

Federal Register – July 2022

[Use of a Single Institutional Review Board for Cooperative Research Draft Guidance, 87 Federal Register 39534, July 1, 2022](#)

NOTICE: OHRP is announcing the availability of a draft guidance document for public comment titled “Use of a Single Institutional Review Board for Cooperative Research.” The document is intended primarily for institutions, institutional review boards (IRBs), investigators, institutional officials, and other human research protection staff. The draft guidance document applies to activities that are conducted or supported by HHS. It is intended primarily to help entities implement the requirement for use of a single IRB for cooperative research (subpart A of 45 CFR part 46.114).

COMMENTS DUE: August 30, 2022

[Trademarks USPTO.gov Account ID Verification Program, 87 Federal Register 41114, July 11, 2022](#)

NOTICE: On January 8, 2022, in anticipation of moving toward a mandatory identity (ID) verification process to further thwart fraud, the USPTO made ID verification available to USPTO.gov account holders on a voluntary basis. This allowed account holders to verify their identity in either paper or electronic form before ID verification became mandatory. On August 6, 2022, the USPTO will make it mandatory for existing and new account holders who occupy an appropriate user role to verify their identity as a condition for filing electronic trademark forms.

EFFECTIVE DATE: August 6, 2022

[Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance, 87 Federal Register 41390, July 12, 2022](#)

NOTICE OF PROPOSED RULEMAKING: The U.S. Department of Education (Department) proposes to amend the regulations implementing Title IX of the Education Amendments of 1972 (Title IX). The purpose of the proposed regulations is to better align the Title IX regulatory requirements with Title IX's nondiscrimination mandate, and to clarify the scope and application of Title IX and the obligation of all schools, including elementary schools, secondary schools, postsecondary institutions, and other recipients that receive Federal financial assistance from the Department (referred to below as recipients or schools) to provide an educational environment free from discrimination on the basis of sex, including through responding to incidents of sex discrimination. The Department recognizes that schools vary in size, student populations, and administrative structure. The proposed regulations would enable all schools to meet their obligations to comply fully with Title IX while providing them appropriate discretion and flexibility to account for these variations.

COMMENTS DUE: September 12, 2022

[Student Assistance General Provisions, Federal Perkins Loan Program, Federal Family Education Loan Program, and William D. Ford Federal Direct Loan Program, 87 Federal Register 41878, July 13, 2022](#)

NOTICE OF PROPOSED RULEMAKING: This NPRM proposes several significant improvements to existing programs authorized under the Higher Education Act of 1965 (HEA), 20 U.S.C. 1001, et seq., that grant discharges to borrowers who meet specific eligibility conditions. These proposed changes relate to discharges available to borrowers in the three major Federal student loan programs: Direct Loans, Federal Family Education Loan (FFEL), and Perkins Loans. The most significant

effects would be in the Direct Loan program, which has been the predominant source of all Federal student loans since 2010. In this program the Department makes loans directly to the borrower and then contracts with private companies known as student loan servicers to manage the borrower's repayment experience on behalf of the Department. Several of the components of these proposed regulations, such as interest capitalization, borrower defense to repayment, the ban on the use of mandatory pre-dispute arbitration, the prohibition on class action waivers, and the Public Service Loan Forgiveness program are only related to Direct Loans. Other provisions, such as closed school discharge, total and permanent disability discharges, and false certification discharges, would affect Direct Loans as well as loans previously issued under the FFEL Program and the Perkins Loan Program.[2] In the FFEL program, private lenders issue Federal student loans using their own funds, then receive both a Government guarantee against most of the losses in the case of default and quarterly Federal subsidies. In the Perkins program, institutions of higher education (institutions) issue Federal student loans using a combination of Federal and institutional funds. See Federal Register entry for more details.
COMMENTS DUE: August 12, 2022

[Agency Information Collection Activities; Submission to the Office of Management and Budget for Review and Approval; Comment Request; 2023-24 National Postsecondary Student Aid Study \(NPSAS:24\) Field Test- Institution Contacting and List Collection, 87 Federal Register 42164, July 14, 2022](#)

NOTICE: This request is to conduct the 2023-24 National Postsecondary Student Aid Study Institution Contacting and List Collection Field Test (NPSAS:24 FT). This study is being conducted by the National Center for Education Statistics (NCES), within the Institute of Education Sciences (IES), part of the U.S. Department of Education. This submission covers materials and procedures related to institution sampling, enrollment list collection, and matching to administrative data files as part of the NPSAS:24 FT data collection and includes details about the full-scale institution sampling and enrollment list data collection. NCES will submit a separate clearance package covering the student FT data collection, including the student record data abstraction and student surveys, in the summer of 2022. The materials and procedures for NPSAS:24 are based on those developed for previous institution-based data collections...The NPSAS:24 field test sample size will be 6,000 students, and the full-scale sample will include 137,000 nationally representative undergraduate and 25,000 nationally representative graduate students who will be asked to complete a survey and for whom we will collect student records and administrative data. If the full-scale budget allows, we will include state-representative sampling for the full-scale collection and provide the budget for a state-representative sampling plan in the 30-day full-scale package, planned for 2023. Also, if exercised, NPSAS:24 will serve as the base year for the 2024 cohort of the Baccalaureate and Beyond (B&B) Longitudinal Study and will include a nationally representative sample of students who will complete requirements for the bachelor's degree during the NPSAS year (i.e., completed at some point between July 1, 2022 and June 30, 2023 for the field test and July 1, 2023 to June 30, 2024 for the full-scale). Subsets of

	<p>questions in the student survey will focus on describing aspects of the experience of students in their last year of postsecondary education, including student debt and education experiences.</p> <p>COMMENTS DUE: August 15, 2022</p>
<p>Agency Information Collection Activities; Submission to the Office of Management and Budget for Review and Approval; Comment Request; Application for Approval To Participate in Federal Student Aid Programs, 87 Federal Register 42163, July 14, 2022</p>	<p>NOTICE: The Department of Education (the Department) developed the Application for Approval to Participate in the Federal Student Financial Aid Programs to comply with the statutory requirements of collecting necessary information under the HEA. An institution must use this Application to apply for approval to be determined to be eligible and if the institution wishes, to participate; to expand its eligibility; or to continue to participate in the Title IV programs. An institution must also use the Application to report certain required data as part of its recordkeeping requirements contained in the regulations under 34 CFR part 600 (Institutional Eligibility under the Higher Education Act of 1965, as amended). The Department uses the information reported on the Application in its determination of whether an institution meets the statutory and regulatory requirements. This request is for a revision of the current information collection. The Department is transitioning the current Application to an electronic webform housed within the FSA Partner Connect system (fsapartners.ed.gov).</p> <p>COMMENTS DUE: August 15, 2022</p>
<p>Amendment to the Definition of Unmanned Aircraft Accident, 87 Federal Register 42100, July 14, 2022</p>	<p>FINAL RULE: The National Transportation Safety Board (NTSB) is issuing a final rule, amending the definition of “Unmanned aircraft accident” by removing the weight-based requirement and replacing it with an airworthiness certificate requirement. The weight threshold is no longer an appropriate criterion because unmanned aircraft systems (UAS) under 300 lbs. are operating in high-risk environments, such as beyond line-of-sight and over populated areas. The amended definition will allow the NTSB to be notified of and quickly respond to UAS events with safety significance. Since the notice of proposed rulemaking (NPRM), the agency considered comments and as a result eliminated the “airworthiness approval,” while keeping “airworthiness certification.”</p> <p>EFFECTIVE DATE: August 15, 2022</p>
<p>NSF Federal Cyber Scholarship-for-Service Program (CyberCorps® SFS), 87 Federal Register 42431, July 15, 2022</p>	<p>PROPOSED RULE: The National Science Foundation (NSF), in consultation with the Secretary of Education, is proposing standards for how a CyberCorps® SFS scholarship would be repaid if a scholarship recipient fails to meet the program requirements, as well as the process to discharge the repayment obligation, in whole or in part, in certain circumstances.</p> <p>COMMENTS DUE: September 13, 2022</p>
<p>Adoption of Updated EDGAR Filer Manual, 87 Federal Register 42960, July 19, 2022</p>	<p>FINAL RULE: The Securities and Exchange Commission (“Commission”) is adopting amendments to Volume II of the Electronic Data Gathering, Analysis, and Retrieval system (“EDGAR”) Filer Manual (“Filer Manual”) and related rules and forms. The EDGAR system was upgraded on June 21, 2022. The Filer Manual contains information needed for filers to make submissions on EDGAR. Filers must comply with the applicable provisions of the Filer Manual in order to assure the timely acceptance and processing of filings made in electronic</p>

	<p>format.[1] Filers should consult the Filer Manual in conjunction with our rules governing mandated electronic filings when preparing documents for electronic submission.</p> <p>EFFECTIVE DATE: July 19, 2022</p>
<p>Prohibition on the Payment of Subminimum Wages Under 14(c) Certificates as a Qualification for Participation as a Nonprofit Agency Under the Javits Wagner O'Day Act, 87 Federal Register 43427, July 21, 2022</p>	<p>FINAL RULE: The Committee for Purchase From People Who Are Blind or Severely Disabled, operating as the U.S. AbilityOne Commission (“Commission”), is publishing a final rule implementing a new requirement that a nonprofit agency (NPA) seeking both initial and continuing qualification under the Javits Wagner O'Day Act (JWOD Act) to participate in the AbilityOne Program must certify that it will not use certificates authorized under section 14(c) of the Fair Labor Standards Act of 1938 (“14(c) certificates”) to pay employees on its AbilityOne contracts. Pursuant to the rule, individuals with significant disabilities and those who are blind employed by participating NPAs, and working on AbilityOne contracts, will earn at least the Federal minimum wage, the applicable local or state minimum wage if higher than the Federal minimum wage, or the applicable prevailing wage for contracts subject to the McNamara-O'Hara Service Contract Act, whichever is highest.</p> <p>EFFECTIVE DATE: October 19, 2022</p>
<p>Liberalizing the Deposit Requirements for Registering a Single Issue of a Serial Publication, 87 Federal Register 43744, July 22, 2022</p>	<p>FINAL RULE: The U.S. Copyright Office is amending the rules for registering a single issue of a serial publication, such as an individual issue of a magazine or journal. Under the current regulations, two copies of the best edition are generally needed to register this type of work, and must be in a physical format if the issue was published in that form. The amended rule will liberalize the deposit requirements by letting copyright owners submit one copy of such works instead of two. It also gives copyright owners the option of uploading a digital copy through the electronic registration system, even if the issue was published in a physical format. Alternatively, copyright owners may mail one copy to the Office in a physical format, although mailing a physical copy will delay the examination of the claim and result in a later effective date of registration.</p> <p>EFFECTIVE DATE: August 22, 2022</p>
<p>Agency Information Collection Activities: Requests for Comments; Clearance of a New Approval of Information Collection: Federal Aviation Administration Unmanned Aircraft Systems Support Center Case Management System, 87 Federal Register 44486, July 26, 2022</p>	<p>NOTICE: FAA invites public comments about our intention to request the Office of Management and Budget (OMB) approval for a new information collection. The Federal Aviation Administration (FAA) Unmanned Aircraft Systems (UAS) Support Center Case Management System (CMS) is being created to help streamline how stakeholders' questions are answered in a timely manner. Specifically, the Contact Customer Support form allows the public and other stakeholders to ask the FAA questions, as well as get the appropriate answer or information they need to operate their UAS or drone safely. The UAS Support Center has a publicly available form to submit inquiries. This form would be replacing the current web form to be used within the Salesforce solutions that allows UAS Integration Office additional technology to more efficient and streamline the UAS Support center business process. This form would allow the UAS Integration Office to collect the appropriate information about the stakeholder's name, preferred method of communications</p>

	<p>email address, phone number, zip code, type of flyer that would allow the Support Center Analysts to answer the customer's specific question more efficiently.</p> <p>COMMENTS DUE: August 25, 2022</p>
<p>Institutional Eligibility, Student Assistance General Provisions, and Federal Pell Grant Program, 87 Federal Register 45432, July 28, 2022</p>	<p>NOTICE OF PROPOSED RULEMAKING: The Secretary proposes to amend regulations for the Federal Pell Grant program, institutional eligibility, and student assistance general provisions. First, the Secretary proposes to establish regulations for Federal Pell Grants (Pell Grants or Pell) for Prison Education Programs (PEPs), to implement new statutory requirements to establish Pell Grant eligibility for a confined or incarcerated individual enrolled in a PEP. Second, the Secretary proposes to revise the Title IV Revenue and Non-Federal Education Assistance Funds regulations (referred to as “90/10” or the “90/10 Rule”) to implement the statutory change in the American Rescue Plan Act of 2021 (ARP). The Secretary further proposes to amend which non-Federal funds can be counted when determining compliance with the 90/10 rule to align allowable non-Federal revenue more closely with statutory intent. Finally, the Secretary proposes regulations to clarify the process for consideration of changes in ownership and control, to promote compliance with the Higher Education Act of 1965, as amended (HEA), and related regulations and reduce risk for students and taxpayers, as well as institutions contemplating or undergoing such a change.</p> <p>COMMENTS DUE: August 26, 2022</p>

Virginia Register – July 2022

<p>EXECUTIVE ORDER #17 (2022), Recognizing the Value of Recycling and Waste Reduction, Virginia Register of Regulations, Volume 38, Issue 24, July 18, 2022</p>	<p>State Agency Initiative to Encourage Recycling: It is the policy of the Commonwealth, and all executive branch state agencies, including state institutions of higher education, and their concessioners (Agency or Agencies) to increase awareness of the importance of recycling and better capture recyclable material, as well as encourage the use of post-consumer recycled (PCR) products and biodegradable materials.</p> <p>In accordance with the State Agency Recycling Initiative, employees of the Commonwealth should be notified of the recyclable material collection areas, including, but not limited to, newspapers, office papers, corrugated boxes, folding cartons, glass containers, plastic bottles, plastic containers, plastic film, and metal cans through clearly visible signage posted in recyclable material collection areas. The signage should include information regarding the value of waste diversion.</p> <p>It shall be the official responsibility of Agencies to work with the Department of General Services, or building property owners</p>
---	--

	<p>and local waste management companies and recycling facilities, as appropriate, to ensure access to recycling programs that accept all Agency collected materials.</p> <p>Making Virginia Home to New Clean Technologies: Will establish a task force to discuss ways to encourage new recycling related businesses to locate in Virginia; the Dept of Environmental Quality & the Dept of Commerce in conjunction with stakeholders, will produce a report outlining opportunities for attracting PCR product businesses.</p> <p>Stopping Food Waste: The Department of Environmental Quality in conjunction with the Department of Agriculture and Consumer Services shall work in partnership with large-scale suppliers of food such as food manufacturers, grocery retailers, sports arenas, schools, hotels and banquet facilities to identify appropriate strategies to reduce food waste in their respective sectors by encouraging donations to needy individuals, food for animals or for composting purposes.</p> <p>EFFECTIVE DATE: April 7, 2022</p>
<p>EXECUTIVE ORDER #18, Designation of Executive Branch Officers and Employees Required to File Financial Disclosure Statements, Virginia Register of Regulations, Volume 38, Issue 24, July 18, 2022</p>	<p>In furtherance of the purposes of the State and Local Government Conflict of Interests Act, Section 2.2-3100 et seq. of the Code of Virginia (hereinafter, "the Act"), and by virtue of the authority vested in me as Governor under Article V of the Constitution of Virginia and under the laws of the Commonwealth, I hereby delegate to the Secretary of the Commonwealth the power and duty to implement the Act with respect to Executive Branch agencies, institutions, boards, commissions, councils, and authorities through the following policies and procedures:</p> <ol style="list-style-type: none"> 1. Each of the Governor's Secretaries and the head of each agency, institution, board, commission, council, and authority within the Executive Branch shall submit to the Office of the Secretary of the Commonwealth on or before October 1, 2022, a report identifying by name and job title the positions that are required to file a Statement of Economic Interests. 2. From the reports submitted, the Secretary of the Commonwealth shall maintain a comprehensive list of officers and employees, including their position titles, who shall be designated to file the statement of economic interests. The Secretary of the Commonwealth may add or delete positions on the list. 3. The head of each agency, institution, board, commission, council, and authority within the Executive Branch shall be responsible for ensuring that designated officers and employees file their statements of economic interests <p>EFFECTIVE DATE: June 30 2022 – June 30, 2026</p>
<p>Executive Order #19, Development and Review of State Agency Regulations, Virginia Register of Regulations, Volume 38, Issue 24, July 18, 2022</p>	<p>In order to provide a consistent regulatory approach and review across the entire government, I am creating an Office of Regulatory Management within the Office of the Governor. This</p>

	<p>new Office will work to ensure that all regulations are reviewed for their impact on local governments, and regulated community and most importantly the private citizens of our Commonwealth. The Office will work to help streamline the regulatory process and provide important institutional controls. An important function of the Office will be to work with each regulatory agency to review all existing regulations, which is required once every four years but has not been consistently or uniformly achieved, to reduce the overall regulatory burden on the public. As Governor of Virginia, I hereby instruct and delegate:</p> <ol style="list-style-type: none">1. The Office of Regulatory Management should establish its own policies and procedures for regulatory review consistent with the laws of Virginia and as approved by the Chief of Staff and Governor by July 30th 2022.2. These policies and procedures from the ORM should include:<ol style="list-style-type: none">a. The oversight and implementation of a 25% reduction in regulatory requirement;b. The oversight and implementation of the streamlining of the regulatory/permitting approval processes of all agencies to achieve a substantial shortening of the time required for an approval [or rejection]; andc. The increased transparency of all state executive branch regulations by requiring the posting on Townhall.Virginia.Gov of all regulatory stages and an enhanced regulatory package including benefit-cost analysis and other impact analysis.3. All executive branch agencies shall prepare a unified regulatory plan by July 1st of each year that lists all anticipated rulemaking activities during the subsequent state fiscal year. <p>EFFECTIVE DATE: July 1, 2022 (amends Executive Order 14 to require a 25% reduction in regulatory requirements instead of a reduction in regulations.</p>