

Issued in Washington, DC, on January 11, 2024.

Frank Lias,

Manager, Rules and Regulations Group.

[FR Doc. 2024-00804 Filed 1-16-24; 8:45 am]

BILLING CODE 4910-13-P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 73

[Docket No. FAA-2023-2220; Airspace Docket No. 23-AWP-59]

RIN 2120-AA66

#### Amendment of Restricted Area R-2512 Holtville, CA; Correction

**AGENCY:** Federal Aviation Administration (FAA), Department of Transportation (DOT).

**ACTION:** Final rule; correction.

**SUMMARY:** This action corrects a final rule that published in the **Federal Register** on November 16, 2023, that amends restricted area R-2512 in the vicinity of Holtville, CA. This action corrects a typographical error in that rule stating that incorrect section would be amended.

**DATES:** Effective date 0901 UTC, January 25, 2024.

**ADDRESSES:** A copy of the notice of proposed rulemaking (NPRM), all comments received, the final rule, this final rule correction, and all background material may be viewed online at [www.regulations.gov](http://www.regulations.gov) using the FAA Docket number. Electronic retrieval help and guidelines are available on the website. It is available 24 hours each day, 365 days each year.

**FOR FURTHER INFORMATION CONTACT:** Steven Roff, Rules and Regulations Group, Office of Policy, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591; telephone: (202) 267-8783.

#### SUPPLEMENTARY INFORMATION:

##### History

The FAA published a final rule in the **Federal Register** for Docket No. FAA-2023-2220 (88 FR 78636; November 16, 2023), that amended restricted area R-2512 in the vicinity of Holtville, CA. The section of 14 CFR part 73 to be amended by the final rule was incorrectly stated as § 73.22. The correct section of 14 CFR part 73 to be amended is § 73.25. This rule corrects this typographical error.

#### Correction to Final Rule

In FR Doc. 2023-25347, appearing on page 78636, as published in the **Federal Register** of November 16, 2023, the FAA makes the following correction:

■ 1. On page 78637, in the second column, correct amendatory instruction 2 and the accompanying text to read as follows:

#### § 73.25 [Amended]

■ 2. Section 73.25 is amended as follows:

\* \* \* \* \*

#### R-2512 Holtville, CA [Amended]

*Boundaries.* Beginning at lat. 33°05'00" N, long. 115°17'33" W; to lat. 33°00'00" N, long. 115°13'33" W; to lat. 32°51'00" N, long. 115°05'33" W; to lat. 32°51'00" N, long. 115°17'03" W; to lat. 32°58'00" N, long. 115°17'33" W; to lat. 33°05'00" N, long. 115°20'03" W; to the point of beginning.

*Designated altitudes.* Surface to 23,000 feet MSL.

*Time of designation.* 0600-2300 local time daily; other times by NOTAM 24 hours in advance.

*Controlling agency.* FAA, Los Angeles ARTCC.

*Using Agency.* U.S. Marine Corps, Commanding Officer, Marine Corps Air Station Yuma, Yuma, AZ.

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## DEPARTMENT OF THE INTERIOR

### National Indian Gaming Commission

#### 25 CFR Part 575

#### Annual Adjustment of Civil Monetary Penalty To Reflect Inflation

**AGENCY:** National Indian Gaming Commission.

**ACTION:** Final rule.

**SUMMARY:** In compliance with the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (the Act) and Office of Management and Budget (OMB) guidance, the National Indian Gaming Commission (NIGC or Commission) is amending its civil monetary penalty rule to reflect an annual adjustment for inflation in order to improve the penalty's effectiveness and maintain its deterrent effect. The Act provides that the new penalty level must apply to penalties assessed after the effective date of the increase, including when the

penalties whose associated violation predate the increase.

#### DATES:

*Effective date:* January 17, 2024.

*Applicability date:* This rule is applicable beginning on January 15, 2024.

#### FOR FURTHER INFORMATION CONTACT:

Armando J. Acosta, Senior Attorney, Office of General Counsel, National Indian Gaming Commission, at (202) 632-7003; fax (202) 632-7066 (not toll-free numbers).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

On November 2, 2015, the President signed into law the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (Sec. 701 of Pub. L. 114-74). Beginning in 2017, the Act requires agencies to make annual inflationary adjustments to their civil monetary penalties by January 15th of each year, in accordance with annual OMB guidance.

##### II. Calculation of Annual Adjustment

In December of every year, OMB issues guidance to agencies to calculate the annual adjustment. According to OMB, the cost-of-living adjustment multiplier for fiscal year 2024 is 1.03241, based on the Consumer Price Index for the month of October 2023, not seasonally adjusted.

Pursuant to this guidance, the Commission has calculated the annual adjustment level of the civil monetary penalty contained in 25 CFR 575.4 ("The Chairman may assess a civil fine, not to exceed \$61,983 per violation, against a tribe, management contractor, or individual operating Indian gaming for each notice of violation . . ."). The 2024 adjusted level of the civil monetary penalty is \$63,992 (\$61,983 × 1.03241).

##### III. Regulatory Matters

###### Regulatory Planning and Review

This final rule is not a significant rule under Executive Order 12866.

(1) This rule will not have an effect of \$100 million or more on the economy or will not adversely affect, in a material way, the economy, productivity, competition, jobs, the environment, public health or safety, or state, local, or tribal governments or communities.

(2) This rule will not create a serious inconsistency or otherwise interfere with an action taken or planned by another agency.

(3) This rule does not involve entitlements, grants, user fees, or loan programs or the rights or obligations of recipients.