

anticipates a regular and frequent transmission through physical mail of a particular form or document containing Social Security numbers not already listed on the USDML, the Head of the Departmental Element may request that a new category relevant to the form or document be added to the USMDL in accordance with the procedures in paragraphs (e)(1) through (5) of this section:

(1) The requesting Departmental Element must prepare a memorandum for submission to the SAOP that:

- (i) Identifies the document that requires transmission via physical mail;
- (ii) Explains with specificity the reasons why a full Social Security number is required to be transmitted via physical mail on the form or document;
- (iii) Provides with specificity details on why the Social Security number cannot be a partial Social Security number; and
- (iv) Includes any other justification to support the Element's request, including any legal requirement that necessitates the Department sending a full Social Security number through physical mail for business or mission purposes.

(2) The Head of the Departmental Element must send the completed memorandum to the CPO for review.

(3) The CPO will review the request and forward its recommendation to the SAOP.

(4) The SAOP will review and approve or reject the Element's request.

(5) If the request is approved, the SAOP will issue a memorandum in response to the requestor stating the SAOP's determination and DOE will update the USDML and publish the updated USDML on the Department's website.

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## FEDERAL RESERVE SYSTEM

### 12 CFR Part 229

[Regulation CC; Docket No. R-1832]

RIN 7100-AG 76

#### Availability of Funds and Collection of Checks

**AGENCY:** Board of Governors of the Federal Reserve System (Board) and Consumer Financial Protection Bureau (CFPB).

**ACTION:** Final rule.

**SUMMARY:** The Board and the CFPB (collectively, the Agencies) are amending Regulation CC, which implements the Expedited Funds

Availability Act (EFA Act) and the Check Clearing for the 21st Century Act (Check 21 Act), to fulfill a statutory requirement in the EFA Act to adjust the dollar amounts under the EFA Act for inflation.

**DATES:** *Effective date:* This final rule is effective July 1, 2025.

**FOR FURTHER INFORMATION CONTACT:**

*Board:* Andrew Ruben, Counsel (202) 263-4851, Legal Division, or Ian C.B. Spear, Assistant Director (202) 452-3959, Division of Reserve Bank Operations and Payment Systems. For users of TTY-TRS, please call 711 from any telephone, anywhere in the United States.

*CFPB:* George Karithanom, Regulatory Implementation & Guidance Program Analyst, Office of Regulations, at 202-435-7700 or at: <https://reginquiries.consumerfinance.gov/>. If you require this document in an alternative electronic format, please contact [CFPB\\_Accessibility@cfpb.gov](mailto:CFPB_Accessibility@cfpb.gov).

**SUPPLEMENTARY INFORMATION:**

#### I. Background

Regulation CC (12 CFR part 229) implements the EFA Act and the Check 21 Act.<sup>1</sup> Subpart B of Regulation CC implements the requirements set forth in the EFA Act regarding the availability schedules within which banks<sup>2</sup> must make funds available for withdrawal, exceptions to those schedules, disclosure of funds availability policies, and payment of interest. The EFA Act and subpart B of Regulation CC contain specified dollar amounts, including: (1) the minimum amount of deposited funds that banks must make available for withdrawal by opening of business on the next day for certain check deposits ("minimum amount");<sup>3</sup> (2) the amount a bank must make available when using the EFA Act's permissive adjustment to the funds-availability rules for withdrawals by cash or other means ("cash withdrawal amount");<sup>4</sup> (3) the amount of funds deposited by certain checks in a new account that are subject to next-day availability ("new-account amount");<sup>5</sup> (4) the threshold for using an exception to the funds-availability schedules if the aggregate amount of checks on any one banking

<sup>1</sup> Expedited Funds Availability Act, 12 U.S.C. 4001 *et seq.*; Check Clearing for the 21st Century Act, 12 U.S.C. 5001 *et seq.*

<sup>2</sup> Section 229.2(e) of Regulation CC defines "bank" to include banks, savings institutions, and credit unions.

<sup>3</sup> The minimum amount is currently \$225. 12 CFR 229.10(c)(1)(vii); 12 U.S.C. 4002(a)(2)(D).

<sup>4</sup> The cash withdrawal amount is currently \$450. 12 CFR 229.12(d); 12 U.S.C. 4002(b)(3)(B).

<sup>5</sup> The new-account amount is currently \$5,525. 12 CFR 229.13(a)(1)(ii); 12 U.S.C. 4003(a)(3).

day exceeds the threshold amount ("large-deposit threshold");<sup>6</sup> (5) the threshold for determining whether an account has been repeatedly overdrawn ("repeatedly overdrawn threshold");<sup>7</sup> and (6) the civil liability amounts for failing to comply with the EFA Act's requirements.<sup>8</sup>

The Dodd-Frank Wall Street Reform and Consumer Protection Act (Dodd-Frank Act) made certain amendments to the EFA Act, and these amendments were effective on July 21, 2011.<sup>9</sup> Section 609(a) of the EFA Act,<sup>10</sup> as amended by section 1086(d) of the Dodd-Frank Act, provides that the Board and the Director of the CFPB shall jointly prescribe regulations to carry out the provisions of the EFA Act, to prevent the circumvention or evasion of such provisions, and to facilitate compliance with such provisions.

Additionally, section 1086(f) of the Dodd-Frank Act added section 607(f) of the EFA Act, which provides that the dollar amounts under the EFA Act shall be adjusted every five years after December 31, 2011, by the annual percentage increase in the Consumer Price Index for Urban Wage Earners and Clerical Workers (CPI-W), as published by the Bureau of Labor Statistics, rounded to the nearest multiple of \$25.<sup>11</sup> In 2019, the Agencies promulgated a final rule that implemented this section of the EFA Act. The final rule codified a methodology for inflation adjustments and specified that the relevant dollar amounts shall be adjusted effective on July 1, 2020, on July 1, 2025, and on July 1 of every fifth year after 2025.<sup>12</sup>

<sup>6</sup> The large-deposit threshold is currently \$5,525. 12 CFR 229.13(b); 12 U.S.C. 4003(b)(1).

<sup>7</sup> The repeatedly overdrawn threshold is currently \$5,525. 12 CFR 229.13(d)(2). This dollar amount is not specified in the EFA Act, but is a result of the authority of the Board and the CFPB under section 604(b)(3) of the EFA Act (12 U.S.C. 4003(b)(3)) to establish reasonable exceptions to time limitations for deposit accounts that have been overdrawn repeatedly.

<sup>8</sup> The civil liability amounts are currently "not less than \$100 nor greater than \$1,100" for an individual action and "not more than \$552,500 or 1 percent of the net worth" of a depository institution for a class action. 12 CFR 229.21(a)(2)(i), (a)(2)(ii)(B).

<sup>9</sup> Public Law 111-203, sections 1062, 1086, 1100H, 124 Stat. 2081 (2010); 75 FR 57252 (September 20, 2010).

<sup>10</sup> 12 U.S.C. 4008(a).

<sup>11</sup> 12 U.S.C. 4006(f).

<sup>12</sup> See 84 FR 31687 (July 3, 2019); 84 FR 45403 (Aug. 29, 2019); 12 CFR 229.11(a). As noted in the preamble to the July 2019 final rule, the effective dates are consistent with section 302 of the Riegle Community Development and Regulatory Improvement Act of 1994 (Pub. L. 103-325, 108 Stat. 2160, 12 U.S.C. 4802). That section provides that new regulations and amendments to regulations prescribed by Federal banking agencies,

Continued

For dollar amount adjustments that are effective on July 1, 2025, the inflation measurement period begins in July 2018 and ends in July 2023.<sup>13</sup>

**II. Adjustment**

As a result of the 21.8 percent increase in the CPI-W between July

2018 and July 2023, the following thresholds are effective July 1, 2025:<sup>14</sup>

Section	Threshold
Minimum Amount, 12 CFR 229.10(c)(1)(vii)	\$275
Cash Withdrawal Amount, 12 CFR 229.12(d)	550
New-Account Amount, 12 CFR 229.13(a)(1)(ii)	6,725
Large-Deposit Threshold, 12 CFR 229.13(b)	6,725
Repeatedly Overdrawn Threshold, 12 CFR 229.13(d)(2)	6,725
Civil Liability Minimum and Maximum for Individual Action, 12 CFR 229.21(a)(2)(i)	<sup>15</sup> 125
	\$1,350
Civil Liability Maximum for Class Action, 12 CFR 229.21(a)(2)(ii)(B)	672,950

**III. Legal Authority**

In issuing the final rule, the Agencies are exercising their authority under section 609(a) of the EFA Act (12 U.S.C. 4008(a)) to amend subpart B of Regulation CC to prescribe regulations to carry out the provisions of the EFA Act, to prevent the circumvention or evasion of such provisions, and to facilitate compliance with such provisions.<sup>16</sup>

**IV. Procedural Requirements**

*A. Administrative Procedure Act*

Under the Administrative Procedure Act, notice and opportunity for public comment are not required if the Agencies find that notice and public comment are impracticable, unnecessary, or contrary to the public interest.<sup>17</sup> The amendments in this rule are expected, technical, and non-discretionary adjustments that are required by statute and result from the application of a methodology in Regulation CC that the Agencies previously published for comment.<sup>18</sup> For these reasons, the Agencies have determined that publishing a notice of proposed rulemaking and providing opportunity for public comment are unnecessary. Therefore, the amendments are adopted in final form.

*B. Regulatory Flexibility Act*

The Regulatory Flexibility Act does not apply to a rulemaking where a general notice of proposed rulemaking is not required.<sup>19</sup> As noted previously,

including the Board (but not the CFPB), that impose additional reporting, disclosures, or other new requirements on insured depository institutions, shall take effect on the first day of a calendar quarter beginning on or after the date on which the regulations are published in final form (with certain exceptions). 84 FR 31687 at 31688 n.16.

<sup>13</sup> 12 CFR 229.11(b)(1).

<sup>14</sup> Dollar amounts have been rounded to the nearest multiple of \$25, consistent with statutory requirements. 12 U.S.C. 4006(f).

<sup>15</sup> The civil liability minimum threshold did not change in the previous five-year inflation

the Agencies have determined that it is unnecessary to publish a general notice of proposed rulemaking for this joint final rule. Accordingly, the Regulatory Flexibility Act's requirements relating to an initial and final regulatory flexibility analysis do not apply.

*C. Paperwork Reduction Act*

In accordance with the Paperwork Reduction Act of 1995,<sup>20</sup> the Agencies have reviewed this final rule and determined that it does not create any new information collections or substantially revise any existing collections.

*D. Plain Language Used*

Section 722 of the Gramm-Leach-Bliley Act (Pub. L. 106–102, 113 Stat. 1338, 1471, 12 U.S.C. 4809) requires the Federal banking agencies to use plain language in all proposed and final rules published after January 1, 2000. The Board has sought to present the final rule in a simple and straightforward manner.

*E. CFPB Congressional Review Act*

Pursuant to the Congressional Review Act (5 U.S.C. 801 *et seq.*), the CFPB will submit a report containing this rule and other required information to the United States Senate, the United States House of Representatives, and the Comptroller General of the United States prior to the rule taking effect. The Office of Information and Regulatory Affairs has designated this rule as not a “major rule” as defined by 5 U.S.C. 804(2).

measurement period due to rounding to the nearest \$25, consistent with statutory requirements. As a result, the inflation adjustment for this five-year period includes the aggregate inflation percentage increase for both five-year periods. 12 CFR 229.11(b)(4).

<sup>16</sup> Additionally, section 604(b)(3) of the EFA Act (12 U.S.C. 4003(b)(3)) authorizes the Agencies to establish reasonable exceptions to time limitations for deposit accounts that have been overdrawn repeatedly. As noted above, the Agencies also rely on this authority in adjusting the repeatedly overdrawn threshold in 12 CFR 229.13(d).

**List of Subjects in 12 CFR Part 229**

Banks, banking, Federal Reserve System, Reporting and recordkeeping requirements.

**Authority and Issuance**

For the reasons set forth in the preamble, the Board amends Regulation CC, 12 CFR part 229, as set forth below:

**PART 229—AVAILABILITY OF FUNDS AND COLLECTIONS OF CHECKS (REGULATION CC)**

■ 1. The authority citation for part 229 continues to read as follows:

**Authority:** 12 U.S.C. 4001–4010, 12 U.S.C. 5001–5018.

**Subpart B—Availability of Funds and Disclosure of Funds Availability Policies**

**§ 229.10 [Amended]**

■ 2. In § 229.10, remove “\$225,” and add in its place “\$275;” in paragraph (c)(1)(vii)(A).

■ 3. In § 229.11, revise paragraph (c) to read as follows:

**§ 229.11 Adjustment of dollar amounts.**

\* \* \* \* \*

(c) *Amounts.* (1) For purposes of § 229.10(c)(1)(vii), the dollar amount in effect during a particular period is the amount stated in this paragraph (c)(1) for that period.

(i) Prior to July 21, 2011, the amount is \$100.

<sup>17</sup> 5 U.S.C. 553(b)(B).

<sup>18</sup> In the preamble to the July 2019 final rule, the Agencies stated their expectation that notice and opportunity for public comment on subsequent inflation adjustments would be impracticable, unnecessary, or contrary to the public interest, because the calculation methodology for the adjustments is set forth in the regulation and future execution of the adjustments will be technical and non-discretionary. 84 FR 31687, 31690.

<sup>19</sup> 5 U.S.C. 603(a) and 604(a).

<sup>20</sup> 44 U.S.C. 3506; 5 CFR part 1320.

(ii) From July 21, 2011, through June 30, 2020, by operation of section 603(a)(2)(D) of the EFA Act (12 U.S.C. 4002(a)(2)(D)) the amount is \$200.

(iii) From July 1, 2020, through June 30, 2025, the amount is \$225.

(iv) Effective July 1, 2025, the amount is \$275.

(2) For purposes of § 229.12(d), the dollar amount in effect during a particular period is the amount stated in this paragraph (c)(2) for that period.

(i) Prior to July 1, 2020, the amount is \$400.

(ii) From July 1, 2020, through June 30, 2025, the amount is \$450.

(iii) Effective July 1, 2025, the amount is \$550.

(3) For purposes of §§ 229.13(a), (b), and (d), the dollar amount in effect during a particular period is the amount stated in this paragraph (c)(3) for that period.

(i) Prior to July 1, 2020, the amount is \$5,000.

(ii) From July 1, 2020, through June 30, 2025, the amount is \$5,525.

(iii) Effective July 1, 2025, the amount is \$6,725.

(4) For purposes of § 229.21(a), the dollar amounts in effect during a particular period are the amounts stated in this paragraph (c)(4) for the period.

(i) Prior to July 1, 2020, the amounts are \$100, \$1,000, and \$500,000 respectively.

(ii) From July 1, 2020, through June 30, 2025, the amounts are \$100, \$1,100, and \$552,500 respectively.

(iii) Effective July 1, 2025, the amounts are \$125, \$1,350, and \$672,950 respectively.

**§ 229.12 [Amended]**

■ 4. In § 229.12, remove “\$450” and “\$225” and add in their places “\$550” and “\$275”, respectively, in paragraph (d).

**§ 229.13 [Amended]**

■ 5. In § 229.13, remove “\$5,525” and add in its place “\$6,725” in paragraphs (a)(1)(ii), (b), and (d)(2).

**§ 229.21 [Amended]**

■ 6. In § 229.21:

■ a. Remove “\$100” and “\$1,100” and add in their places “\$125” and “\$1,350”, respectively, in paragraph (a)(2)(i).

■ b. Remove “\$552,500” and add in its place “\$672,950” in paragraph (a)(2)(ii)(B).

**Appendix E to Part 229—[Amended]**

■ 7. In appendix E to part 229, remove the dollar amounts in the “Remove” column wherever they appear within the section indicated in the “Section”

column, and add in their places the dollar amounts in the “Add” column in the following table:

Section	Remove	Add
IV.D.1 .....	\$5,525	\$6,725
IV.D.5 .....	225	275
IV.D.5 .....	1,225	1,275
IV.D.5 .....	500	550
VI.D.1. and 2 .....	450	550
VI.D.1 .....	100	275
VI.F.1 .....	100	275
VII.B.2.b .....	100	275
VII.B.2.b .....	5,525	6,725
VII.B.2.b .....	5,000	6,725
VII.C.1 .....	5,525	6,725
VII.C.2 .....	2,225	2,275
VII.C.2 .....	225	275
VII.C.2 .....	5,300	6,450
VII.C.2 .....	3,475	2,275
VII.D.3 .....	100	275
VII.E.2 .....	5,525	6,725
VII.E.4 .....	100	275
VII.F.1 .....	100	275
VII.G.1 .....	100	275
VII.H.2.b, b.(1), and b.(2) .....	5,525	6,725
VII.H.2.b.(1) and (2) .....	225	275
VII.H.2.b.(1) and (2) .....	5,300	6,450
VII.I.4 .....	5,000	6,725
VII.I.4 .....	2,000	275
XIII.C.3 and 4 .....	400	550
XIV.C.2 .....	225	275
XIV.C.2 .....	75	25

By order of the Board of Governors of the Federal Reserve System.

**Ann E. Misback,**

*Secretary of the Board.*

**Brian Shearer,**

*Assistant Director, Office of Policy Planning and Strategy, Consumer Financial Protection Bureau.*

[FR Doc. 2024–10844 Filed 5–17–24; 8:45 am]

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**DEPARTMENT OF TRANSPORTATION**

**Federal Aviation Administration**

**14 CFR Part 71**

**[Docket No. FAA–2023–2275; Airspace Docket No. 23–AEA–22]**

**RIN 2120–AA66**

**Amendment of Class D and Class E Airspace; Lewisburg, WV**

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

**ACTION:** Final rule; correction.

**SUMMARY:** A final rule was published in the *Federal Register* on April 8, 2024, amending Class D surface area and Class E airspace for Greenbrier Valley Airport, Lewisburg, WV, as the BUSHI non-directional beacon (NDB) was removed from the airspace descriptions. This

action corrects the Class D airspace description by changing the ceiling of the airspace from 4,000 feet to 4,800 feet.

**DATES:** Effective 0901 UTC, July 11, 2024. The Director of the Federal Register approves this incorporation by reference action under 1 CFR part 51, subject to the annual revision of FAA Order JO 7400.11 and publication of conforming amendments.

**FOR FURTHER INFORMATION CONTACT:** John Fornito, Operations Support Group, Eastern Service Center, Federal Aviation Administration, 1701 Columbia Avenue, College Park, GA 30337; Telephone: (404) 305–6364.

**SUPPLEMENTARY INFORMATION:**

**Authority for This Rulemaking**

**History**

The FAA published a final rule in the *Federal Register* (89 FR 24367, April 8, 2024) for Doc. No. FAA–2023–2275, updating the Class D and Class E airspace for Greenbrier Valley Airport, Lewisburg, WV. In the Class D descriptor, the ceiling was inadvertently changed to 4,000 feet. The ceiling should be 4,800 feet. This action corrects this error.

**Correction to Final Rule**

This action amends (14 CFR) part 71 by correcting the Class D airspace descriptor for Greenbrier Valley Airport, Lewisburg, WV, by replacing the ceiling from 4,000 feet to 4,800 feet.

**Regulatory Notices and Analyses**

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It therefore: (1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is minimal. Since this is a routine matter that only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

**Environmental Review**

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1F, “Environmental