

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.

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Linda E. McMahon,
Secretary of Education.

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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.

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