

Rules and Regulations

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This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

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DEPARTMENT OF AGRICULTURE

Federal Crop Insurance Corporation

7 CFR Part 400

General Administrative Regulations; Subpart X—Interpretations of Statutory and Regulatory Provisions

AGENCY: Federal Crop Insurance Corporation, USDA.

ACTION: Final rule; technical correction.

SUMMARY: This document contains a correction to the e-mail address and fax number that is currently displayed in the CFR.

DATES: *Effective Date:* December 14, 2009.

FOR FURTHER INFORMATION CONTACT: Heyward Baker, Director, Risk Management Services Division, Federal Crop Insurance Corporation, telephone (202) 720-4232.

SUPPLEMENTARY INFORMATION:

Background

This correction is being published to correct the facsimile and electronic mail address, and add an overnight delivery address option for requestor submissions for final agency determinations as discussed in Subpart X.

List of Subjects in 7 CFR Part 400

Administrative practice and procedure, crop insurance, reporting and recordkeeping requirements.

Need for Correction

As currently published, 7 CFR 400.767 contains outdated contact information. Accordingly, 7 CFR part 400 is corrected by making the following amendments:

PART 400—GENERAL ADMINISTRATIVE REGULATIONS

■ 1. The authority citation for 7 CFR part 400 continues to read as follows:

Authority: 7 U.S.C. 1506(l) and 1506(p).

Subpart X—Interpretations of Statutory and Regulatory Provisions

- 2. Amend § 400.767 as follows:
- a. Revise paragraphs (a)(1)(ii) and (a)(1)(iii).
- b. Add a new section (a)(1)(iv) to read as follows:

§ 400.767 Requester obligations.

- (a) * * *
- (1) * * *
- (ii) By facsimile at (202) 690-9911;
- (iii) By electronic mail at *RMA.CCO@rma.usda.gov*; or
- (iv) By overnight delivery to the Associate Administrator, Risk Management Agency, United States Department of Agriculture, Stop 0801, Room 6092-S, 1400 Independence Avenue, SW., Washington DC 20250.

* * * * *

Signed in Washington, DC, on December 7, 2009.

William J. Murphy,
Manager, Federal Crop Insurance Corporation.

[FR Doc. E9-29676 Filed 12-11-09; 8:45 am]

BILLING CODE 3410-08-P

DEPARTMENT OF ENERGY

10 CFR Parts 207, 218, 430, 490, 501, 601, 820, 824, 851, 1013, 1017, and 1050

RIN 1990-AA32

Inflation Adjustment of Civil Monetary Penalties

AGENCY: Office of the General Counsel, U.S. Department of Energy.

ACTION: Final rule.

SUMMARY: The Department of Energy (“DOE”) today publishes this final rule to adjust DOE’s civil monetary penalties (“CMPs”) for inflation as mandated by the Debt Collection Improvement Act of 1996. This rule adjusts CMPs within the jurisdiction of DOE to the maximum extent allowed by the Federal Civil Penalties Inflation Adjustment Act of 1990, as amended by the Debt Collection Improvement Act of 1996.

DATES: This rule is effective January 13, 2010.

FOR FURTHER INFORMATION CONTACT: Preeti Chaudhari, U.S. Department of Energy, Office of the General Counsel, GC-71, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 586-8078.

SUPPLEMENTARY INFORMATION:

- I. Background
- II. Method of Calculation
- III. Summary of Final Rule
- IV. Final Rulemaking
- V. Regulatory Review

I. Background

In order to preserve the deterrent effect of civil penalties and foster compliance with the law, the Federal Civil Penalties Inflation Adjustment Act of 1990, 28 U.S.C. 2461 note, as amended by the Debt Collection Improvement Act of 1996 (Pub. L. 104-134) (“the Act”), requires Federal agencies to regularly adjust each CMP provided by law within the jurisdiction of the agency. Also, the Act in part requires each agency to make further adjustments at least once every four years.

The Act provides that any increase in a CMP due to the calculated inflation adjustments shall apply only to violations that occur after the date the increase takes effect and states that the initial inflation adjustment may not exceed 10 percent of the existing penalty.

II. Method of Calculation

Under the Act, the inflation adjustment for each applicable CMP is determined by increasing the maximum civil penalty amount per violation by the cost-of-living adjustment. The “cost-of-living” adjustment is defined as the amount by which the Consumer Price Index (CPI) for the month of June of the calendar year preceding the adjustment exceeds the CPI for the month of June of the year in which the amount of such civil penalty was last set or adjusted pursuant to law. Any calculated increase under this adjustment is rounded to the nearest—

- (1) Multiple of \$10 in the case of penalties less than or equal to \$100;
- (2) Multiple of \$100 in the case of penalties greater than \$100 but less than or equal to \$1,000;
- (3) Multiple of \$1000 in the case of penalties greater than \$1000 but less than or equal to \$10,000;