025, February 11, 2021](#)

FINAL RULE: The Federal Communications Commission (Commission) amends E-Rate invoicing rules to enhance the efficient administration of the program while ensuring that

	<p>program participants have sufficient time to complete the invoice payment process.</p> <p>EFFECTIVE DATE: February 11, 2021</p>
<p>Wireline Competition Bureau Seeks Comment on Petitions for Emergency Relief To Allow the Use of E-Rate Funds To Support Remote Learning During the COVID-19 Pandemic, 86 Federal Register 9309, February 12, 2021</p>	<p>SOLICITATION OF COMMENTS: In this document, the Wireline Competition Bureau (the Bureau) seeks comment on petitions for emergency relief from parties asking the Federal Communications Commission (Commission) to permit the use of E-Rate program funds to support remote learning during this unprecedented public health emergency.</p> <p>COMMENTS DUE: February 16, 2021</p>
<p>Unrelated Business Taxable Income Separately Computed for Each Trade or Business; Correction, 86 Federal Register 9285, February 12, 2021</p>	<p>FINAL RULE: This document contains corrections to the final regulations (Treasury Decision 9933) that published in the Federal Register on Wednesday, December 2, 2020. The final regulations provide guidance on how an exempt organization subject to the unrelated business income tax determines if it has more than one unrelated trade or business, and, if so, how the exempt organization calculates unrelated business taxable income.</p> <p>EFFECTIVE DATE: February 12, 2021</p>
<p>Procedural Regulations of the Copyright Royalty Board Regarding Electronic Filing System (eCRB), 86 Federal Register 9462, February 16, 2021</p>	<p>FINAL RULE: The Copyright Royalty Judges are amending regulations governing the electronic filing of documents through the Copyright Royalty Board's electronic filing system (eCRB) to permit attorney designees with approved eCRB user accounts to file on behalf of attorneys.</p> <p>EFFECTIVE DATE: February 16, 2021</p>
<p>Guidance for Grants and Agreements – Correction, 86 Federal Register 10439, February 22, 2021</p>	<p>CORRECTION: The Office of Management and Budget (OMB) is correcting the final guidance that appeared in the Federal Register on August 13, 2020. That document incorrectly cited specific sections or laws and inadvertently omitted specific language from the revisions. This amendment fixes citations and references and clarifies specific language.</p> <p>EFFECTIVE DATE: February 22, 2021</p>
<p>Revocation of Executive Order 13901 (Expanding Apprenticeships in America), 86 Federal Register 11089, February 23, 2021</p>	<p>EXECUTIVE ORDER: Revocation of Executive Order 13801. The Director of the Office of Management and Budget and the heads of executive departments and agencies shall promptly consider taking steps to rescind any orders, rules, regulations, guidelines, or policies, or portions thereof, implementing or enforcing the Executive Order identified in section 1 of this order.</p>
<p>HHS Enforcement Discretion Regarding Online or Web-Based Scheduling Applications for the Scheduling of Individual Appointments for COVID-19 Vaccination During the COVID-19 Nationwide Public Health Emergency, 86 Federal Register 11139, February 24, 2021</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 Rules promulgated under the Health Insurance Portability and Accountability Act of 1996 and the Health Information Technology for Economic and Clinical Health (HITECH) Act (“HIPAA Rules”). As a matter of enforcement discretion, the HHS Office for Civil Rights (OCR) will not impose penalties for noncompliance with regulatory requirements under the HIPAA Rules against covered health care providers or their business associates in connection with the good faith use of online or web-based scheduling applications for the scheduling of</p>

	<p>individual appointments for COVID-19 vaccinations during the COVID-19 nationwide public health emergency.</p> <p>EFFECTIVE DATE: December 11, 2020</p>
<p>HHS New Agency Information Collection Request. 60-Day Public Comment Request, 86 Federal Register 11306, February 24, 2021</p>	<p>NOTICE: The Office of Minority Health (OMH) is seeking an approval by OMB on a new information collection, advancing the response to COVID-19 Learning Community Measure (hereafter COVID-19 Learning Community Measure). The purpose of this data collection is to gather quantitative and qualitative data from Learning Community members to monitor learning community performance in achieving process and outcome measures over the course of the one-year project. OMH will collect a set of process and outcome measures from program participants to assess the degree to which the learning community is effective in connecting subject matter experts and public health leaders, facilitating networking, and peer-to-peer information sharing of promising practices, programs, and/or policy.</p> <p>The clearance is needed to collect data to enable OMH to monitor and evaluate the COVID-19 Learning Community performance. The data will be used to report the impact of the COVID-19 Learning Community. The ability to monitor and evaluate performance in this manner, and to work towards continuous program improvement are basic functions that OMH must be able to accomplish in order to carry out goals for the COVID-19 Learning Community and to ensure the most effective and appropriate use of resources.</p> <p>COMMENTS DUE: April 26, 2021</p>
<p>Modernizing Recordation of Notices of Termination, 86 Federal Register 11634, February 26, 2021</p>	<p>FINAL RULE: The Copyright Office is amending certain regulations governing the recordation of notices of termination to improve efficiency in processing. This final rule adopts regulatory language set forth in the Office's June 2020 notice of proposed rulemaking and notification of inquiry with some modifications in response to public comments. The Office also addresses public comments submitted in response to the subjects of inquiry published in the notification of inquiry.</p> <p>EFFECTIVE DATE: March 29, 2021</p>
<p>Operation of Small Unmanned Aircraft Systems Over People; Delay of Effective Date; Correction, 86 Federal Register 11623, February 26, 2021</p>	<p>FINAL RULE: In accordance with the memorandum of January 20, 2021, from the Assistant to the President and Chief of Staff, titled "Regulatory Freeze Pending Review," the Agency delays the March 1, 2021 effective date of the final rule, Operation of Small Unmanned Aircraft Systems Over People, until March 16, 2021.</p> <p>EFFECTIVE DATE: March 16, 2021</p>

Virginia Register – February 2021

[18VAC110-20, Regulations Governing the Practice of Pharmacy, Virginia Register of Regulations, Volume 37, Issue 12 February 1, 2021](#)

NOTICE: Notice is hereby given in accordance with § 2.2-4007.01 of the Code of Virginia that the Board of Pharmacy intends to consider amending 18VAC110-20, Regulations Governing the Practice of Pharmacy. The purpose of the proposed action is to (i) establish the requirements for registration as a pharmacy technician trainee for a person enrolled in a training program and engaging in tasks that may be delegated to a technician, (ii) specify the certification examinations that are acceptable for registration as a pharmacy technician, (iii) set out the requirement for accreditation of training programs that will become effective on July 1, 2022, and (iv) modify other provisions as applicable to changes in the Code of Virginia pursuant to Chapters 102 and 237 of the 2020 Acts of Assembly.

COMMENTS DUE: March 3, 2021

[18VAC110-20, Regulations Governing the Practice of Pharmacy, and 18VAC110-21, Regulations Governing the Licensure of Pharmacists and Registration of Pharmacy Technicians, Virginia Register of Regulations, Volume 37, Issue 12 February 1, 2021](#)

NOTICE: The purpose of the proposed action is to establish (i) the list of drugs and devices that may be initiated by a pharmacist for a patient over 18 years of age and (ii) requirements for notification of a primary care provider, maintenance of patient records, and protection of patient privacy. The proposed action implements Chapter 731 of the 2020 Acts of Assembly.

COMMENTS DUE: March 3, 2021

[18VAC125-20, Regulations Governing the Practice of Psychology Virginia Register of Regulations, Volume 37, Issue 12, February 1, 2021](#)

NOTICE: The purpose of the proposed action is to implement Chapter 1162 of the 2020 Acts of Assembly, which mandates membership of the Commonwealth of Virginia in the Psychology Interjurisdictional Compact. The proposed amendments (i) add definitions consistent with the compact and (ii) revise the standards of practice and the grounds for disciplinary action to ensure that persons practicing with an E.Passport or temporary authorization to practice in Virginia through the compact are covered by the regulations.

COMMENTS DUE: March 3, 2021

[18VAC5-22. Board of Accountancy Regulations \(amending 18VAC5-22-20, 18VAC5-22-40, 18VAC5-22-50, 18VAC5-22-70, 18VAC5-22-90, 18VAC5-22-120, 18VAC5-22-170, 18VAC5-22-180; adding 18VAC5-22-91\), Virginia Register of Regulations, Volume 37, Issue 12, February 1, 2021](#)

FINAL REGULATION: As the result of a periodic review, the amendments require that certified public accountant (CPA) licensees notify the board within 30 days of (i) any administrative disciplinary action that the licensee is the subject of or party to before any court, agency of the state or federal government, branch of the United States armed forces, or before the American Institute of Certified Public Accountants, the Virginia Society of Certified Public Accountants, or their successors; (ii) any conviction concerning a felony or misdemeanor, regardless of whether sentence is imposed,

	<p>suspended, or executed; (iii) any guilty plea or plea of nolo contendere; (iv) any final judgment rendered against the holder in a civil court of law; or (v) any receipt of a peer review report or a Public Company Accounting Oversight Board firm inspection report containing criticisms of or identifying potential defects in the firm's quality control systems.</p> <p>EFFECTIVE DATE: March 3, 2021</p>
<p>18VAC90-19. Regulations Governing the Practice of Nursing (amending 18VAC90-19-30, 18VAC90-19-210), Virginia Register of Regulations, Volume 37, Issue 12, February 1, 2021</p>	<p>FINAL REGULATION: The amendments clarify that the Board of Nursing will accept for registration evidence of a clinical nurse specialist (CNS) certification that has been retired or is the core certification, provided the certification has been maintained and is current. Similarly, a retired or core certification that remains current qualifies a clinical nurse specialist to renew registration. The amendments also amend the requirements for renewal of a lapsed registration or reinstatement of a registration to be similar to the requirements for reinstatement of a registered nurse license. The action is in response to a petition for rulemaking.</p> <p>EFFECTIVE DATE: March 3, 2021</p>
<p>Availability of Forms, Virginia Register of Regulations, Volume 37, Issue 13, February 15, 2021</p>	<p>This issue of the VA Register of Regulations includes forms for, among others, the medical and social work professions</p>
<p>18VAC140-20. Regulations Governing the Practice of Social Work (amending 18VAC140-20-10, 18VAC140-20-150)</p> <p>18VAC90-19. Regulations Governing the Practice of Nursing (amending 18VAC90-19-10, 18VAC90-19-230)</p> <p>Virginia Register of Regulations, Volume 37, Issue 13, February 15, 2021</p>	<p>The purpose of this regulatory action is to specify in regulations the interpretation of the board that conversion therapy has the potential for significant harm if practiced with persons younger than 18 years of age. The amendments define the term, consistent with accepted usage within the profession and consistent with policy statements by state and national professional organizations. See individual entries for more details.</p>
<p>16VAC25-220 Standard for Infectious Disease Prevention of the SARS-CoV-2 Virus that Causes COVID-19 (Final), Virginia Register of Regulations, Volume 37, Issue 13, February 15, 2021</p>	<p>FINAL REGULATION: This action is taken pursuant to Executive Order 63, Order of Public Health Emergency Five, Requirement to Wear Face Covering While Inside Buildings. The Safety and Health Codes Board adopted the final standard to establish requirements for employers to control, prevent, and mitigate the spread of SARS-CoV-2, thereby protecting employees and the general public. SARS-CoV-2 is the virus that causes coronavirus disease 2019 (COVID-19). The final standard replaces the Emergency Temporary Standard (ETS) for Infectious Disease Prevention: SARS-COV-2 Virus That Causes COVID-19 (16VAC25-220) that was adopted by the board effective July 2020.</p> <p>EFFECTIVE DATE: January 27, 2021</p>