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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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NUCLEAR REGULATORY COMMISSION

10 CFR Part 72

[NRC-2020-0179]

RIN 3150-AK51

List of Approved Spent Fuel Storage Casks: Holtec International HI-STORM UMAX Canister Storage System, Certificate of Compliance No. 1040, Amendment No. 4

AGENCY: Nuclear Regulatory Commission.

ACTION: Direct final rule; confirmation of effective date.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) is confirming the effective date of January 25, 2021, for the direct final rule that was published in the *Federal Register* on November 9, 2020. This direct final rule amended the Holtec International HI-STORM UMAX Canister Storage System listing in the "List of approved spent fuel storage casks" to include Amendment No. 4 to Certificate of Compliance No. 1040. Amendment No. 4 revises the certificate of compliance to update the technical specifications for radiation protection regarding the dose rate limit for the vertical ventilated module lid, update the technical specifications for the vent blockage limiting condition for operation, and add a Type 1 version of multi-purpose canister MPC-37.

DATES: The effective date of January 25, 2021, for the direct final rule published November 9, 2020 (85 FR 71223), is confirmed.

ADDRESSES: Please refer to Docket ID NRC-2020-0179 when contacting the NRC about the availability of information for this action. You may obtain publicly available information related to this action by any of the following methods:

- *Federal Rulemaking Website:* Go to <https://www.regulations.gov> and search for Docket ID NRC-2020-0179. Address

questions about NRC dockets to Dawn Forder; telephone: 301-415-3407; email: Dawn.Forder@nrc.gov. For technical questions, contact the individuals listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

- *NRC's Agencywide Documents Access and Management System (ADAMS):* You may obtain publicly available documents online in the ADAMS Public Documents collection at <https://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "Begin Web-based ADAMS Search." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, 301-415-4737, or by email to pdr.resource@nrc.gov. The final amendment to the certificate of compliance, the final changes to the technical specifications, and the final safety evaluation report are available in ADAMS under Accession No. ML20349A206.

- *Attention:* The PDR, where you may examine and order copies of public documents, is currently closed. You may submit your request to the PDR via email at pdr.resource@nrc.gov or call 1-800-397-4209 between 8:00 a.m. and 4:00 p.m., Monday through Friday, except on Federal Holidays.

FOR FURTHER INFORMATION CONTACT: Christian J. Jacobs, Office of Nuclear Material Safety and Safeguards; telephone: 301-415-6825; email: Christian.Jacobs@nrc.gov or Torre M. Taylor, Office of Nuclear Material Safety and Safeguards; telephone: 301-415-7900; email: Torre.Taylor@nrc.gov. Both are staff of the U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

SUPPLEMENTARY INFORMATION: On November 9, 2020, the NRC published a direct final rule (85 FR 71223) amending its regulations in part 72 of title 10 of the *Code of Federal Regulations* for the Holtec International HI-STORM UMAX Canister Storage System listing in the "List of approved spent fuel storage casks" to include Amendment No. 4 to Certificate of Compliance No. 1040. Amendment No. 4 revises the certificate of compliance to update the technical specifications for radiation protection regarding the dose rate limit for the vertical ventilated module lid, update the technical specifications for the vent blockage limiting condition for operation, and

add a Type 1 version of multi-purpose canister MPC-37.

In the direct final rule, the NRC stated that if no significant adverse comments were received, the direct final rule would become effective on January 25, 2021. The NRC received and docketed one comment on the companion proposed rule (85 FR 71274, November 9, 2020). An electronic copy of the comment can be obtained from the Federal Rulemaking website at <https://www.regulations.gov> under Docket ID NRC-2020-0179 and is also available in ADAMS under Accession No. ML20349A179.

The NRC evaluated the comment against the criteria described in the direct final rule and determined that it was not significant and adverse. Specifically, the comment was outside the scope of this rulemaking and did not oppose the rule; propose a change or an addition to the rule; or cause the NRC to make a change to the rule, the certificate of compliance, or the technical specifications. Therefore, this direct final rule will become effective as scheduled.

Dated: January 5, 2021.

For the Nuclear Regulatory Commission.

Cindy K. Bladley,

Chief, Regulatory Analysis and Rulemaking Support Branch, Division of Rulemaking, Environmental, and Financial Support, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 2021-00231 Filed 1-12-21; 8:45 am]

BILLING CODE 7590-01-P

FEDERAL RESERVE SYSTEM

12 CFR Part 263

[Docket No. R-1739]

RIN 7100-AG09

Rules of Practice for Hearings

AGENCY: Board of Governors of the Federal Reserve System.

ACTION: Final rule.

SUMMARY: The Board of Governors of the Federal Reserve System (the "Board") is issuing a final rule amending its rules of practice and procedure to adjust the amount of each civil money penalty ("CMP") provided by law within its jurisdiction to account for inflation as required by the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015.

DATES: This final rule is effective on January 13, 2021.

FOR FURTHER INFORMATION CONTACT: Thomas O. Kelly, Senior Counsel (202–974–7059), Legal Division, Board of Governors of the Federal Reserve System, 20th Street and Constitution Ave. NW, Washington, DC 20551. For users of Telecommunication Device for the Deaf (TDD) only, contact 202–263–4869.

SUPPLEMENTARY INFORMATION:

Federal Civil Penalties Inflation Adjustment Act

The Federal Civil Penalties Inflation Adjustment Act of 1990, 28 U.S.C. 2461 note (“FCPIA Act”), requires federal agencies to adjust, by regulation, the CMPs within their jurisdiction to account for inflation. The Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (the “2015 Act”) ¹ amended the FCPIA Act to require federal agencies to make annual adjustments not later than January 15 of every year.² The Board is now issuing a new final rule to set the CMP levels pursuant to the required annual adjustment for 2021. The Board will apply these adjusted maximum penalty levels to any penalties assessed on or after January 13, 2021, whose associated violations occurred on or after November 2, 2015. Penalties assessed for violations occurring prior to November 2, 2015 will be subject to the amounts set in the Board’s 2012 adjustment pursuant to the FCPIA Act.³

Under the 2015 Act, the annual adjustment to be made for 2021 is the percentage by which the Consumer Price Index for the month of October 2020 exceeds the Consumer Price Index for the month of October 2019. On December 23, 2020, as directed by the 2015 Act, the Office of Management and Budget (OMB) issued guidance to affected agencies on implementing the

required annual adjustment which included the relevant inflation multiplier.⁴ Using OMB’s multiplier, the Board calculated the adjusted penalties for its CMPs, rounding the penalties to the nearest dollar.⁵

Administrative Procedure Act

The 2015 Act states that agencies shall make the annual adjustment “notwithstanding section 553 of title 5, United States Code.” Therefore, this rule is not subject to the provisions of the Administrative Procedure Act (the “APA”), 5 U.S.C. 553, requiring notice, public participation, and deferred effective date.

Regulatory Flexibility Act

The Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, requires a regulatory flexibility analysis only for rules for which an agency is required to publish a general notice of proposed rulemaking. Because the 2015 Act states that agencies’ annual adjustments are to be made notwithstanding section 553 of title 5 of United States Code—the APA section requiring notice of proposed rulemaking—the Board is not publishing a notice of proposed rulemaking. Therefore, the Regulatory Flexibility Act does not apply.

Paperwork Reduction Act

There is no collection of information required by this final rule that would be subject to the Paperwork Reduction Act of 1995, 44 U.S.C. 3501 *et seq.*

List of Subjects in 12 CFR Part 263

Administrative practice and procedure, Claims, Crime, Equal access to justice, Lawyers, Penalties.

Authority and Issuance

For the reasons set forth in the preamble, the Board amends 12 CFR part 263 as follows:

PART 263—RULES OF PRACTICE FOR HEARINGS

■ 1. The authority citation for part 263 continues to read as follows:

Authority: 5 U.S.C. 504, 554–557; 12 U.S.C. 248, 324, 334, 347a, 504, 505, 1464, 1467, 1467a, 1817(j), 1818, 1820(k), 1829, 1831o, 1831p–1, 1832(c), 1847(b), 1847(d), 1884, 1972(2)(F), 3105, 3108, 3110, 3349, 3907, 3909(d), 4717; 15 U.S.C. 21, 781(i), 78o–4, 78o–5, 78u–2; 1639e(k); 28 U.S.C. 2461 note; 31 U.S.C. 5321; and 42 U.S.C. 4012a.

■ 2. Section 263.65 is revised to read as follows:

§ 263.65 Civil money penalty inflation adjustments.

(a) *Inflation adjustments.* In accordance with the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015, which further amended the Federal Civil Penalties Inflation Adjustment Act of 1990, the Board has set forth in paragraph (b) of this section the adjusted maximum amounts for each civil money penalty provided by law within the Board’s jurisdiction. The authorizing statutes contain the complete provisions under which the Board may seek a civil money penalty. The adjusted civil money penalties apply only to penalties assessed on or after January 13, 2021, whose associated violations occurred on or after November 2, 2015.

(b) *Maximum civil money penalties.* The maximum (or, in the cases of 12 U.S.C. 334 and 1832(c), fixed) civil money penalties as set forth in the referenced statutory sections are set forth in the table in this paragraph (b).

TABLE 1 TO PARAGRAPH (b)

| Statute | Adjusted civil money penalty |
|--|------------------------------|
| 12 U.S.C. 324: | |
| <i>Inadvertently late or misleading reports, inter alia</i> | \$4,146 |
| <i>Other late or misleading reports, inter alia</i> | 41,463 |
| <i>Knowingly or reckless false or misleading reports, inter alia</i> | 2,073,133 |
| 12 U.S.C. 334 | 301 |
| 12 U.S.C. 374a | 301 |
| 12 U.S.C. 504: | |
| <i>First Tier</i> | 10,366 |
| <i>Second Tier</i> | 51,827 |

¹ Public Law 114–74, 129 Stat. 599 (2015) (codified at 28 U.S.C. 2461 note).

² 28 U.S.C. 2461 note, section 4(b)(1).

³ 77 FR 68680 (Nov. 16, 2012).

⁴ OMB Memorandum M–21–10, *Implementation of Penalty Inflation Adjustments for 2021, Pursuant*

to the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (Dec. 23, 2020).

⁵ Under the 2015 Act and implementing OMB guidance, agencies are not required to make an adjustment to a CMP if, during the 12 months preceding the required adjustment, such penalty

increased due to a law other than the 2015 Act by an amount greater than the amount of the required adjustment. No other laws have adjusted the CMPs within the Board’s jurisdiction during the preceding 12 months.

TABLE 1 TO PARAGRAPH (b)—Continued

| Statute | Adjusted civil money penalty |
|-----------------------------------|------------------------------|
| <i>Third Tier</i> | 2,073,133 |
| 12 U.S.C. 505: | |
| <i>First Tier</i> | 10,366 |
| <i>Second Tier</i> | 51,827 |
| <i>Third Tier</i> | 2,073,133 |
| 12 U.S.C. 1464(v)(4) | 4,146 |
| 12 U.S.C. 1464(v)(5) | 41,463 |
| 12 U.S.C. 1464(v)(6) | 2,073,133 |
| 12 U.S.C. 1467a(i)(2) | 51,827 |
| 12 U.S.C. 1467a(i)(3) | 51,827 |
| 12 U.S.C. 1467a(r): | |
| <i>First Tier</i> | 4,146 |
| <i>Second Tier</i> | 41,463 |
| <i>Third Tier</i> | 2,073,133 |
| 12 U.S.C. 1817(j)(16): | |
| <i>First Tier</i> | 10,366 |
| <i>Second Tier</i> | 51,827 |
| <i>Third Tier</i> | 2,073,133 |
| 12 U.S.C. 1818(i)(2): | |
| <i>First Tier</i> | 10,366 |
| <i>Second Tier</i> | 51,827 |
| <i>Third Tier</i> | 2,073,133 |
| 12 U.S.C. 1820(k)(6)(A)(ii) | 341,000 |
| 12 U.S.C. 1832(c) | 3,011 |
| 12 U.S.C. 1847(b) | 51,827 |
| 12 U.S.C. 1847(d): | |
| <i>First Tier</i> | 4,146 |
| <i>Second Tier</i> | 41,463 |
| <i>Third Tier</i> | 2,073,133 |
| 12 U.S.C. 1884 | 301 |
| 12 U.S.C. 1972(2)(F): | |
| <i>First Tier</i> | 10,366 |
| <i>Second Tier</i> | 51,827 |
| <i>Third Tier</i> | 2,073,133 |
| 12 U.S.C. 3110(a) | 47,378 |
| 12 U.S.C. 3110(c): | |
| <i>First Tier</i> | 3,791 |
| <i>Second Tier</i> | 37,901 |
| <i>Third Tier</i> | 1,895,095 |
| 12 U.S.C. 3909(d) | 2,579 |
| 15 U.S.C. 78u–2(b)(1): | |
| <i>For a natural person</i> | 9,753 |
| <i>For any other person</i> | 97,523 |
| 15 U.S.C. 78u–2(b)(2): | |
| <i>For a natural person</i> | 97,523 |
| <i>For any other person</i> | 487,616 |
| 15 U.S.C. 78u–2(b)(3): | |
| <i>For a natural person</i> | 195,047 |
| <i>For any other person</i> | 975,230 |
| 15 U.S.C. 1639e(k)(1) | 11,906 |
| 15 U.S.C. 1639e(k)(2) | 23,811 |
| 42 U.S.C. 4012a(f)(5) | 2,252 |

By order of the Board of Governors of the Federal Reserve System, under delegated authority.

Ann Misback,

Secretary of the Board.

[FR Doc. 2021–00235 Filed 1–12–21; 8:45 am]

BILLING CODE 6210–01–P

SMALL BUSINESS ADMINISTRATION

13 CFR Part 124

RIN 3245–AH64

Extension of Participation in 8(a) Business Development Program

AGENCY: U.S. Small Business Administration.

ACTION: Interim final rule.

SUMMARY: This interim final rule contains amendments to the regulations governing the 8(a) Business

Development (BD) program. The U.S. Small Business Administration (SBA) is revising its regulations to implement a provision in the Consolidated Appropriations Act, 2021 (Appropriations Act), and the National Defense Authorization Act for Fiscal Year 2021 (NDAA 2021), which authorized certain 8(a) Participants to extend their 8(a) BD program term by a period of one year. This interim final rule amends the 8(a) BD program regulations to carry out the changes made by the Act.