

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

The Amendment

Accordingly, under the authority delegated to me by the Administrator, the FAA proposes to amend 14 CFR part 39 as follows:

PART 39—AIRWORTHINESS DIRECTIVES

- 1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

- 2. The FAA amends § 39.13 by adding the following new airworthiness directive:

2021–21–13 Rolls-Royce Deutschland Ltd & Co KG (Type Certificate previously held by Rolls-Royce plc): Amendment 39–21773; Docket No. FAA–2021–0879; Project Identifier MCAI–2020–01494–E.

(a) Effective Date

This airworthiness directive (AD) is effective January 3, 2022.

(b) Affected ADs

None.

(c) Applicability

This AD applies to Rolls-Royce Deutschland Ltd. & Co KG (RRD) (Type Certificate previously held by Rolls-Royce plc) Trent 1000–A, Trent 1000–AE, Trent 1000–C, Trent 1000–CE, Trent 1000–D, Trent 1000–E, Trent 1000–G, and Trent 1000–H model turbofan engines.

(d) Subject

Joint Aircraft System Component (JASC) Code 7200, Engine (Turbine/Turboprop).

(e) Unsafe Condition

This AD was prompted by the manufacturer revising the engine Time Limits Manual life limits of certain critical rotating parts and direct accumulation counting data files. The FAA is issuing this AD to prevent the failure of critical rotating parts. The unsafe condition, if not addressed, could result in failure of one or more engines, loss of thrust control, and loss of the airplane.

(f) Compliance

Comply with this AD within the compliance times specified, unless already done.

(g) Required Actions

Except as specified in paragraph (h) of this AD: Perform all required actions within the compliance times specified in, and in accordance with, EASA AD 2020–0242, dated November 5, 2020 (EASA AD 2020–0242).

(h) Exceptions to EASA AD 2020–0242

(1) The requirements specified in paragraphs (1) and (2) of EASA AD 2020–0242 are not required by this AD.

(2) Where EASA AD 2020–0242 requires compliance from its effective date, this AD requires using the effective date of this AD.

(3) Paragraph (3) of EASA AD 2020–0242 specifies revising the approved aircraft maintenance program (AMP) within 12 months after its effective date, but this AD requires revising the existing approved AMP within 90 days after the effective date of this AD.

(4) This AD does not mandate compliance with the “Remarks” section of EASA AD 2020–0242.

(i) Alternative Methods of Compliance (AMOCs)

(1) The Manager, ECO Branch, FAA, has the authority to approve AMOCs for this AD, if requested using the procedures found in 14 CFR 39.19. In accordance with 14 CFR 39.19, send your request to your principal inspector or local Flight Standards District Office, as appropriate. If sending information directly to the manager of the ECO Branch, send it to the attention of the person identified in paragraph (j) of this AD. Information may be emailed to: ANE-AD-AMOC@faa.gov.

(2) Before using any approved AMOC, notify your appropriate principal inspector, or lacking a principal inspector, the manager of the local flight standards district office/certificate holding district office.

(j) Related Information

For more information about this AD, contact Kevin M. Clark, Aviation Safety Engineer, ECO Branch, FAA, 1200 District Avenue, Burlington, MA 01803; phone: (781) 238–7088; email: kevin.m.clark@faa.gov.

(k) Material Incorporated by Reference

(1) The Director of the Federal Register approved the incorporation by reference (IBR) of the service information listed in this paragraph under 5 U.S.C. 552(a) and 1 CFR part 51.

(2) You must use this service information as applicable to do the actions required by this AD, unless this AD specifies otherwise.

(i) European Union Aviation Safety Agency (EASA) AD 2020–0242, dated November 5, 2020.

(ii) [Reserved]

(3) For EASA AD 2020–0242, contact the EASA, Konrad-Adenauer-Ufer 3, 50668 Cologne, Germany; phone: +49 221 8999 000; email: ADs@easa.europa.eu. You may find this EASA AD on the EASA website at <https://ad.easa.europa.eu>.

(4) You may view this service information at the FAA, Airworthiness Products Section, Operational Safety Branch, 1200 District Avenue, Burlington, MA 01803. For information on the availability of this material at the FAA, call (781) 238–7759. This material may be found in the AD docket at <https://www.regulations.gov> by searching for and locating Docket No. FAA–2021–0879.

(5) You may view this material that is incorporated by reference at the National Archives and Records Administration (NARA). For information on the availability

of this material at NARA, email: fr.inspection@nara.gov, or go to <https://www.archives.gov/federal-register/cfr/ibr-locations.html>.

Issued on October 8, 2021.

Gaetano A. Sciortino,

Deputy Director for Strategic Initiatives, Compliance & Airworthiness Division, Aircraft Certification Service.

[FR Doc. 2021–25005 Filed 11–16–21; 8:45 am]

BILLING CODE 4910–13–P

SOCIAL SECURITY ADMINISTRATION**20 CFR Part 404**

[Docket No. SSA–2021–0035]

RIN 0960–AI56

Extension of Expiration Dates for Three Body System Listings

AGENCY: Social Security Administration.

ACTION: Final rule.

SUMMARY: We are extending the expiration dates of the following body systems in the Listing of Impairments (listings) in our regulations: Respiratory Disorders, Genitourinary Disorders, and Mental Disorders. We are making no other revisions to these body systems in this final rule. This extension ensures that we will continue to have the criteria we need to evaluate impairments in the affected body systems at step three of the sequential evaluation processes for initial claims and continuing disability reviews.

DATES: This final rule is effective November 17, 2021

FOR FURTHER INFORMATION CONTACT: Michael J. Goldstein, Director, Office of Medical Policy, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235–6401, (410) 965–1020.

For information on eligibility or filing for benefits, call our national toll-free number, 1–800–772–1213, or TTY 1–800–325–0778, or visit our internet site, Social Security Online, at <http://www.socialsecurity.gov>.

SUPPLEMENTARY INFORMATION:**Background**

We use the listings in appendix 1 to subpart P of part 404 of 20 CFR at the third step of the sequential evaluation process to evaluate claims filed by adults and children for benefits based on disability under the title II and title XVI programs.¹ 20 CFR 404.1520(d),

¹ We also use the listings in the sequential evaluation processes we use to determine whether a beneficiary’s disability continues. See 20 CFR 404.1594, 416.994, and 416.994a.

416.920(d), 416.924(d). The listings are in two parts: Part A has listings criteria for adults and Part B has listings criteria for children. If you are age 18 or over, we apply the listings criteria in Part A when we assess your impairment or combination of impairments. If you are under age 18, we first use the criteria in

Part B of the listings when we assess your impairment(s). If the criteria in Part B do not apply, we may use the criteria in Part A when those criteria consider the effects of your impairment(s). 20 CFR 404.1525(b), 416.925(b).

Explanation of Changes

In this final rule, we are extending the dates on which the listings for the following three body systems will no longer be effective as set out in the following chart:

Body system listings	Current expiration date	New expiration date
Respiratory Disorders 3.00 and 103.00	December 10, 2021	December 12, 2025.
Genitourinary Disorders 6.00 and 106.00	December 10, 2021	December 12, 2025.
Mental Disorders 12.00 and 112.00	January 17, 2022	December 12, 2025.

We continue to revise and update the listings on a regular basis, including those body systems not affected by this final rule.² We intend to update the three listings affected by this final rule as necessary based on medical advances as quickly as possible, but may not be able to publish final rules revising these listings by the current expiration date. Therefore, we are extending the expiration dates listed above.

Regulatory Procedures

Justification for Final Rule

We follow the Administrative Procedure Act (APA) rulemaking procedures specified in 5 U.S.C. 553 in promulgating regulations. Section 702(a)(5) of the Social Security Act, 42 U.S.C. 902(a)(5). Generally, the APA requires that an agency provides prior notice and opportunity for public comment before issuing a final regulation. The APA provides exceptions to the notice-and-comment requirements when an agency finds there is good cause for dispensing with such procedures because they are impracticable, unnecessary, or contrary to the public interest.

We determined that good cause exists for dispensing with the notice and public comment procedures. 5 U.S.C. 553(b)(B). This final rule only extends the date on which the three body system listings will no longer be effective. It makes no substantive changes to our rules. Our current regulations³ provide that we may extend, revise, or promulgate the body system listings again. Therefore, we determined that opportunity for prior comment is

unnecessary, and we are issuing this regulation as a final rule.

In addition, for the reasons cited above, we find good cause for dispensing with the 30-day delay in the effective date of this final rule. 5 U.S.C. 553(d)(3). We are not making any substantive changes to the listings in these body systems. Without an extension of the expiration date for these listings, we will not have the criteria we need to assess medical impairments in these three body systems at step three of the sequential evaluation processes. We therefore find it is in the public interest to make this final rule effective on the publication date.

Executive Order 12866, as Supplemented by Executive Order 13563

We consulted with the Office of Management and Budget (OMB) and determined that this final rule does not meet the requirements for a significant regulatory action under Executive Order 12866, as supplemented by Executive Order 13563. Therefore, OMB did not review it. We also determined that this final rule meets the plain language requirement of Executive Order 12866.

Regulatory Flexibility Act

We certify that this final rule does not have a significant economic impact on a substantial number of small entities because it affects only individuals. Therefore, a regulatory flexibility analysis is not required under the Regulatory Flexibility Act, as amended.

Paperwork Reduction Act

This final rule only extends the date for the medical listings cited above but does not create any new or affect any existing collections, or otherwise change any content of the currently published rules. Accordingly, it does not impose any burdens under the Paperwork Reduction Act and does not require further OMB approval.

(Catalog of Federal Domestic Assistance Program Nos. 96.001, Social Security-Disability Insurance; 96.002, Social Security-Retirement Insurance; 96.004, Social Security-Survivors Insurance; 96.006, Supplemental Security Income)

List of Subjects in 20 CFR Part 404

Administrative practice and procedure, Blind, Disability benefits, Old-Age, Survivors and Disability Insurance, Reporting and recordkeeping requirements, Social Security.

The Acting Commissioner of the Social Security Administration, Kilolo Kijakazi, having reviewed and approved this document, is delegating the authority to electronically sign this document to Faye I. Lipsky, who is the primary Federal Register Liaison for SSA, for purposes of publication in the **Federal Register**.

Faye I. Lipsky,
Federal Register Liaison, Office of Legislation and Congressional Affairs, Social Security Administration.

For the reasons set out in the preamble, we are amending appendix 1 to subpart P of part 404 of chapter III of title 20 of the Code of Federal Regulations as set forth below.

PART 404—FEDERAL OLD-AGE, SURVIVORS AND DISABILITY INSURANCE

(1950—)

Subpart P—[Amended]

■ 1. The authority citation for subpart P of part 404 continues to read as follows:

Authority: Secs. 202, 205(a)–(b) and (d)–(h), 216(i), 221(a) and (h)–(j), 222(c), 223, 225, and 702(a)(5) of the Social Security Act (42 U.S.C. 402, 405(a)–(b) and (d)–(h), 416(i), 421(a) and (h)–(j), 422(c), 423, 425, and 902(a)(5)); sec. 211(b), Pub. L. 104–193, 110 Stat. 2105, 2189; sec. 202, Pub. L. 108–203, 118 Stat. 509 (42 U.S.C. 902 note).

■ 2. Amend appendix 1 to subpart P of part 404 in the introductory text by

² We last extended the expiration dates for Respiratory Disorders and Genitourinary Disorders on September 24, 2019 (84 FR 49950). This is the first extension of the expiration date for Mental Disorders, since we published a final rule revising the medical criteria for evaluating Mental Disorders on September 26, 2016 (81 FR 66137) and a correction to the final rule on December 2, 2016 (81 FR 86928).

³ See the first sentence of appendix 1 to subpart P of part 404 of 20 CFR.

revising items 4, 7, and 13 to read as follows:

**Appendix 1 to Subpart P of Part 404—
Listing of Impairments**

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4. Respiratory Disorders (3.00 and 103.00): December 12, 2025.

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7. Genitourinary Disorders (6.00 and 106.00): December 12, 2025.

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13. Mental Disorders (12.00 and 112.00): December 12, 2025.

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[FR Doc. 2021–25026 Filed 11–16–21; 8:45 am]

BILLING CODE 4191–02–P

DEPARTMENT OF STATE

22 CFR Part 40

[Public Notice: 11566]

RIN 1400–AE87

Visas: Ineligibility Based on Public Charge Grounds

AGENCY: State Department.

ACTION: Interim final rule; reopening of public comment period.

SUMMARY: On October 11, 2019, the Department of State (“the Department”) published an interim final rule (“IFR”) regarding visa ineligibility on public charge grounds and accepted public comments on the rule through November 12, 2019. Given the many changed circumstances since publication of the IFR, the Department is soliciting additional information from the public by reopening the public comment period for an additional 60 days.

DATES: The Department of State will accept comments until January 18, 2022.

ADDRESSES: To provide comments go to <https://www.regulations.gov>, enter Docket DOS–2021–0034 and RIN 1400–AE87. Alternatively, you may submit comments by any of the following methods:

- *Email:* You may submit comments via email to VisaRegs@state.gov. You must include the RIN in the subject line of your message.

- *Mail paper submissions:* You may submit comments via physical mail to Regulatory Coordinator, Visa Services, Bureau of Consular Affairs, Department of State, 600 19th St. NW, Washington, DC 20006. You must include the RIN in the Attention Line in the address.

FOR FURTHER INFORMATION CONTACT: Andrea B. Lage, Acting Regulatory Coordinator, Visa Services, Bureau of

Consular Affairs, Department of State, 600 19th St. NW, Washington, DC 20006, (202) 485–7586, VisaRegs@state.gov.

SUPPLEMENTARY INFORMATION:

I. Public Participation

All interested parties are invited to respond to this Reopening of Public Comment Period by submitting written views and comments on the IFR regarding visa ineligibility on public charge grounds. Comments must be submitted in English or commenters must submit an English translation. Comments that will provide the most assistance to the Department in considering recommendations will reference a specific existing regulation, order, guidance, policy, or any other similar agency action, explain the reason for any recommended change, and include information that supports the recommended change.

II. Background

On August 14, 2019, the Department of Homeland Security (“DHS”) issued a final rule outlining its new interpretation of the public charge ground of inadmissibility. *See Inadmissibility on Public Charge Grounds*, 84 FR 41292, as amended on October 2, 2019 by *Inadmissibility on Public Charge Grounds; Correction*, 84 FR 52357 (“DHS Public Charge Final Rule”). The Department issued an IFR on October 11, 2019, amending 22 CFR 40.41 by prescribing how consular officers determine whether a noncitizen is ineligible for a visa under section 212(a)(4) of the Immigration and Nationality Act (“INA”), 8 U.S.C. 1182(a)(4), and 6 U.S.C. 236(b), because they are likely at any time to become a public charge. *See Visas: Ineligibility Based on Public Charge Grounds*, 84 FR 54996.

The Department issued its IFR in significant part to ensure that consular officers were applying standards consistent with the DHS Public Charge Final Rule. Specifically, the IFR could have helped avoid situations where a consular officer evaluates a visa applicant’s circumstances and concludes that the applicant is not likely at any time to become a public charge, only for DHS to find the applicant inadmissible on public charge grounds under the same facts when they seek admission to the United States. *See, e.g.*, 84 FR at 55011 (“Coordination of Department and DHS implementation of the public charge inadmissibility ground is critical to the Department’s interest in preventing inconsistent adjudication standards and different

outcomes between determinations of visa eligibility and determinations of admissibility at a port of entry.”).¹

In the time since the Department first issued the IFR, a court order vacating the DHS Public Charge Final Rule nationwide went into effect after the government moved to voluntarily dismiss an appeal of that order.² Due to the vacatur of the DHS Public Charge Final Rule, DHS immediately stopped applying its Public Charge Final Rule to all pending applications and petitions that would have been subject to that rule.³ DHS is now implementing the public charge inadmissibility statute using the former-Immigration and Nationalization Service’s 1999 Interim Field Guidance on Deportability and Inadmissibility on Public Charge Grounds (64 FR 28689, May 26, 1999) issued by the former Immigration and Naturalization Service, which was in place before the 2019 DHS Public Charge Final Rule was implemented, for immigration petitions, applications for admission and adjustment of status. On August 23, 2021, DHS published an Advance Notice of Proposed Rulemaking (“ANPRM”) and notice of virtual public listening sessions to seek broad public feedback on the public charge ground of inadmissibility that will inform its development of a future regulatory proposal.⁴

III. Change in Circumstances

With the vacatur of the 2019 DHS Public Charge Final Rule the original reason for the Department’s adoption of the 2019 IFR may no longer apply. Further, with the publication of the DHS ANPRM, DHS has indicated an intention to develop a new regulatory proposal that may substantively differ from the IFR.

Additionally, just months after the Department issued its IFR, the COVID–19 pandemic swept the globe. The pandemic’s ongoing effects on public health and economic conditions have been vast and have underscored the importance of ensuring that individuals are able to access public health and other programs for which they and their

¹ The IFR is currently under a preliminary injunction issued by the Southern District of New York on July 29, 2020. *See Make the Road New York v. Pompeo*, 475 F. Supp. 3d 232 (S.D.N.Y. 2020).

² *Cook County v. Wolf*, 498 F. Supp. 3d 999 (N.D. Ill. 2020), appeal dismissed, 2021 WL 1608766 (7th Cir. Mar. 9, 2021).

³ *See* USCIS, “Inadmissibility on Public Charge Grounds Final Rule: Litigation” <https://www.uscis.gov/green-card/green-card-processes-and-procedures/public-charge/inadmissibility-on-public-charge-grounds-final-rule-litigation> (last visited Aug. 24, 2021).

⁴ *Public Charge Ground of Inadmissibility*, 86 FR 47025 (Aug. 23, 2021).