

action is not a “rule,” it is not subject to the requirements of the RFA when issuing this temporary action.

In accordance with the principles of Executive Orders (E.O.) 12866 and 13563, this action is not a significant regulatory action. E.O. 12866 directs agencies to assess all costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health, and safety effects; distributive impacts; and equity). E.O. 13563 is supplemental to and reaffirms the principles, structures, and definitions governing regulatory review as established in E.O. 12866. Because this is not a rulemaking action, this is not a significant regulatory action as defined in Section 3(f) of E.O. 12866. In addition, DEA

scheduling actions are not subject to either E.O. 14192, Unleashing Prosperity Through Deregulation, or E.O. 14294, Fighting Overcriminalization in Federal Regulations.

This action will not have substantial direct effects on the states, on the relationship between the national government and the states, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with E.O. 13132, it is determined that this action does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

List of Subjects in 21 CFR Part 1308

Administrative practice and procedure, Drug traffic control,

Reporting and recordkeeping requirements.

For the reasons set out above, DEA proposes to amend 21 CFR part 1308 as follows:

PART 1308—SCHEDULES OF CONTROLLED SUBSTANCES

- 1. The authority citation for part 1308 continues to read as follows:

Authority: 21 U.S.C. 811, 812, 871(b), 956(b), unless otherwise noted.

- 2. In § 1308.11: Add paragraph (h)(77) to read as follows:

§ 1308.11 Schedule I

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(h) * * *

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7284

(86) 2-Fluorodeschloroketamine, its salts, isomers, and salts of isomers (other name: 2-(2-fluorophenyl)-2-(methylamino)cyclohexan-1-one; also known as 2-FDCK)

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SUPPLEMENTARY INFORMATION:

Background

On January 10, 2025, the Department published in the **Federal Register** a NPRM proposing to amend the R-S regulations at 34 CFR part 395. The comment period closed on March 11, 2025. The Department received a total of 67 public comments in response to the NPRM. Fifty-three of the total comments were submitted as part of a letter-writing campaign using three different form letters. These comments raised similar issues and were submitted by The Elected Committees of Blind Vendors and other blind vendors. In addition, the Department received comments from four State licensing agencies, two stakeholder groups, one organization, and seven other individual comments. Many of the comments were in support of the changes to the definitions and adding the definition of “articles”; however, the majority of comments also expressed concern with the removal of the word “services” within the definition of “vending machine.” Commenters stated that “services” should remain as part of the definition of “vending machine.”

Signing Authority

This document of the Drug Enforcement Administration was signed on January 13, 2026, by Administrator Terrance C. Cole. That document with the original signature and date is maintained by DEA. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DEA Federal Register Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of DEA. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.

Heather Achbach,
Federal Register Liaison Officer, Drug Enforcement Administration.

[FR Doc. 2026-00954 Filed 1-16-26; 8:45 am]

BILLING CODE 4410-09-P

DEPARTMENT OF EDUCATION

34 CFR Part 395

[Docket ID ED-2024-OSERS-0008]

RIN 1820-AB83

Amendments to Definitions and Related Provisions Under the Randolph-Sheppard Vending Facility Program; Withdrawal

AGENCY: Office of Special Education and Rehabilitative Services, Department of Education.

ACTION: Notice of proposed rulemaking; withdrawal.

SUMMARY: The Secretary is withdrawing a notice of proposed rulemaking (NPRM), which proposed to amend certain definitions in, and a new definition to, the Randolph-Sheppard Act (R-S Act) regulations. Specifically, the proposed regulations added a definition of “articles,” modified the definitions of “vending facility” and “vending machine,” amended the regulation pertaining to the location and operation of vending facilities, and added a provision pertaining to severability.

DATES: The NPRM published in the **Federal Register** at 90 FR 2550 on January 10, 2025, is withdrawn as of January 20, 2026.

FOR FURTHER INFORMATION CONTACT: Corinne Weidenthal, U.S. Department of Education, 400 Maryland Ave. SW,

because vending machines are included in the definition of vending facilities which allows for the provision of both articles and services. Further, commenters stated that the proposed definition will limit, not increase, employment opportunities, and maintaining “services” in the definition will allow the program to evolve as future vending becomes available. Further, the proposed regulation amending the location and operation of vending facilities received many comments expressing concern about whether the proposed regulation created or removed an exemption, specifically related to the National Park Service (NPS) and the National Aeronautics and Space Administration (NASA) properties. The current regulations provide that the provisions of the R-S Act do not apply at these locations when all accommodations, facilities, or services in such areas are operated by a single responsible concessioner. The proposed regulations continued with the premise that the R-S Act priority to operate a vending facility would apply to the NPS and NASA properties but clarified that if these agencies provide visitor services through an establishment that meets the definition of “vending facility” the R-S Act priority applies. Commenters expressed concern by the proposed exemption from the Randolph-Sheppard priority when services that meet the definition of a vending facility are combined with other visitor services that do not meet that definition. Other commenters stated they support removing the current exemption permitted by NASA and the NPS (*i.e.*, visitor services operated by a single concessioner) so that their properties are treated the same as all other Federal properties. The proposed rule also added a severability clause, but the Department did not receive any comments relating to that provision.

Withdrawal of the Notice of Proposed Rulemaking

We appreciate the feedback that the Department received in response to the NPRM. In light of the concerns raised by commenters in opposition and the additional burden these regulations would create, the Department is withdrawing the NPRM published in the **Federal Register** at 90 FR 2550 on January 10, 2025. Withdrawal of the NPRM does not preclude the Department from issuing rulemaking on this subject in the future or commit the

Department to any future course of action.

Accessible Format: On request to the program contact listed under **FOR FURTHER INFORMATION CONTACT**, individuals with disabilities can obtain this document in an accessible format. The Department will provide the requestor with an accessible format that may include Rich Text Format (RTF) or text format (txt), a thumb drive, an MP3 file, braille, large print, audiotape, compact disc, or other accessible format.

Electronic Access to This Document: The official version of this document is the document published in the **Federal Register**. You may access the official edition of the **Federal Register** and the Code of Federal Regulations at www.govinfo.gov. At this site you can view this document, as well as all other Department documents published in the **Federal Register**, in text or Portable Document Format (PDF). To use PDF, you must have Adobe Acrobat Reader, which is available free at the site.

You may also access Department documents published in the **Federal Register** by using the article search feature at www.federalregister.gov. Specifically, through the advanced search feature at this site, you can limit your search to documents published by the Department.

Linda E. McMahon,

Secretary of Education.

[FR Doc. 2026-00959 Filed 1-16-26; 8:45 am]

BILLING CODE 4000-01-P

DEPARTMENT OF VETERANS AFFAIRS

38 CFR Part 36

[Docket No. VA-2022-VBA-0013]

RIN 2900-AR42

Loan Guaranty: Servicer Tier Ranking Procedures

AGENCY: Department of Veterans Affairs.

ACTION: Advance notice of proposed rulemaking; withdrawal.

SUMMARY: The Department of Veterans Affairs (VA) is withdrawing a document published in the **Federal Register** on April 19, 2022, that requested public comment on revising VA's regulations governing the assignment of a performance-based tier ranking to each of the servicers that participate in VA's

guaranteed home loan program. VA is withdrawing this advance notice of proposed rulemaking (ANPRM) because of ongoing assessments of agency needs, priorities, and objectives.

ADDRESSES: The docket for this withdrawn proposed rule is available at www.regulations.gov/docket/VA-2022-VBA-0013.

DATES: The ANPRM published at 87 FR 23152 on April 19, 2022, is withdrawn as of January 20, 2026.

FOR FURTHER INFORMATION CONTACT:

Andrew Trevayne and Stephanie Li, Assistant Directors, Loan Guaranty Service, Veterans Benefits Administration, (202) 632-8862.

SUPPLEMENTARY INFORMATION: In a document published in the **Federal Register** on April 19, 2022, VA described delays associated with developing and implementing a tier ranking system (TRS) for servicers participating in the guaranteed home loan program, noted recent updates to the VA Loan Electronic Interface system, and requested public comment on potential issues, including time and cost, associated with implementing a TRS. 87 FR 23152. VA anticipated incorporating responses into a proposed rulemaking amending VA regulations at 38 Code of Federal Regulations 36.4318.

VA is withdrawing the ANPRM because of ongoing assessments of agency needs, priorities, and objectives. VA appreciates the public comments submitted and continues to consider the best means of addressing some or all of the issues covered in the ANPRM. If, in the future, VA decides it is appropriate to issue regulations on this topic, VA will do so through a new notice of proposed rulemaking, subject to the requirements of the Administrative Procedure Act, 5 U.S.C. 551, *et seq.*

Signing Authority

Douglas A. Collins, Secretary of Veterans Affairs, approved this document on December 12, 2025 and authorized the undersigned to sign and submit the document to the Office of the Federal Register for publication electronically as an official document of the Department of Veterans Affairs.

Nicole R. Cherry,

*Alternate Federal Register Liaison Officer,
Department of Veterans Affairs.*

[FR Doc. 2026-01007 Filed 1-16-26; 8:45 am]

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