4. A new § 76.704 is added to read as follows:

§ 76.704 New State plan requirements that must be addressed in a State plan.

- (a) This section specifies the State plan requirements that must be addressed in a State plan if the State plan requirements established in statutes or regulations change on a date close to the date that State plans are due for submission to the Department.
- (b)(1) A State plan must meet the following requirements:
- (i) Every State plan requirement in effect three months before the date the State plan is due to be submitted to the Department under 34 CFR 76.703; and
- (ii) Every State plan requirement included in statutes or regulations that will be effective on or before the date that funds become available for obligation by the Secretary and that have been signed into law or published in the **Federal Register** as final regulations three months before the date the State plan is due to be submitted to the Department under 34 CFR 76.703.
- (2) If a State plan does not have to meet a new State plan requirement

- under paragraph (b)(1) of this section, the Secretary takes one of the following actions:
- (i) Require the State to submit assurances and appropriate documentation to show that the new requirements are being followed under the program.

(ii) Extend the date for submission of State plans and approve pre-award costs as necessary to hold the State harmless.

(3) If the Secretary requires a State to submit assurances under paragraph (b)(2) of this section, the State shall incorporate changes to the State plan as soon as possible to comply with the new requirements. The State shall submit the necessary changes before the start of the next obligation period.

(Authority: 20 U.S.C. 1221e-3, 6511(a), 3474, 31 U.S.C. 6503)

5. A new § 76.711 is added after redesignated § 76.710 and before the center heading "REPORTS" to read as follows:

§ 76.711 Requesting funds by CFDA number.

If a program is listed in the Catalog of Federal Domestic Assistance (CFDA), a

State, when requesting funds under the program, shall identify that program by the CFDA number.

(Authority: 20 U.S.C. 1221e-3, 6511(a), 3474, 31 U.S.C. 6503)

PART 667—STATE POSTSECONDARY REVIEW PROGRAM

6. The authority citation for Part 667 continues to read as follows:

Authority: 20 U.S.C. 1099a through 1099a–3, unless otherwise noted.

7. Section 667.1 is amended by revising paragraph (d)(1)(iii) to read as follows:

§ 667.1 Scope and purpose.

* * * *

(d)(1) * * *

(iii) 34 CFR 76.701, 76.702, 76.703, 76.704, 76.707, 76.720, 76.730, 76.731, 76.734, 76.760, and 76.761 of subpart G;

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