

application of exemptions (k)(1), (k)(2), and (k)(5) may be necessary.

(iv) *Exempt records from other systems.* In the course of carrying out the overall purpose for this system, exempt records from other systems of records may in turn become part of the records maintained in this system. To the extent that copies of exempt records from those other systems of records are maintained in this system, the DoD claims the same exemptions for the records from those other systems that are entered into this system, as claimed for the prior system(s) of which they are a part, provided the reason for the exemption remains valid and necessary.

\* \* \* \* \*

Dated: April 18, 2023.

Aaron T. Siegel,

Alternate OSD Federal Register Liaison  
Officer, Department of Defense.

[FR Doc. 2023-08468 Filed 4-20-23; 8:45 am]

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## DEPARTMENT OF DEFENSE

### Department of the Army, Corps of Engineers

#### 32 CFR Part 555

[Docket ID: COE-2022-0001]

RIN 0710-AB43

#### Corps of Engineers, Research and Development, Laboratory Research and Development and Tests, Work for Others

**AGENCY:** U.S. Army Corps of Engineers (Corps), Department of Defense.

**ACTION:** Final rule.

**SUMMARY:** This final rule removes the U.S. Army Corps of Engineers' part titled, "Corps of Engineers, Research and Development, Laboratory Research and Development and Tests, Work for Others." This part is redundant with existing internal agency guidance and otherwise covers internal agency operations that have no public compliance component or adverse public impact. Therefore, this part can be removed from the Code of Federal Regulations (CFR).

**DATES:** This rule is effective on April 21, 2023.

**FOR FURTHER INFORMATION CONTACT:** Mr. Anthony Niles at (202) 761-1849 or by email at [Anthony.R.Niles@usace.army.mil](mailto:Anthony.R.Niles@usace.army.mil).

**SUPPLEMENTARY INFORMATION:** This final rule removes the Corps' regulation at 32 CFR part 555, titled "Corps of Engineers, Research and Development,

Laboratory Research and Development and Tests, Work for Others." Part 555 defines and establishes policies and procedures applicable to the performance of research, development, and tests at the Corps' laboratory installations for other governmental and private agencies and organizations. Removing this part reduces confusion for the public as well as for the Corps regarding the current policies that govern performance of research, development, and tests at Corps facilities for other governmental and private agencies and organizations. Part 555 refers to an old structure of independent laboratories within the Corps and to facilities that no longer exist. The new updated internal agency policy refers to the more recent organization of the Engineer Research and Development Center (ERDC) and new laboratories and centers since publication of Part 555.

For public accessibility purposes, the updated internal agency policy on this topic may be found in various sources. The applicability content covering the organizational elements and description of services that apply to research and developments and tests to be performed for other organizations are included in the strategy document providing the Corps' overarching approach to research and development, titled "USACE Research and Development Strategy" (Strategy), which published in November 2021 (available at <https://www.erd.c.usace.army.mil/About/USACE-Research-and-Development-Strategy-2022/>); in Engineer Circular 70-2-38, "Civil Works Research, Development, and Technology Process," which published on May 31, 2021 (available at [https://www.publications.usace.army.mil/LinkClick.aspx?fileticket=eyI9\\_Sz-9Ng%3d&tabid=16426&portalid=76&mid=31387](https://www.publications.usace.army.mil/LinkClick.aspx?fileticket=eyI9_Sz-9Ng%3d&tabid=16426&portalid=76&mid=31387)); and in the Engineer Regulation 1140-1-211 (ER 1140-1-211), "Reimbursable Services," which published on September 10, 2020 (available at <https://www.publications.usace.army.mil/LinkClick.aspx?fileticket=DKAjxGGNI5w%3d&tabid=16441&portalid=76&mid=43546>). The policy content covering the terms and conditions of services, agreements, and funds for services are covered in ER 1140-1-211, and the policies, procedures and responsibilities for support agreements are covered in the DoD Instruction 4000.19, "Support Agreements," which published on December 16, 2020 (available at <https://www.esd.whs.mil/Portals/54/Documents/DD/issuances/dodi/>

[400019p.pdf?ver=AgPBMZwTey4t8dkHdRM4ng%3D%3D](https://www.esd.whs.mil/Portals/54/Documents/DD/issuances/dodi/400019p.pdf?ver=AgPBMZwTey4t8dkHdRM4ng%3D%3D)). The terms of providing reimbursement for services content are discussed in ER 1140-1-211. Additional content on this topic can be found in the Engineer Regulation 70-1-5, "Corps of Engineers Research and Development Program," which published on December 31, 1989 (available at [https://www.publications.usace.army.mil/Portals/76/Publications/EngineerRegulations/ER\\_70-1-5.pdf](https://www.publications.usace.army.mil/Portals/76/Publications/EngineerRegulations/ER_70-1-5.pdf)).

The solicitation of public comment for this removal is unnecessary because the rule is out-of-date and has no public compliance component or adverse public impact. Because the regulation does not place a burden on the public, its removal does not provide a reduction in public burden or costs. This rule is not significant under Executive Order 12866, titled "Regulatory Planning and Review."

#### List of Subjects in 32 CFR Part 555

Engineers Corps, Intergovernmental relations, Laboratories, Research.

#### PART 555—[REMOVED]

■ Accordingly, for the reasons stated in the preamble and under the authority of 5 U.S.C. 301, the Corps removes 32 CFR part 555.

Approved by:

Michael L. Connor,

Assistant Secretary of the Army (Civil Works)

[FR Doc. 2023-08399 Filed 4-20-23; 8:45 am]

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## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 100

[Docket No. USCG-2023-0338]

RIN 1625-AA08

#### Special Local Regulation; Marine Events; Annual Bayview Mackinac Race, Lake Huron, MI

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of enforcement of regulation.

**SUMMARY:** The Coast Guard will enforce the special local regulations for the annual Bayview Yacht Club Port Huron to Mackinac Race. This special local regulation is necessary to safely control vessel movements in the vicinity of the race and provide for the safety of the general boating public and commercial shipping. During this enforcement

period, no person or vessel may enter the regulated area without the permission of the Coast Guard Patrol Commander (PATCOM).

**DATES:** The regulation in 33 CFR 100.902 will be enforced from 10 a.m. through 3 p.m. on July 15, 2023.

**FOR FURTHER INFORMATION CONTACT:** If you have questions about this notice of enforcement, call or email Tracy Girard, Waterway Management Division, U.S. Coast Guard Sector Detroit, 110 Mt. Elliott Street, Detroit, MI at (313) 568-9564 or [tracy.m.girard@uscg.mil](mailto:tracy.m.girard@uscg.mil).

**SUPPLEMENTARY INFORMATION:** The Coast Guard will enforce the special local regulation in 33 CFR 100.902 for the Annual Bayview Mackinac Race from 10 a.m. through 3 p.m. on July 15, 2023. This notice of enforcement is necessary to safely control vessel movements in the vicinity of the race and provide for the safety of the general boating public and commercial shipping. This notice of enforcement applies to all U.S. navigable waters of the Black River, St. Clair River, and lower Lake Huron, bound by a line starting at latitude 042°58'47" N, longitude 082°26'0" W; then easterly to latitude 042°58'24" N, longitude 082°24'47" W; then northward along the International Boundary to latitude 043°02'48" N, longitude 082°23'47" W; then westerly to the shoreline at approximate location latitude 043°02'48" N, longitude 082°26'48" W; then southward along the U.S. shoreline to latitude 042°58'54" N, longitude 082°26'01" W; then back to the beginning [DATUM: NAD 83].

In order to ensure the safety of spectators and participating vessels, the Coast Guard will patrol the race area under the direction of a designated Coast Guard Patrol Commander (PATCOM). Vessels desiring to transit the regulated area may do so only with prior approval of the PATCOM and when so directed by that officer. The PATCOM may be contacted on Channel 16 (156.8 MHz) by the call sign "Coast Guard Patrol Commander." Vessels permitted to transit the regulated area will operate at no wake speed and in a manner which will not endanger participants in the event or any other craft. The rules contained above shall not apply to participants in the event or vessels of the patrol operating in the performance of their assigned duties.

This notice of enforcement is issued under the authority of 33 CFR 100.902 and 5 U.S.C. 552(a). If the District Commander, Captain of the Port or PATCOM determines that the regulated area need not be enforced for the full duration stated in this notice, he or she may use a Broadcast Notice to Mariners

to grant general permission to enter the regulated area.

Dated: April 17 2023.

**Brad W. Kelly,**

*Captain, U.S. Coast Guard, Captain of the Port Detroit.*

[FR Doc. 2023-08453 Filed 4-20-23; 8:45 am]

**BILLING CODE 9110-04-P**

## DEPARTMENT OF VETERANS AFFAIRS

### 38 CFR Part 17

**RIN 2900-AQ70**

### Medical Benefits Package; Chiropractic Services

**AGENCY:** Department of Veterans Affairs.

**ACTION:** Final rule.

**SUMMARY:** The Department of Veterans Affairs (VA) is amending its medical regulations to add chiropractic services to the definitions of medical services and preventive care. VA will further revise the definition of medical services to include rehabilitative services consistent with its statutory definition and to reflect changes made in other VA medical regulations and in prior legislation not previously codified. The amendments will make the amended regulations consistent with current practices, prior changes in law and other VA medical regulations, and changes in law made by the Consolidated Appropriations Act, 2018. These amendments will not substantively change the current administration of medical benefits to veterans.

**DATES:** This rule is effective May 22, 2023.

#### FOR FURTHER INFORMATION CONTACT:

Anthony Lisi, D.C., Director, Veterans Health Administration Chiropractic Service, Rehabilitation and Prosthetic Services (12RPS3), 810 Vermont Ave. NW, Washington, DC 20420, (203) 932-5711, ext. 5341. (This is not a toll-free number.)

**SUPPLEMENTARY INFORMATION:** On October 21, 2021, VA published a proposed rule in the **Federal Register** (86 FR 58237) that would revise its medical regulations to explicitly include chiropractic and rehabilitative care. VA provided a 60-day comment period, which ended on December 20, 2021. VA received six comments on the proposed rule.

Section 1710 of title 38 of the United States Code (U.S.C.) requires VA to furnish hospital care and medical services which the Secretary determines

to be needed for eligible veterans. The term medical services is defined in 38 U.S.C. 1701(6) to include medical examination, treatment, and rehabilitation, and further lists particular types of medical services in section 1701(6)(A)–(H). Section 245 of Public Law 115–141, the Consolidated Appropriations Act, 2018 (March 23, 2018), amended 38 U.S.C. 1701(6) to add chiropractic services to the definition of medical services, amended section 1701(8) to include chiropractic services to the definition of rehabilitative services, and amended section 1701(9) to add chiropractic examinations and services to the definition of preventive services. VA regulates definitions for certain terms, to include medical services, in title 38 Code of Federal Regulations (CFR) 17.30, and regulates the provision of hospital care and medical services in 38 CFR 17.38. This final rule amends 38 CFR 17.30 and 17.38, consistent with the proposed rule, to conform to these statutory changes and expressly recognize chiropractic services as medical services.

All six comments—including one submitted by the American Chiropractic Association, the largest professional organization representing chiropractors in the U.S.—expressed support for the rule, and we thank the commenters for their support. While all comments were supportive, four warrant clarification.

One commenter is a chiropractor working with veterans who expressed a personal desire, as well as a desire held by the commenter's patients, to see chiropractic care covered as part of veteran medical benefits. We believe this commenter supported the addition of chiropractic services as part of the medical benefits package in proposed § 17.38(a)(2)(x) but may not have understood that chiropractic services have been provided by VA to veterans since 2000. We clarify for the commenter, and reiterate from the proposed rule, that the proposed changes are intended to expressly recognize chiropractic services as medical services available to veterans, making VA regulations consistent with changes in law made by the Consolidated Appropriations Act of 2018 as well as with current VA practice. The proposed changes will not affect the administration of medical benefits, which currently include chiropractic services. We do not make any changes based on this comment.

While voicing support for the proposed rule, one commenter stated the change does not go far enough, because it does not include other "whole-person" medical treatments and