

# Rules and Regulations

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This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

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## GULF COAST ECOSYSTEM RESTORATION COUNCIL

### 2 CFR Part 5900

[Docket Number: 112102020–1111–02]

#### Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards

**AGENCY:** Gulf Coast Ecosystem Restoration Council.

**ACTION:** Final rule.

**SUMMARY:** The Gulf Coast Ecosystem Restoration Council (Council) publishes this rule to amend the Council's regulation on the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, to align with the Office of Management and Budget's (OMB) recent amendments to its regulations on Grants and Agreements.

**DATES:** This rule is effective February 8, 2021.

**FOR FURTHER INFORMATION CONTACT:** Kristin Smith at 504–444–3558 or [Kristin.smith@restorethegulf.gov](mailto:Kristin.smith@restorethegulf.gov).

**SUPPLEMENTARY INFORMATION:** On December 19, 2014, OMB issued an interim final rule that implemented for all Federal award-making agencies the final guidance on Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (Uniform Guidance). In that interim final rule, Federal awarding agencies, including the Council, joined together to implement the Uniform Guidance in their respective chapters of title 2 of the CFR, and, where approved by the Office of OMB, implemented any exceptions to the Uniform Guidance by including the relevant language in their regulations. The intent of this effort was to simultaneously reduce administrative burden and the risk of waste, fraud, and abuse while delivering better performance. Implementation of the Uniform Guidance became effective on December 26, 2014 (79 FR 75867,

December 19, 2014) and must be reviewed every five years in accordance with 2 CFR 200.109.

OMB has revised sections of OMB Guidance for Grants and Agreements, effective November 12, 2020, except for the amendments to §§ 200.216 and 200.340, which were effective on August 13, 2020. (85 FR 49506, August 13, 2020). The Council publishes this final rule to adopt those revisions, without exception.

#### Classification

##### *Paperwork Reduction Act*

This rule contains no collections of information subject to the requirements of the Paperwork Reduction Act (44 U.S.C. 3506). Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the Paperwork Reduction Act unless that collection displays a currently valid OMB Control Number.

##### *Regulatory Flexibility Act*

Because notice and opportunity for comment are not required pursuant to 5 U.S.C. 553 or any other law, the analytical requirements of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are inapplicable. Therefore, a regulatory flexibility analysis is not required and has not been prepared.

#### List of Subjects in 2 CFR Part 5900

Accounting, Administrative practice and procedure, Grant programs, Grants administration.

For the reasons set forth above, Part 5900 of Title 2, Chapter LIX of the Code of Federal Regulations is amended to read as follows:

#### **PART 5900—UNIFORM ADMINISTRATIVE REQUIREMENTS, COST PRINCIPLES, AND AUDIT REQUIREMENTS FOR FEDERAL AWARDS**

■ 1. The authority citation for 2 CFR part 5900 is revised to read as follows:

**Authority:** 5 U.S.C. 301; 33 U.S.C. 1321(t)(2); 2 CFR part 200.

■ 2. Revise § 5900.101 to read as follows:

##### **§ 5900.101 Adoption of 2 CFR Part 200**

Under the above authority, the Gulf Coast Ecosystem Restoration Council

(Council) adopts the Office of Management and Budget (OMB) Guidance in 2 CFR part 200, as revised in part effective August 13, 2020 and in part effective November 12, 2020. This gives regulatory effect to the revised OMB guidance and supplements the guidance as needed for the Council.

**Keala Hughes,**

*Director of External Affairs & Tribal Relations, Gulf Coast Ecosystem Restoration Council.*

[FR Doc. 2020–27613 Filed 1–7–21; 8:45 am]

**BILLING CODE 6560–58–P**

## DEPARTMENT OF ENERGY

### 10 CFR Part 430

[EERE–2020–BT–TP–0002]

RIN 1904–AE85

#### Energy Conservation Program: Definition of Showerhead; Correction

**AGENCY:** Office of Energy Efficiency and Renewable Energy, Department of Energy.

**ACTION:** Final rule; correction.

**SUMMARY:** On December 16, 2020, the U.S. Department of Energy (DOE) published a final rule amending the definition of showerhead. This correction republishes an amendment from the final rule that could not be incorporated into the Code of Federal Regulations (CFR) due to an inaccurate amendatory instruction. Neither the errors nor the corrections in this document affect the substance of the rulemaking or any of the conclusions reached in support of this final rule.

**DATES:** *Effective Date:* January 15, 2021.

**FOR FURTHER INFORMATION CONTACT:** Ms. Amelia Whiting, U.S. Department of Energy, Office of the General Counsel, GC–33, 1000 Independence Avenue SW, Washington, DC 20585. Telephone: (202) 586–2588. Email: [Amelia.Whiting@hq.doe.gov](mailto:Amelia.Whiting@hq.doe.gov).

#### **SUPPLEMENTARY INFORMATION:**

DOE published a final rule in the **Federal Register** on December 16, 2020 (the “December 2020 final rule”), amending the definition of showerhead. 85 FR 81341. This document corrects the regulatory text instruction for 10 CFR 430.3.

In FR Doc. 2020–27280, appearing on page 81341, in the **Federal Register** of

Wednesday, December 16, 2020, the following correction is made:

### § 430.3 [Corrected]

On page 81359, in the third column, amendatory instruction 3.c., “Redesignating paragraphs (q) through (u) and paragraphs (r) through (v); and” is corrected to read “Redesignating paragraphs (q) through (u) as paragraphs (r) through (v); and”.

#### Signing Authority

This document of the Department of Energy was signed on December 22, 2020, by Daniel R Simmons, Assistant Secretary for Energy Efficiency and Renewable Energy, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE **Federal Register** Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.

Signed in Washington, DC, on December 22, 2020.

**Treena V. Garrett,**

*Federal Register Liaison Officer, U.S. Department of Energy.*

[FR Doc. 2020-28761 Filed 1-7-21; 8:45 am]

BILLING CODE 6450-01-P

## DEPARTMENT OF THE TREASURY

### Office of the Comptroller of the Currency

#### 12 CFR Part 5

[Docket No. OCC-2019-0024]

RIN 1557-AE71

#### Licensing Amendments: Technical Correction

**AGENCY:** Office of the Comptroller of the Currency, Treasury (OCC).

**ACTION:** Final rule; correction.

**SUMMARY:** On December 11, 2020, the Office of the Comptroller of the Currency (OCC) published in the **Federal Register** a final rule that revises its regulations relating to policies and procedures for corporate activities and transactions involving national banks and Federal savings associations to update and clarify the policies and procedures, eliminate unnecessary

requirements consistent with safety and soundness, and make other technical and conforming changes. This correcting amendment supplements the Effective Date discussion in the **SUPPLEMENTARY INFORMATION** section of the final rule as it appeared in the **Federal Register**. It also makes three technical changes to the regulatory text of the final rule that appeared in the **Federal Register** to correct typographical errors.

**DATES:** This correction is effective January 11, 2021.

**FOR FURTHER INFORMATION CONTACT:** Heidi M. Thomas, Special Counsel, Chief Counsel’s Office, (202) 649-5490, Office of the Comptroller of the Currency, 400 7th Street SW, Washington, DC 20219.

#### SUPPLEMENTARY INFORMATION:

##### I. Background and Description of Correcting Amendment

On December 11, 2020, the OCC published in the **Federal Register** a final rule that revises its regulations relating to policies and procedures for corporate activities and transactions involving national banks and Federal savings associations to update and clarify the policies and procedures, eliminate unnecessary requirements consistent with safety and soundness, and make other technical and conforming changes.<sup>1</sup> This correcting amendment adds a paragraph to the Effective Date discussion in the **SUPPLEMENTARY INFORMATION** section of the final rule that was inadvertently omitted. This paragraph describes the OCC’s good cause determination that the quarterly effective date requirement of section 302(b) of the Riegle Community Development and Regulatory Improvement Act of 1994 (RCDRIA) (12 U.S.C. 4802(b)) does not apply to the final rule. This correcting amendment also makes three technical changes to the regulatory text of the final rule. First, it adds a missing comma to the cross reference to 12 U.S.C. 215(b), (e), and (f) in paragraph (g)(2)(iv) of § 5.33, Business combinations involving a national bank or Federal savings association. Second, it corrects the paragraph designations in paragraph (g) of § 5.58, Pass-through investments by a Federal savings association. Third, it removes the superfluous word “to” in redesignated paragraph (g)(1) of § 5.58. These last three changes correct typographical errors and do not substantively change the meaning of these provisions.

<sup>1</sup> 85 FR 80404.

## II. Administrative Law Matters

### A. Administrative Procedure Act

The OCC is issuing this correcting amendment without prior notice and the opportunity for public comment ordinarily prescribed by the Administrative Procedure Act (APA).<sup>2</sup> Pursuant to section 553(b)(B) of the APA, general notice and the opportunity for public comment are not required with respect to a rulemaking when an agency for good cause finds (and incorporates the finding and a brief statement of reasons therefor in the rules issued) that notice and public procedure thereon are impracticable, unnecessary, or contrary to the public interest.<sup>3</sup> The OCC finds that public notice and comment are unnecessary because this correcting amendment makes technical changes to correct typographical errors in the final rule. Therefore, the OCC believes it has good cause to dispense with the APA prior notice and public comment process.

The OCC also is issuing this correcting amendment without the delayed effective date ordinarily prescribed by the APA. The APA requires a 30-day delayed effective date, except for: (1) Substantive rules which grant or recognize an exemption or relieve a restriction; (2) interpretative rules and statements of policy; or (3) as otherwise provided by the agency for good cause.<sup>4</sup> Because this correcting amendment makes technical changes to correct typographical errors in the final rule, the OCC believes it has good cause to issue this correcting amendment without a delayed effective date.

### B. Riegle Community Development and Regulatory Improvement Act

Pursuant to section 302(a) of the Riegle Community Development and Regulatory Improvement Act (RCDRIA),<sup>5</sup> in determining the effective date and administrative compliance requirements for new regulations that impose additional reporting, disclosure, or other requirements on insured depository institutions, each Federal banking agency must consider, consistent with the principle of safety and soundness and the public interest, any administrative burdens that such regulations would place on depository institutions, including small depository institutions, and customers of depository institutions, as well as the benefits of such regulations. Because the changes made by this technical

<sup>2</sup> 5 U.S.C. 553.

<sup>3</sup> 5 U.S.C. 553(b)(3)(A).

<sup>4</sup> 5 U.S.C. 553(d).

<sup>5</sup> 12 U.S.C. 4802(a).