

■ 22. Amend Form 6-K (referenced in § 249.306) by:

■ a. On the cover page removing the text “Indicate by check mark if the registrant is submitting the Form 6-K in paper as permitted by Regulation S-T Rule 101(b)(1): _____”

Note: Regulation S-T Rule 101(b)(1) only permits the submission in paper of a Form 6-K if submitted solely to provide an attached annual report to security holders.

Indicate by check mark if the registrant is submitting the Form 6-K in paper as permitted by Regulation S-T Rule 101(b)(7): _____

Note: Regulation S-T Rule 101(b)(7) only permits the submission in paper of a Form 6-K if submitted to furnish a report or other document that the registrant foreign private issuer must furnish and make public under the laws of the jurisdiction in which the registrant is incorporated, domiciled or legally organized (the registrant’s “home country”), or under the rules of the home country exchange on which the registrant’s securities are traded, as long as the report or other document is not a press release, is not required to be and has not been distributed to the registrant’s security holders, and, if discussing a material event, has already been the subject of a Form 6-K submission or other Commission filing on EDGAR.”; and

■ b. Revising paragraph C(2) of the General Instructions;

■ c. Revising paragraph C(3) of the General Instructions; and

■ d. Adding paragraph C(7) of the General Instructions.

The revisions and additions to read as follows:

Note: The text of Form 6-K does not, and this amendment will not, appear in the Code of Federal Regulations.

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Washington, DC 20549

FORM 6-K

REPORT OF FOREIGN PRIVATE ISSUER PURSUANT TO RULES 13a-16 OR 15d-16 UNDER THE SECURITIES EXCHANGE ACT OF 1934

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GENERAL INSTRUCTIONS

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C. * * *

(2) An issuer may submit a Form 6-K in paper under a hardship exemption provided by Rules 201 or 202 of Regulation S-T (17 CFR 232.201 or 232.202).

Note to paragraph (2): An issuer that is or will be incorporating by reference

all or part of an annual or other report to security holders, or of any part of a paper Form 6-K, into an electronic filing must file the incorporated portion in electronic format as an exhibit to the filing in accordance with Rule 303(b) of Regulation S-T (17 CFR 232.303(b)).

(3) When submitting a Form 6-K in paper under a hardship exemption, an issuer must provide the appropriate legend required by either Rule 201(a)(2) or Rule 202(c) of Regulation S-T (17 CFR 232.201(a)(2) or 232.202(c)) on the cover page of the Form 6-K.

* * * * *

(7) *Annual Report to Security Holders.* If General Instruction B of this form requires an issuer to furnish an annual report to security holders, the issuer shall satisfy this requirement by promptly submitting an English version of its annual report to security holders in electronic format in accordance with the EDGAR Filer Manual.

* * * * *

■ 23. Amend Form 10-K (referenced in § 249.310) by revising paragraph (a) that follows the text “Supplemental Information to be Furnished With Reports Filed Pursuant to Section 15(d) of the Act by Registrants Which Have Not Registered Securities Pursuant to Section 12 of the Act”.

The revision reads as follows:

Note: The text of Form 10-K does not, and this amendment will not, appear in the Code of Federal Regulations.

(a) Except to the extent that the materials enumerated in (1) and/or (2) below are specifically incorporated into this Form by reference, every registrant which files an annual report on this Form pursuant to Section 15(d) of the Act must furnish to the Commission for its information at the time of filing its report on this form, an electronic submission in accordance with the EDGAR Filer Manual, of the following:

* * * * *

■ 24. Amend Form 11-K (referenced in § 249.311) by:

■ a. Revising General Instruction E; and

■ b. Adding paragraph 5 of Required Information.

The revisions and additions to read as follows:

Note: The text of Form 11-K does not, and this amendment will not, appear in the Code of Federal Regulations.

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Washington, DC 20549

FORM 11-K

FOR ANNUAL REPORTS OF EMPLOYEE STOCK PURCHASE, SAVINGS AND SIMILAR PLANS PURSUANT TO SECTION 15(d) OF THE SECURITIES EXCHANGE ACT OF 1934

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GENERAL INSTRUCTIONS

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E. Electronic Filers

Reports on this Form must be filed in electronic format. See Rule 101(a)(xxvi) of Regulation S-T (§ 232.101(a)(xxvi) of this chapter).

F. Interactive Data

All financial statements and schedules required to be included on this report on Form 11-K, including any financial statements and schedules included as an exhibit to this report pursuant to General Instruction D, must be provided as an Interactive Data File in accordance with Rule 405 of Regulation S-T (§ 232.405 of this chapter).

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■ 25. Amend Form CB (referenced in § 239.800 and § 249.480) by:

■ a. Removing the line “Filed or submitted in paper if permitted by Regulation S-T Rule 101(b)(8) []” and the corresponding Note on the cover page; and

■ b. Removing General Instruction II.A.(2) and redesignating General Instruction II.A.(3) and (4) as General Instruction II.A.(2) and (3).

By the Commission.

Dated: June 2, 2022.

Vanessa A. Countryman,
Secretary.

[FR Doc. 2022-12253 Filed 6-9-22; 8:45 am]

BILLING CODE 8011-01-P

DEPARTMENT OF STATE

22 CFR Part 42

[Public Notice: 11730]

RIN 1400-AE74

Visas: Diversity Immigrants

AGENCY: Department of State.

ACTION: Final rule.

SUMMARY: The Department of State (“Department”) is removing from the Code of Federal Regulations amendments that were published in an interim final rule (“IFR”) on June 5, 2019, requiring principal entrants submitting an electronic diversity visa entry form to provide certain information, including the entrant’s unique serial or issuance number associated with the principal entrant’s valid, unexpired passport or claim an exemption to the passport requirement. This document responds to a ruling of the U.S. District Court for the District of Columbia, which vacated the rule.

DATES: The final rule is effective June 10, 2022.

FOR FURTHER INFORMATION CONTACT:

Andrea Lage, Acting Senior Regulatory Coordinator, Office of Visa Services, Bureau of Consular Affairs, Department of State, 600 19th St. NW, Washington, DC 20006, (202) 485–7586.

SUPPLEMENTARY INFORMATION: On June 5, 2019, the Department issued an IFR titled “Visas: Diversity Immigrants” in the *Federal Register* (84 FR 25989). The IFR amended Department regulations at 22 CFR 42.33(b)(1) to require a Diversity Visa (“DV”) program entrant to provide on the electronic DV entry form the unique serial or issuance number associated with that entrant’s valid, unexpired passport, as well as the passport’s country or authority of issuance, and its expiration date, unless the entrant claimed a valid passport exemption pursuant to 22 CFR 42.2(d), (e), or (g)(2). The IFR also clarified and amended its regulation at 22 CFR 42.33(b)(1) to notify entrants that failure to accurately include any information required by the regulation would result in mandatory disqualification for that selection year.

On February 4, 2022, the District Court vacated the IFR. *E.B. v. U.S. Department of State*, No. 19–2856 (D.D.C. Feb. 4, 2022). To comply with the District Court’s ruling, the Department is removing the regulatory changes promulgated by the IFR. This rule also makes a technical correction to a punctuation mark in 22 CFR 42.33(b)(1)(vii).

Regulatory Analyses

The regulatory analyses contained in the IFR are adopted herein by reference, as supplemented by the following.

Administrative Procedure Act

This rule is not subject to the requirement under the Administrative Procedure Act (APA) to provide notice-and-comment, because it falls under the good cause exception, 5 U.S.C.

553(b)(B). The good cause exception is satisfied when notice and comment is “impracticable, unnecessary, or contrary to the public interest.” *Id.* This rule is a necessary administrative step to implement the District Court’s order vacating the IFR. Additionally, because this rule implements a court order already in effect, the Department has good cause to publish the rule effective immediately and without a notice and comment period under 5 U.S.C. 553(d)(3).

Congressional Review Act

This is not a major rule as defined by 5 U.S.C. 804.

Executive Orders 12866

The Office of Information and Regulatory Affairs has determined that this is a significant, though not economically significant, regulatory action under Section 3(f) of Executive Order 12866.

List of Subjects in 22 CFR Part 42

Immigration, Passports and visas.

Accordingly, for the reasons stated in the preamble, the Department amends 22 CFR part 42 as follows:

PART 42—VISAS: DOCUMENTATION OF IMMIGRANTS UNDER THE IMMIGRATION AND NATIONALITY ACT, AS AMENDED

- 1. The authority citation for part 42 continues to read as follows:

Authority: 8 U.S.C. 1104 and 1182; Pub. L. 105–277, 112 Stat. 2681; Pub. L. 108–449, 118 Stat. 3469; The Convention on Protection of Children and Co-operation in Respect of Intercountry Adoption (done at the Hague, May 29, 1993), S. Treaty Doc. 105–51 (1998), 1870 U.N.T.S. 167 (Reg. No. 31922 (1993)); 42 U.S.C. 14901–14954 (Pub. L. 106–279, 114 Stat. 825); 8 U.S.C. 1101 (Pub. L. 111–287, 124 Stat. 3058); 8 U.S.C. 1154 (Pub. L. 109–162, 119 Stat. 2960); 8 U.S.C. 1201 (Pub. L. 114–70, 129 Stat. 561).

- 2. Amend § 42.33 by:

- a. Revising paragraph (b)(1)(vii); and
- b. Removing paragraphs (b)(1)(viii) and (ix).

The revision reads as follows:

§ 42.33 Diversity immigrants.

* * * * *

(b) * * *

(1) * * *

(vii) The location of the consular office nearest to the petitioner’s current residence or, if in the United States, nearest to the petitioner’s last foreign

residence prior to entry into the United States.

* * * * *

Rena Bitter,

*Assistant Secretary, Consular Affairs,
Department of State.*

[FR Doc. 2022–12514 Filed 6–9–22; 8:45 am]

BILLING CODE 4710–06–P

DEPARTMENT OF EDUCATION

34 CFR Chapter III

[Docket ID ED–2021–OSERS–0018]

Final priority—State Personnel Development Grants

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

ACTION: Final priority.

SUMMARY: The Department of Education (Department) announces a priority under the State Personnel Development Grants (SPDG), Assistance Listing Number 84.323A. The Department may use the priority for competitions in fiscal year (FY) 2022 and later years. We take this action to focus attention on the need to improve results for children with disabilities and their families by supporting a comprehensive system of personnel development (CSPD) for the Individuals with Disabilities Education Act (IDEA) Part C Grants for Infants and Families program.

DATES: Effective July 11, 2022.

FOR FURTHER INFORMATION CONTACT:

Jennifer Coffey, U.S. Department of Education, 400 Maryland Avenue SW, Room 5134, Potomac Center Plaza, Washington, DC 20202–5134. Telephone: (202) 245–6673. Email: jennifer.coffey@ed.gov.

If you are deaf, hard of hearing, or have a speech disability and wish to access telecommunications relay services, please dial 7–1–1.

SUPPLEMENTARY INFORMATION:

Purpose of Program: The purpose of the SPDG program is to assist State educational agencies (SEAs) in reforming and improving their systems for personnel preparation and professional development in early intervention, educational, and transition services to improve results for children with disabilities.

Program Authority: 20 U.S.C. 1451–1455.

We published a notice of proposed priority (NPP) for this program in the *Federal Register* on February 1, 2022 (87 FR 5432). That document contained background information and our reasons for proposing the priority.