PART 127—VIOLATIONS AND PENALTIES

5. The authority citation for part 127 continues to read as follows:


§ 127.10 [Amended]

6. In § 127.10:
   a. In paragraph (a)(1)(i), remove “$1,183,736” and add in its place “$1,197,728”;
   b. In paragraph (a)(1)(ii), remove “$860,683” and add in its place “$870,856”; and
   c. In paragraph (a)(1)(iii), remove “$1,024,457” and add in its place “$1,036,566”.

PART 138—RESTRICTIONS ON LOBBYING

7. The authority citation for part 138 continues to read as follows:


§ 138.400 [Amended]

8. In § 138.400:
   a. Remove “$20,489” and “$204,892” and add in their place “$20,396”;
   b. In paragraph (e), remove “$20,158” and add in its place “$20,158”;
   c. In paragraph (e), remove “$207,314”, respectively, wherever they occur.

Zachary A. Parker,
Director, Office of Directives Management.

Editorial note: This document was received for publication by the Office of the Federal Register on January 11, 2021.

DEPARTMENT OF LABOR

Office of the Secretary of Labor

29 CFR Part 22

Occupational Safety and Health Administration

29 CFR Part 1986

RIN 1290–AA28

Rules of Practice and Procedure Concerning Filing and Service and Amended Rules Concerning Filing and Service; Correction

AGENCY: Employment and Training Administration, Office of Workers Compensation Programs, Office of the Secretary, Office of Labor-Management Standards, Wage and Hour Division, Occupational Safety and Health Administration, Office of Federal Contract Compliance Programs.

ACTION: Direct final rule; correction.

SUMMARY: The Department of Labor (Department or DOL) is correcting a direct final rule that appeared in the Federal Register on January 11, 2021, “Rules of Practice and Procedure Concerning Filing and Service and Amended Rules Concerning Filing and Service.” The companion proposed rule to the final rule was published in the same issue of the Federal Register. The final rule required electronic filing (e-filing) and made acceptance of electronic service (e-service) automatic for attorneys and non-attorney representatives representing parties in proceedings before the Administrative Review Board, unless the Board authorized non-electronic filing and service for good cause. Among other changes, the final rule was intended to revise several sections of the Code of Federal Regulations. However, the final rule as published inadvertently omitted amendatory instructions to revise two section headings, despite providing revised language for those headings. This document provides the omitted amendatory instructions to ensure that these two section headings are revised as written in the final rule.

DATES: This correction is effective on February 25, 2021, unless the Department receives a significant adverse comment to the underlying direct final rule or its companion proposed rule by February 10, 2021 that explains why the rule is inappropriate.

FOR FURTHER INFORMATION CONTACT: Mr. Thomas Shepherd, Clerk of the Appellate Boards, at 202–693–6319 or Shepherd.Thomas@dol.gov.

SUPPLEMENTARY INFORMATION: DOL is making the following corrections to the final rule, as published in the Federal Register on Monday, January 11, 2021 (86 FR 1772).

DOL is adding amendatory instructions to change the section headings of two sections of the Code of Federal Regulations.

At 86 FR 1781, third column, 29 CFR part 22, amendatory instruction 43 revised § 22.39, paragraphs (a), (b)(3), (c), (f), and (h) through (l). The section heading of § 22.39 was written in the final rule also included a revised section heading; however, amendatory instruction 43 did not specify that the section heading should be revised in addition to the text of the above-listed paragraphs. In this action, amendatory instruction 43 is corrected to clarify that the section heading of § 22.39 should be revised as well. Amendatory instruction 43 is corrected to read: “43. In § 22.39, revise the section heading and paragraphs (a), (b)(3), (c), (f), and (h) through (l) to read as follows:”.

Federal Register Correction

In FR Rule Doc. No. 2020–28055, published in the issue of January 11, 2021, beginning on page 1772, the following corrections are made:

PART 22—PROGRAM FRAUD CIVIL REMEDIES ACT OF 1986

§ 22.39 [Corrected]

1. On page 1781, in the third column, correct amendatory instruction 43 to read: “43. In § 22.39, revise the section heading and paragraphs (a), (b)(3), (c), (f), and (h) through (l) to read as follows:”.

BILLING CODE 4710–10–P
**PART 1986—PROCEDURES FOR THE HANDLING OF RETALIATION COMPLAINTS UNDER THE EMPLOYEE PROTECTION PROVISION OF THE SEAMAN’S PROTECTION ACT (SPA), AS AMENDED**

§ 1986.110 [Corrected]
2. On page 1793, in the third column, correct amendatory instruction 133 to read: “133. In § 1986.110, revise the section heading and paragraph (c) to read as follows:”.

Stephanie Swirsky,
Deputy Assistant Secretary of Labor for Policy.

[F.R. Doc. 2021–02169 Filed 2–1–21; 8:45 am]

BILLING CODE 4510–HW–P

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**DEPARTMENT OF THE INTERIOR**

Office of Natural Resources Revenue

**30 CFR Part 1241**

[Docket No. ONRR–2020–0002; DS63644000 DRT000000.CH7000 212D1113RT]

RIN 1012–AA29

Inflation Adjustments to Civil Monetary Penalty Rates for Calendar Year 2021

**AGENCY:** Office of the Secretary, Office of Natural Resources Revenue, Interior.

**ACTION:** Final rule.

**SUMMARY:** The Office of Natural Resources Revenue (ONRR) publishes this final rule to increase its maximum civil monetary penalty (CMP) rates to account for inflation occurring between October 2019 and October 2020.

**DATES:** This rule is effective on February 2, 2021.

**FOR FURTHER INFORMATION CONTACT:** For questions on technical issues, contact Michael Marchetti, Program Manager for Enforcement and Litigation Support, by telephone at (303) 231–3125 or email to Michael.Marchetti@onrr.gov. For questions on procedural issues, contact Luis Aguilar, Regulatory Specialist, by telephone at (303) 231–3418 or email to Luis.Aguilar@onrr.gov. You may obtain a paper copy of this rule by contacting Mr. Aguilar by phone or email.

**SUPPLEMENTARY INFORMATION:**

I. Background

II. Inflation-Adjusted Maximum Rates

III. Procedural Requirements

A. Regulatory Planning and Review

B. Regulatory Flexibility Act

C. Small Business Regulatory Enforcement Fairness Act

D. Unfunded Mandates Reform Act

E. Takings (E.O. 12630)

F. Federalism (E.O. 13132)

G. Civil Justice Reform (E.O. 12988)

H. Consultation With Indian Tribes (E.O. 13175)

I. Paperwork Reduction Act

J. National Environmental Policy Act

K. Effects on the Energy Supply (E.O. 13211)

L. Clarity of This Regulation

M. Administrative Procedure Act

**I. Background**


In accordance with sections 4 and 5 of the Act, the annual CMP inflation adjustment for 2021 is based on the percent change in the Consumer Price Index for all Urban Consumers (CPI–U) between October 2019 and October 2020. The CPI–U for October 2019 was 257.346, and for October 2020 was 260.388, for an increase of 1.01182%. In accordance with section 5(a) of the Act, the new maximum CMP rates must be rounded to the nearest whole dollar. In accordance with section 6 of the Act, the new maximum penalty rates will apply only to CMPs, including those that are associated with violations predating the increase, that ONRR assesses after the date the increase takes effect.

ONRR assesses CMPs under the Federal Oil and Gas Royalty Management Act, 30 U.S.C. 1719, and its regulations at 30 CFR part 1241. ONRR calculates and assesses CMPs per violation, at the applicable rate, for each day such violation continues.

**II. Inflation-Adjusted Maximum Rates**

This final rule increases the maximum CMP rates for each of the four violation categories identified in 30 U.S.C. 1719(a) through (d) and 30 CFR part 1241. The following list identifies the existing ONRR regulations containing CMP rates and shows those rates before and after this increase.

<table>
<thead>
<tr>
<th>30 CFR citation</th>
<th>Current penalty rate</th>
<th>2021 inflation adjustment multiplier</th>
<th>2021 adjusted penalty rate</th>
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<tbody>
<tr>
<td>1241.52(a)(2)</td>
<td>$1,273</td>
<td>1.01182</td>
<td>$1,288</td>
</tr>
<tr>
<td>1241.52(b)</td>
<td>12,740</td>
<td>1.01182</td>
<td>12,891</td>
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<td>64,452</td>
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</tbody>
</table>

**IV. Procedural Requirements**

A. Regulatory Planning and Review (Executive Orders 12866 and 13563)

Executive Order (E.O.) 12866 provides that the Office of Information and Regulatory Affairs (OIRA) in the Office of Management and Budget (OMB) will review all significant rules. OIRA has determined that this rule is not significant.

E.O. 13563 reaffirms the principles of E.O. 12866, while calling for improvements in the United States’ regulatory system to promote predictability, to reduce uncertainty, and to use the most innovative and least burdensome tools for achieving regulatory ends. E.O. 13563 directs agencies to consider regulatory approaches that reduce burdens and maintain flexibility and freedom of choice for the public where these approaches are relevant, feasible, and consistent with regulatory objectives. E.O. 13563 emphasizes that regulations must be based on the best available science and that the rulemaking process must allow for public participation and an open exchange of ideas. ONRR developed this rule in a manner consistent with these requirements.

B. Regulatory Flexibility Act

This rule will not have a significant economic effect on a substantial number of small entities under the Regulatory Flexibility Act (RFA), 5 U.S.C. 601, et seq., because the rule only makes adjustments for inflation. The Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 requires agencies to adjust civil penalties with an annual inflation adjustment. Therefore,