comments to Luis Aguilar, Regulatory Specialist at ONRR, RegulationsMailbox@onrr.gov. Your comments should be as specific as possible. For example, you should identify the number of the sections or paragraphs that you find unclear, which sections or sentences are too long, the sections where you feel lists or tables would be useful, etc.

M. Administrative Procedure Act (APA)

The Inflation Adjustment Acts require agencies to publish annual inflation adjustments by January 15 of each year, notwithstanding section 553 of the APA. OMB has interpreted this direction to mean that the usual APA public procedure for rulemaking—which includes public notice of a proposed rule, an opportunity for public comment, and a delay in the effective date of a final rule—is not required when agencies issue regulations to implement the annual adjustments to CMPs required by the 2015 Act. See OMB Memorandum, M–22–07, at page 3–4. Accordingly, ONRR is issuing the 2022 annual adjustments as a final rule without prior notice or an opportunity for comment and with an effective date immediately upon publication in the Federal Register.

Kimbra G. Davis,
Director for the Office of Natural Resources Revenue.

List of Subjects in 30 CFR Part 1241

Administrative practice and procedure, Penalties.

Administrative practice and procedure, Coal, Geothermal energy, Indian—lands, Mineral royalties, Natural gas, Oil and gas exploration, Penalties, Public lands—mineral resources.

Authority and Issuance

For the reasons discussed in the preamble, ONRR amends 30 CFR part 1241 as set forth below:

PART 1241—PENALTIES

§ 1241.60 [Amended]
3. Amend § 1241.60:
(a) By removing “$12,891” and adding in its place “$1,368”.
(b) By removing “$25,780” and adding in its place “$27,384”.

§ 1241.61 [Amended]
1. The authority citation for part 1241 continues to read as follows:


§ 1241.52 [Amended]
2. Amend § 1241.52:
(a) By removing “$1,288” and adding in its place “$1,368”.
(b) By removing “$27,384” and adding in its place “$28,384”.

§ 1241.52 [Amended]
2. Amend § 1241.52:
(a) By removing “$12,891” and adding in its place “$1,368”.
(b) By removing “$25,780” and adding in its place “$27,384”.

§ 1241.60 [Amended]
3. Amend § 1241.60:
(a) By removing “$12,891” and adding in its place “$1,368”.
(b) By removing “$25,780” and adding in its place “$27,384”.

§ 1241.52 [Amended]
2. Amend § 1241.52:
(a) By removing “$12,891” and adding in its place “$1,368”.
(b) By removing “$25,780” and adding in its place “$27,384”.

§ 1241.60 [Amended]
3. Amend § 1241.60:
(a) By removing “$12,891” and adding in its place “$1,368”.
(b) By removing “$25,780” and adding in its place “$27,384”.

List of Subjects in 39 CFR Part 111

Administrative practice and procedure, Postal Service.


We will publish an appropriate amendment to 39 CFR part 111 to reflect these changes.

Accordingly, 39 CFR part 111 is amended as follows:

PART 111—[AMENDED]

1. The authority citation for 39 CFR part 111 continues to read as follows:


2. Revise the Mailing Standards of the United States Postal Service, Domestic Mail Manual (DMM) as follows:

Mailing Standards of the United States Postal Service, Domestic Mail Manual (DMM)

200 Commercial Letters, Flats, and Parcels Design Standards

204 Barcode Standards

3.0 Standards for Barcoded Tray Labels, Sack Labels, and Container Labels

3.2 Specifications for Barcoded Tray and Sack Labels

3.2.4 3-Digit Content Identifier Numbers

Exhibit 3.2.4 3-Digit Content Identifier Numbers

CLASS AND MAILING

* * * * *

[Revise Exhibit 3.2.4; to read as follows:]
**USPS MARKETING MAIL**

*ECR Letters—Barcoded*

saturation price—(including Plus One) high density or high density plus price—(including Plus One)

**600 Basic Standards for All Mailing Services**

**602 Addressing**

[Add new section 11.0 to 602; to read as follows:]

### 11.0 Commercial Plus One Mailpieces

#### 11.1 Definition

The commercial mail Plus One product is a bundled offering consisting of a host mailpiece and a Plus One card. Both the host mailpiece and the Plus One card must meet the applicable basic standards of a USPS Marketing mail saturation letter in 245.6.0, be entered at a destination sectional center facility (DSCF), and meet automation standards with a correct mailing address and intelligent mail barcode, (IMb). The Plus One mailpiece (card) must meet the following additional standards:

- Have at least a six-month relationship with the host mailer.
- Be addressed to the same delivery points as the host mailpiece.
- Be sorted and presented separately from the host piece.
- Must not exceed 6 inches long by 9.5 inches high.
- Must be at least 0.009 inches thick, card stock.
- Must have “Plus One” marking directly below Permit indicia.

#### 11.1.2 Mail Preparation

Each Plus One mailing must be trayed and labeled according to 245.6.7. Palletized mailings must be prepared according to 705.8.10.3.

#### 11.1.3 Documentation

When requested by USPS, Plus One mailpiece mailers must provide standardized documentation according to 203.3.0, to establish that the applicable distribution standards are met. Spoilage of host pieces may affect eligibility to mail Plus One pieces in the following manner:

- **a.** File must show that at least 90% of host pieces are saturation mail, the remainder may be high density or high density plus.
- **b.** The total number of Plus One pieces must be less than or equal to the number of host pieces.

#### 11.1.4 Extra Services

- Items mailed with Plus One mailpieces may not be combined with any extra service.

**Notice 123 (Price List)**

[Revise prices as applicable.]

Ruth B. Stevenson, Chief Counsel, Ethics and Legal Compliance.

**POSTAL SERVICE**

39 CFR Parts 233 and 273

Inspection Service Authority; Civil Monetary Penalty Inflation Adjustment

**AGENCY:** Postal Service™.

**ACTION:** Interim final rule.

**SUMMARY:** This document updates postal regulations by implementing inflation adjustments to civil monetary penalties that may be imposed under consumer protection and mailability provisions enforced by the Postal Service pursuant to the Deceptive Mail Prevention and Enforcement Act and the Postal Accountability and Enhancement Act, as well as the civil monetary penalty that may be imposed by the Postal Service for false claims and statements under the Program Fraud Civil Remedies Act. These adjustments are required under the Federal Civil Penalties Inflation Adjustment Act of 1990, as amended by the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015. This document includes the adjustments for 2022 for the statutory civil monetary penalties subject to the 2015 Act and all necessary updates authorized by the 2015 Act for regulatory civil monetary penalties.

**DATES:** Effective January 12, 2022.

**FOR FURTHER INFORMATION CONTACT:** Louis DiRienzo, (202) 268–3028, ldirienzo@usps.gov.


**Beginning in 2017,** the 2015 Act requires the Postal Service to make an annual adjustment for inflation to civil monetary penalties that meet the definition of “civil monetary penalty” under the 1990 Act. The Postal Service must make the annual adjustment for inflation and publish the adjustment in the Federal Register by January 15 of each year. The Postal Service has not completed the annual adjustments for the civil monetary penalty that may be imposed under the Program Fraud Civil Remedies Act. In order to satisfy the annual adjustment requirement, the Postal Service is making all annual adjustments at this time. Each penalty will be adjusted as instructed by the Office of Management and Budget (OMB) based on the Consumer Price Index (CPI–U) from the most recent October. OMB has furnished detailed instructions regarding the annual adjustment for 2022 in memorandum M–22–07, Implementation of Penalty Inflation Adjustments for 2022, Pursuant to the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (December 15, 2021), https://www.whitehouse.gov/wp-content/uploads/2021/12/M-22-07.pdf. This year, OMB has advised that an adjustment multiplier of 1.06222 will be used. The new penalty amount must be rounded to the nearest dollar.

The 2015 Act allows the interim final rule and annual inflation adjustments to be published without prior public notice or opportunity for public comment.

**Adjustments to Postal Service Civil Monetary Penalties**

Civil monetary penalties may be assessed for postal offenses under sections 106 and 108 of the Deceptive Mail Prevention and Enforcement Act, Public Law 106–168, 113 Stat. 1811, 1814 (see, 39 U.S.C. 3012(a), (c)(1), (d), and 3017 (g)(2), (h)(1)(A)); and section 1008 of the Postal Accountability and Enhancement Act, Public Law 109–435, 120 Stat. 3259–3261 (see, 39 U.S.C. 3018 (c)(1)(A)). The statutory civil monetary penalties subject to the 2015 Act and the amount of each penalty after implementation of the annual adjustment for inflation are as follows:

**39 U.S.C. 3012(a)—False Representations and Lottery Orders**

Under 39 U.S.C. 3005(a)(1)–(3), the Postal Service may issue administrative orders prohibiting persons from using the mail to obtain money through false representations or lotteries. Persons who evade, attempt to evade, or fail to comply with an order to stop such prohibited practices may be liable to the