

U.S. Code citation	Civil monetary penalty description	2023 Adjustment penalty amounts	CPI-U Multiplier	2024 Adjusted penalty amounts
	For natural person/fraud/substantial losses or risk of losses to others.	223,229	1.03241	230,464
	For any other person/fraud/substantial losses or risk of losses to others.	1,116,140	1.03241	1,152,314
15 U.S.C. 78ff(b) (Exchange Act Sec. 32(b))	Exchange Act/failure to file information documents, reports	659	1.03241	680
15 U.S.C. 78ff(c)(1)(B) (Exchange Act Sec. 32(c)(1)(B))	Foreign Corrupt Practices—any issuer	24,793	1.03241	25,597
15 U.S.C. 78ff(c)(2)(B) (Exchange Act Sec. 32(c)(2)(B))	Foreign Corrupt Practices—any agent or stockholder acting on behalf of issuer.	24,793	1.03241	25,597
15 U.S.C. 80a–9(d) (Investment Company Act Sec. 9(d))	For natural person	11,162	1.03241	11,524
	For any other person	111,614	1.03241	115,231
	For natural person/fraud	111,614	1.03241	115,231
	For any other person/fraud	558,071	1.03241	576,158
	For natural person/fraud/substantial losses or risk of losses to others or gains to self.	223,229	1.03241	230,464
	For any other person/fraud/substantial losses or risk of losses to others or gain to self.	1,116,140	1.03241	1,152,314
15 U.S.C. 80a–41(e) (Investment Company Act Sec. 42(e))	For natural person	11,162	1.03241	11,524
	For any other person	111,614	1.03241	115,231
	For natural person/fraud	111,614	1.03241	115,231
	For any other person/fraud	558,071	1.03241	576,158
	For natural person/fraud/substantial losses or risk of losses to others.	223,229	1.03241	230,464
	For any other person/fraud/substantial losses or risk of losses to others.	1,116,140	1.03241	1,152,314
15 U.S.C. 80b–3(i) (Investment Advisers Act Sec. 203(i))	For natural person	11,162	1.03241	11,524
	For any other person	111,614	1.03241	115,231
	For natural person/fraud	111,614	1.03241	115,231
	For any other person/fraud	558,071	1.03241	576,158
	For natural person/fraud/substantial losses or risk of losses to others or gains to self.	223,229	1.03241	230,464
	For any other person/fraud/substantial losses or risk of losses to others or gain to self.	1,116,140	1.03241	1,152,314
15 U.S.C. 80b–9(e) (Investment Advisers Act Sec. 209(e))	For natural person	11,162	1.03241	11,524
	For any other person	111,614	1.03241	115,231
	For natural person/fraud	111,614	1.03241	115,231
	For any other person/fraud	558,071	1.03241	576,158
	For natural person/fraud/substantial losses or risk of losses to others.	223,229	1.03241	230,464
	For any other person/fraud/substantial losses or risk of losses to others.	1,116,140	1.03241	1,152,314
15 U.S.C. 7215(c)(4)(D)(i) (Sarbanes-Oxley Act Sec. 105(c)(4)(D)(i))	For natural person	164,373	1.03241	169,700
	For any other person	3,287,477	1.03241	3,394,024
15 U.S.C. 7215(c)(4)(D)(ii) (Sarbanes-Oxley Act Sec. 105(c)(4)(D)(ii))	For natural person	1,232,803	1.03241	1,272,758
	For any other person	24,656,067	1.03241	25,455,170

Pursuant to the 2015 Act and 17 CFR 201.1001, the adjusted penalty amounts in this Notice (and all penalty adjustments performed pursuant to the 2015 Act) apply to penalties imposed after the date the adjustment is effective for violations that occurred after November 2, 2015, the 2015 Act’s enactment date. These penalty amounts supersede the amounts in the 2023 Adjustment.¹⁵ For violations that occurred on or before November 2, 2015, the penalty amounts in Table I to 17 CFR 201.1001 continue to apply.¹⁶

¹⁵ The penalty amounts in this Notice are being published in the **Federal Register** and will not be added to the Code of Federal Regulations in accordance with the 2015 Act and 17 CFR 201.1001(b). See 28 U.S.C. 2461 note Sec. 4(a)(2); 17 CFR 201.1001(b). In addition to being published in the **Federal Register**, the penalty amounts in this Notice will be made available on the Commission’s website at <https://www.sec.gov/enforce/civil-penalties-inflation-adjustments.htm>, as detailed in 17 CFR 201.1001(b). This website also lists the penalty amounts for violations that occurred on or before Nov. 2, 2015.

¹⁶ 17 CFR 201.1001(a).

III. Small Business Regulatory Enforcement Fairness Act Status

The Office of Management and Budget (“OMB”) has concurred in our recommendation that this Notice is not a “major rule” as defined by section 251 of the Small Business Regulatory Enforcement Fairness Act (“SBREFA”), 5 U.S.C. 804(2), because (1) it will not have an annual effect of \$100 million dollars or more on the economy, (2) it does not present a major increase in prices for consumers or individual industries, and (3) it does not have significant adverse effects on competition, investment, or innovation.¹⁷

By the Commission.

Dated: January 5, 2024.

Vanessa A. Countryman,
Secretary.

[FR Doc. 2024–00378 Filed 1–10–24; 8:45 am]

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¹⁷ See generally SBREFA, Public Law 104–121 (1996).

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–99279; File No. SR–NYSEARCA–2023–37]

Self-Regulatory Organizations; NYSE Arca, Inc.; Notice of Withdrawal of a Proposed Rule Change To List and Trade Shares of the COTwo Advisors Physical European Carbon Allowance Trust Under NYSE Arca Rule 8.201–E

January 5, 2024.

On May 23, 2023, NYSE Arca, Inc. (“NYSE Arca” or “Exchange”) filed with the Securities and Exchange Commission (“Commission”), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (“Act”)¹ and Rule 19b–4 thereunder,² a proposed rule change to list and trade shares of the COTwo Advisors Physical European Carbon Allowance Trust under NYSE Arca Rule 8.201–E (Commodity-Based

¹ 15 U.S.C. 78s(b)(1).

² 17 CFR 240.19b–4.

Trust Shares). The proposed rule change was published for comment in the **Federal Register** on June 12, 2023.³

On July 25, 2023, pursuant to Section 19(b)(2) of the Act,⁴ the Commission designated a longer period within which to approve the proposed rule change, disapprove the proposed rule change, or institute proceedings to determine whether to disapprove the proposed rule change.⁵ On September 6, 2023, the Commission instituted proceedings pursuant to Section 19(b)(2)(B) of the Act⁶ to determine whether to approve or disapprove the proposed rule change.⁷ On September 29, 2023, the Exchange submitted Amendment No. 1 to the proposed rule change, and on October 20, 2023, the Exchange withdrew Amendment No. 1. On November 27, 2023, the Commission designated a longer period for Commission action on the proposed rule change.⁸ The Commission has not received any comment letters on the proposal. On December 26, 2023, the Exchange withdrew the proposed rule change (SR-NYSEARCA-2023-37).

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.⁹

Christina Z. Milnor,
Assistant Secretary.

[FR Doc. 2024-00384 Filed 1-10-24; 8:45 am]

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SOCIAL SECURITY ADMINISTRATION

[Docket No. SSA-2023-0044]

Notice on Penalty Inflation Adjustments for Civil Monetary Penalties

AGENCY: Social Security Administration.

ACTION: Notice announcing updated penalty inflation adjustments for civil monetary penalties for 2024.

SUMMARY: The Social Security Administration is giving notice of its updated maximum civil monetary penalties. These amounts are effective from January 15, 2024 through January 14, 2025. These figures represent an annual adjustment for inflation. The updated figures and notification are required by the Federal Civil Penalties

Inflation Adjustment Act Improvements Act of 2015.

FOR FURTHER INFORMATION CONTACT:

Jessica Stubbs Platt, Deputy Counsel to the Inspector General, Room 3-ME-1, 6401 Security Boulevard, Baltimore, MD 21235-6401, (410) 816-4054. For information on eligibility or filing for benefits, call the Social Security Administration's national toll-free number, 1-800-772-1213 or TTY 1-800-325-0778, or visit the Social Security Administration's internet site, Social Security Online, at <http://www.socialsecurity.gov>.

SUPPLEMENTARY INFORMATION: On June 27, 2016, pursuant to the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (the 2015 Act),¹ we published an interim final rule to adjust the level of civil monetary penalties (CMPs) under Sections 1129 and 1140 of the Social Security Act, 42 U.S.C. 1320a-8 and 1320b-10, respectively, with an initial "catch-up" adjustment effective August 1, 2016.² We announced in the interim final rule that for any future adjustments, we would publish a notice in the **Federal Register** to announce the new amounts. The annual inflation adjustment in subsequent years must be a cost-of-living adjustment based on any increases in the October Consumer Price Index for All Urban Consumers (CPI-U) (not seasonally adjusted) each year.³ Inflation adjustment increases must be rounded to the nearest multiple of \$1.⁴ We last updated the maximum penalty amounts effective January 15, 2023.⁵ Based on Office of Management and

¹ See <https://www.congress.gov/bill/114th-congress/house-bill/1314/text>. See also 81 FR 41438, <https://www.federalregister.gov/documents/2016/06/27/2016-13241/penalty-inflation-adjustments-for-civil-money-penalties>.

² See 81 FR 41438, <https://www.federalregister.gov/documents/2016/06/27/2016-13241/penalty-inflation-adjustments-for-civil-money-penalties>.

³ See OMB Memorandum, Implementation of the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015, M-16-06, p. 1 (February 24, 2016), https://www.whitehouse.gov/wp-content/uploads/legacy_drupal_files/omb/memoranda/2016/m-16-06.pdf. See also 81 FR 41438, <https://www.federalregister.gov/documents/2016/06/27/2016-13241/penalty-inflation-adjustments-for-civil-money-penalties>.

⁴ OMB Memorandum, Implementation of the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015, M-16-06, p. 3 (February 24, 2016), https://www.whitehouse.gov/wp-content/uploads/legacy_drupal_files/omb/memoranda/2016/m-16-06.pdf. See also 81 FR 41438, <https://www.federalregister.gov/documents/2016/06/27/2016-13241/penalty-inflation-adjustments-for-civil-money-penalties>.

⁵ See 87 FR 80245, <https://www.federalregister.gov/documents/2022/12/29/2022-28284/notice-on-penalty-inflation-adjustments-for-civil-monetary-penalties>.

Budget (OMB) guidance,⁶ the information below serves as public notice of the new maximum penalty amounts for 2024. The adjustment results in the following new maximum penalties, which will be effective as of January 15, 2024.

Section 1129 CMPs (42 U.S.C. 1320a-8):

\$9,399.00 (current maximum per violation for fraud facilitators in a position of trust) × 1.03241 (OMB-issued inflationary adjustment multiplier) = \$9,703.62. When rounded to the nearest dollar, the new maximum penalty is \$9,704.

\$9,966.00 (current maximum per violation for all other violators) × 1.03241 (OMB-issued inflationary adjustment multiplier) = \$10,289.00. When rounded to the nearest dollar, the new maximum penalty is \$10,289.

Section 1140 CMPs (42 U.S.C. 1320b-10):

\$12,397.00 (current maximum per violation for all violations other than broadcast or telecasts) × 1.03241 (OMB-issued inflationary adjustment multiplier) = \$12,798.79. When rounded to the nearest dollar, the new maximum penalty is \$12,799.

\$61,982.00 (current maximum per violative broadcast or telecast) × 1.03241 (OMB-issued inflationary adjustment multiplier) = \$63,990.84. When rounded to the nearest dollar, the new maximum penalty is \$63,991.

Michelle Murray,

Chief Counsel, Office of the Inspector General,
Social Security Administration.

[FR Doc. 2024-00408 Filed 1-10-24; 8:45 am]

BILLING CODE 4191-02-P

SOCIAL SECURITY ADMINISTRATION

[Docket No. SSA-2023-0005]

Finding Regarding Foreign Social Insurance or Pension System of Cambodia

AGENCY: Social Security Administration.

ACTION: Notice of finding regarding foreign social insurance or pension system of Cambodia.

SUMMARY: We find that, under the Alien Nonpayment Provision of the Social Security Act (Act), citizens of Cambodia may continue to receive Social Security benefits under title II, after 6 consecutive months of absence from the United States, without regard to length of absence, if they meet certain conditions. This finding is based on our analysis of information and data we

⁶ See OMB Memorandum, Implementation of Penalty Inflation Adjustments for 2024, Pursuant to the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015, M-24-07, p. 1 (December 19, 2023), <https://www.whitehouse.gov/wp-content/uploads/2023/12/M-24-07-Implementation-of-Penalty-Inflation-Adjustments-for-2024.pdf>.

³ See Securities Exchange Act Release No. 97653 (June 6, 2023), 88 FR 38110.

⁴ 15 U.S.C. 78s(b)(2).

⁵ See Securities Exchange Act Release No. 97972, 88 FR 49508 (July 31, 2023).

⁶ 15 U.S.C. 78s(b)(2)(B).

⁷ See Securities Exchange Act Release No. 98302, 88 FR 62608 (September 12, 2023).

⁸ See Securities Exchange Act Release No. 99019, 88 FR 84007 (December 1, 2023).

⁹ 17 CFR 200.30-3(a)(12).