

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

■ 1. The authority citation for part 1241 continues to read as follows:

**Authority:** 25 U.S.C. 396 *et seq.*, 396a *et seq.*, 2101 *et seq.*; 30 U.S.C. 181 *et seq.*, 351 *et seq.*, 1001 *et seq.*, 1701 *et seq.*; 43 U.S.C. 1301 *et seq.*, 1331 *et seq.*, 1801 *et seq.*

#### § 1241.52 [Amended]

■ 2. Amend § 1241.52:

■ a. In paragraph (a)(2), by removing “\$1,288” and adding in its place “\$1,368”.

■ b. In paragraph (b) introductory text, by removing “\$12,891” and adding in its place “\$13,693”.

#### § 1241.60 [Amended]

■ 3. Amend § 1241.60:

■ a. In paragraph (b)(1) introductory text, by removing “\$25,780” and adding in its place “\$27,384”.

■ b. In paragraph (b)(2), by removing “\$64,452” and adding in its place “\$68,462”.

[FR Doc. 2022–00165 Filed 1–11–22; 8:45 am]

**BILLING CODE 4335–30–P**

#### POSTAL SERVICE

#### 39 CFR Part 111

#### Plus One Permanent Product

**AGENCY:** Postal Service™.

**ACTION:** Final rule.

**SUMMARY:** On November 10, 2021, the Postal Service (USPS®) filed a notice of intent to implement Plus One as a permanent product with the Postal Regulatory Commission (PRC), effective January 9, 2022. This final rule contains the revisions to *Mailing Standards of the United States Postal Service*, Domestic Mail Manual (DMM®) to adopt Plus One mailpiece as a permanent product.

**DATES:** *Effective date:* January 9, 2022.

**FOR FURTHER INFORMATION CONTACT:** Elke Reuning-Elliott at (202) 268–4068 or Jacqueline Erwin at (202) 268–2158.

**SUPPLEMENTARY INFORMATION:** On November 10, 2021, the Postal Service filed a request to add Plus One as a new permanent product offering to USPS Marketing Mail saturation letters as a new optional feature. The Postal Service conducted a two-year market test of Plus One, beginning September 2019.

Plus One is an advertising card mailed as an add-on mailpiece with a USPS Marketing Mail letters marriage mail envelope. The host mailpiece must be mailed as a commercial automation USPS Marketing Mail saturation marriage mail letter, with a minimum of 90 percent of the mailing being saturation sorted. The remaining 10 percent must be USPS Marketing Mail high density and/or high density plus letters. All mailpieces must be entered at the destination sectional center facility, SCF, and the Plus One add-on card must be part of the same mailing as the host piece, addressed to the same delivery points.

On January 4, 2022, the PRC favorably reviewed the addition of Plus One as a permanent Market Dominant product proposed by the Postal Service. The price and DMM revisions are scheduled to become effective on January 9, 2022. Final product information is available

under Docket No. MC2022–20 (Order No. 6081) on the Postal Regulatory Commission’s website at *www.prc.gov*.

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#### List of Subjects in 39 CFR Part 111

Administrative practice and procedure, Postal Service.

The Postal Service adopts the following changes to *Mailing Standards of the United States Postal Service*, Domestic Mail Manual (DMM), incorporated by reference in the *Code of Federal Regulations*. See 39 CFR 111.1.

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:

**Authority:** 5 U.S.C. 552(a); 13 U.S.C. 301–307; 18 U.S.C. 1692–1737; 39 U.S.C. 101, 401–404, 414, 416, 3001–3018, 3201–3220, 3401–3406, 3621, 3622, 3626, 3629, 3631–3633, 3641, 3681–3685, and 5001.

■ 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

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#### 204 Barcode Standards

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

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#### 3.2 Specifications for Barcoded Tray and Sack Labels

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#### 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 General****11.1.1 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.

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**Notice 123 (Price List)**

[Revise prices as applicable.]

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**Ruth B. Stevenson,**

*Chief Counsel, Ethics and Legal Compliance.*

[FR Doc. 2022–00396 Filed 1–7–22; 11:15 am]

**BILLING CODE P**

**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, [ljdirienzo@uspis.gov](mailto:ljdirienzo@uspis.gov).

**SUPPLEMENTARY INFORMATION:** The Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (2015 Act), Public Law 114–74, 129 Stat. 584, amended the Federal Civil Penalties Inflation Adjustment Act of 1990 (1990 Act), Public Law 101–410, 104 Stat. 890 (28 U.S.C. 2461 note), to improve the effectiveness of civil monetary penalties and to maintain their deterrent effect. Section 3 of the 1990 Act specifically includes the Postal Service in the definition of “agency” subject to its provisions.

Beginning in 2017, the 2015 Act requires the Postal Service to make an annual adjustment for inflation to civil 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