

entitled “Consultation and Coordination with Indian Tribal Governments” (65 FR 67249, November 9, 2000) do not apply to this action. In addition, this action does not impose any enforceable duty or contain any unfunded mandate as described under Title II of the Unfunded Mandates Reform Act (UMRA) (2 U.S.C. 1501 *et seq.*).

This action does not involve any technical standards that would require Agency consideration of voluntary consensus standards pursuant to section 12(d) of the National Technology Transfer and Advancement Act (NTTAA) (15 U.S.C. 272 note).

**VIII. Congressional Review Act**

Pursuant to the Congressional Review Act (5 U.S.C. 801 *et seq.*), EPA will submit a report containing this rule and

other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. This action is not a “major rule” as defined by 5 U.S.C. 804(2).

**List of Subjects in 40 CFR Part 180**

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: December 17, 2018.

**Michael Goodis,**

*Director, Registration Division, Office of Pesticides.*

Therefore, 40 CFR chapter I is amended as follows:

**PART 180—[AMENDED]**

■ 1. The authority citation for part 180 continues to read as follows:

**Authority:** 21 U.S.C. 321(q), 346a and 371.

■ 2. In § 180.920, add alphabetically the inert ingredient “Glycine betaine (CAS Reg. No. 107–43–7)” to the table to read as follows:

**§ 180.920 Inert ingredients used pre-harvest; exemptions from the requirement of a tolerance.**

\* \* \* \* \*

Inert ingredients	Limits	Uses
Glycine betaine (CAS Reg. No. 107–43–7)		Plant nutrient.

[FR Doc. 2019–01307 Filed 2–6–19; 8:45 am]

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**FEDERAL MARITIME COMMISSION**

**46 CFR Part 506**

[Docket No. 19–01]

RIN 3072–AC74

**Inflation Adjustment of Civil Monetary Penalties**

**AGENCY:** Federal Maritime Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission is publishing its adjustments to inflation annually, pursuant to the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (2015 Act). The 2015 Act requires that agencies adjust and publish their civil penalties by January 15 each year.

**DATES:** This rule is effective on February 7, 2019, and is applicable beginning January 15, 2019.

**FOR FURTHER INFORMATION CONTACT:** Tyler Wood, General Counsel, Federal Maritime Commission, 800 North Capitol Street NW, Room 1018, Washington, DC 20573; (202) 523–5740.

**SUPPLEMENTARY INFORMATION:** This rule adjusts the civil monetary penalties assessable by the Commission in accordance with the 2015 Act, which became effective on November 2, 2015,

§ 701 of Public Law 114–74. The 2015 Act further amended the Federal Civil Penalties Inflation Adjustment Act of 1990 (FCPIAA), Public Law 101–410, 104 Stat. 890 (codified as amended at 28 U.S.C. 2461 note), in order to improve the effectiveness of civil monetary penalties and to maintain their deterrent effect.

The 2015 Act requires agencies to adjust civil monetary penalties under their jurisdiction by January 15 each year, based on changes in the consumer price index (CPI–U) using data from October in the previous calendar year. On December 14, 2018, the Office of Management and Budget published guidance stating that the CPI–U multiplier for October 2018 is 1.02522.<sup>1</sup> In order to complete the adjustment for January 2019, the Commission must multiply the most recent civil penalty amounts in 46 CFR part 506.

**Rulemaking Analyses and Notices**

*Notice and Effective Date*

Adjustments under the FCPIAA, as amended by the 2015 Act, are not subject to the procedural rulemaking requirements of the Administrative Procedure Act (APA) (5 U.S.C. 553), including the requirements for prior notice, an opportunity for comment, and

a delay between the issuance of a final rule and its effective date.<sup>2</sup> As noted above, the 2015 Act requires that the Commission adjust its civil monetary penalties no later than January 15 of each year.

*Congressional Review Act*

The rule is not a “major rule” as defined by the Congressional Review Act, codified at 5 U.S.C. 801 *et seq.* The rule will not result in: (1) An annual effect on the economy of \$100,000,000 or more; (2) a major increase in costs or prices; or (3) significant adverse effects on competition, employment, investment, productivity, innovation, or the ability of United States-based companies to compete with foreign-based companies. 5 U.S.C. 804(2).

*Regulatory Flexibility Act*

The Regulatory Flexibility Act (codified as amended at 5 U.S.C. 601–612) provides that whenever an agency promulgates a final rule after being required to publish a notice of proposed rulemaking under the APA (5 U.S.C. 553), the agency must prepare and make available a final regulatory flexibility analysis (FRFA) describing the impact of the rule on small entities. 5 U.S.C. 604. As indicated above, this final rule is not subject to the APA’s notice and comment requirements, and the Commission is not required to prepare

<sup>1</sup> Office of Management and Budget, M–19–04, Implementation of Penalty Inflation Adjustments for 2019, Pursuant to the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015, at 1 (Dec. 14, 2018) (M–19–04).

<sup>2</sup> FCPIAA section 4(b)(2); M–19–04 at 4.

an FRFA in conjunction with this final rule.

*Paperwork Reduction Act*

The Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3521) requires an agency to seek and receive approval from the Office of Management and Budget (OMB) before collecting information from the public. 44 U.S.C. 3507. The agency must submit collections of information in rules to OMB in conjunction with the publication of the notice of proposed rulemaking. 5 CFR 1320.11. This final rule does not contain any collections of information, as defined by 44 U.S.C. 3502(3) and 5 CFR 1320.3(c).

*Regulation Identifier Number*

The Commission assigns a regulation identifier number (RIN) to each regulatory action listed in the Unified Agenda of Federal Regulatory and Deregulatory Actions (Unified Agenda). The Regulatory Information Service Center publishes the Unified Agenda in April and October of each year. You may use the RIN contained in the heading at the beginning of this document to find this action in the Unified Agenda, available at: <http://www.reginfo.gov/public/do/eAgendaMain>.

**List of Subjects in 46 CFR Part 506**

Administrative practice and procedure, Penalties.

For the reasons stated in the preamble, part 506 of title 46 of the

Code of Federal Regulations is amended as follows:

**PART 506—CIVIL MONETARY PENALTY INFLATION ADJUSTMENT**

■ 1. The authority citation for part 506 continues to read as follows:

*Authority:* 28 U.S.C. 2461.

■ 2. Amend § 506.4 by revising paragraph (d) to read as follows:

**§ 506.4 Cost of living adjustments of civil monetary penalties.**

\* \* \* \* \*

(d) *Inflation adjustment.* Maximum Civil Monetary Penalties within the jurisdiction of the Federal Maritime Commission are adjusted for inflation as follows:

United States code citation	Civil monetary penalty description	Maximum penalty as of January 15, 2018	Maximum penalty as of January 15, 2019
46 U.S.C. 42304 .....	Adverse impact on U.S. carriers by foreign shipping practices .....	2,052,107	2,103,861
46 U.S.C. 41107(a) .....	Knowing and Willful violation/Shipping Act of 1984, or Commission regulation or order.	58,562	60,039
46 U.S.C. 41107(b) .....	Violation of Shipping Act of 1984, Commission regulation or order, not knowing and willful.	11,712	12,007
46 U.S.C. 41108(b) .....	Operating in foreign commerce after tariff suspension .....	117,125	120,079
46 U.S.C. 42104 .....	Failure to provide required reports, etc./Merchant Marine Act of 1920 .....	9,239	9,472
46 U.S.C. 42106 .....	Adverse shipping conditions/Merchant Marine Act of 1920 .....	1,847,663	1,894,261
46 U.S.C. 42108 .....	Operating after tariff or service contract suspension/Merchant Marine Act of 1920.	92,383	94,713
46 U.S.C. 44102 .....	Failure to establish financial responsibility for non-performance of transportation.	23,335, 778	23,924, 798
46 U.S.C. 44103 .....	Failure to establish financial responsibility for death or injury .....	23,335, 778	23,924, 798
31 U.S.C. 3802(a)(1) .....	Program Fraud Civil Remedies Act/makes false claim .....	11,181	11,463
31 U.S.C. 3802(a)(2) .....	Program Fraud Civil Remedies Act/giving false statement .....	11,181	11,463

By the Commission.

**Rachel Dickon,**

*Secretary.*

[FR Doc. 2019–01429 Filed 2–6–19; 8:45 am]

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**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 1**

[WC Docket No. 17–84, WT Docket No. 17–79; FCC 18–111]

**Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; announcement of effective date.

**SUMMARY:** In this document, the Commission announces that the Office of Management and Budget (OMB) has approved, for a period of three years, the

information collection associated with the Commission’s revised pole attachment complaint rules. This document is consistent with *Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment, Third Report and Order and Declaratory Ruling*, FCC 18–111, which stated that the Commission would publish a document in the **Federal Register** announcing the effective date of the revised rules.

**DATES:** The amendment to 47 CFR 1.1413, published at 83 FR 46812, September 14, 2018, is effective March 11, 2019.

**FOR FURTHER INFORMATION CONTACT:** Michael Ray, Attorney Advisor, Wireline Competition Bureau, at (202) 418–0357, or by email at [Michael.Ray@fcc.gov](mailto:Michael.Ray@fcc.gov). For additional information concerning the Paperwork Reduction Act information collection requirements, contact Nicole Ongele at (202) 418–2991 or [nicole.ongele@fcc.gov](mailto:nicole.ongele@fcc.gov).

**SUPPLEMENTARY INFORMATION:** This document announces that, on January 28, 2019, OMB approved, for a period of three years, the information collection requirements relating to the pole attachment complaint rules contained in the Commission’s *Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment, Third Report and Order and Declaratory Ruling*, FCC 18–111, published at 83 FR 46812, September 14, 2018. The OMB Control Number is 3060–0392. The Commission publishes this document as an announcement of the effective date of the rules. If you have any comments on the burden estimates listed below, or how the Commission can improve the collections and reduce any burdens caused thereby, please contact Nicole Ongele, Federal Communications Commission, Room 1–A620, 445 12th Street SW, Washington, DC 20554. Please include the OMB Control Number, 3060–0392, in your correspondence. The Commission also