

Pursuant to the 2015 Improvements Act, today the NRC published in the Rules section of the **Federal Register** a revision to § 2.205(j), increasing the maximum CMP for a violation of the AEA to \$303,471 per violation, per day. This adjustment requires a corresponding revision to the NRC Enforcement Policy. Specifically, the

maximum CMP amount found in Section 8.0, “Table of Base Civil Penalties” of the NRC Enforcement Policy is being updated to \$300,000, consistent with the NRC’s existing practice of rounding the maximum CMP amount codified in § 2.205(j) down to the nearest multiple of \$10,000. Lesser CMP amounts in the table of base civil

penalties are also being adjusted to maintain the same proportional relationship amongst the penalty amounts, except for item “f.”, which is based on the estimated or actual cost of authorized disposal and not on the monetary value codified in § 2.205(j).

Accordingly, the NRC has revised its Policy to read as follows:

## 8.0—TABLE OF BASE CIVIL PENALTIES

Table A

|                                                                                                                                                                                                                                                                                                  |           |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|
| a. Power reactors, gaseous diffusion uranium enrichment plants, and high-level waste repository .....                                                                                                                                                                                            | \$300,000 |
| b. Fuel fabricators authorized to possess Category I or II quantities of SNM and uranium conversion facilities .....                                                                                                                                                                             | 150,000   |
| c. All other fuel fabricators, including facilities under construction, authorized to possess Category III quantities of SNM, industrial processors, independent spent fuel and monitored retrievable storage installations, mills, gas centrifuge and laser uranium enrichment facilities ..... | 75,000    |
| d. Test reactors, contractors, waste disposal licensees, industrial radiographers, and other large material users .....                                                                                                                                                                          | 30,000    |
| e. Research reactors, academic, medical, or other small material users .....                                                                                                                                                                                                                     | 15,000    |
| f. Loss, abandonment, or improper transfer or disposal of regulated material, regardless of the use or type of licensee:                                                                                                                                                                         |           |
| 1. Sources or devices with a total activity greater than $3.7 \times 10^4$ MBq (1 Curie), excluding hydrogen-3 (tritium) .....                                                                                                                                                                   | 54,000    |
| 2. Other sources or devices containing the materials and quantities listed in 10 CFR 31.5(c)(13)(i) .....                                                                                                                                                                                        | 17,000    |
| 3. Sources and devices not otherwise described above .....                                                                                                                                                                                                                                       | 7,000     |
| g. Individuals who release safeguards information .....                                                                                                                                                                                                                                          | 7,500     |

## II. Paperwork Reduction Act Statement

This policy statement does not contain any new or amended collection of information subject to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*). Existing collection of information were approved by the Office of Management and Budget (OMB), approval numbers 3150–0010 and 3150–0136.

### Public Protection Notification

The NRC may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the document requesting or requiring the collection displays a currently valid OMB control number.

## III. Congressional Review Act

This action is not a rule as defined in the Congressional Review Act (5 U.S.C. 801–808).

Dated in Rockville, Maryland, this 31st day of December, 2019.

For the Nuclear Regulatory Commission,  
**Margaret M. Doane,**  
*Executive Director for Operations.*

[FR Doc. 2020–00305 Filed 1–14–20; 8:45 am]

BILLING CODE 7590–01–P

## POSTAL REGULATORY COMMISSION

[Docket No. ACR2019; Order No. 5400]

### Postal Service Performance Report and Performance Plan

**AGENCY:** Postal Regulatory Commission.

**ACTION:** Notice.

**SUMMARY:** On December 27, 2019, the Postal Service filed the FY 2019 Performance Report and FY 2020 Performance Plan with its FY 2019 Annual Compliance Report. This notice informs the public of the filing, invites public comment, and takes other administrative steps.

**DATES:** *Comments are due:* February 28, 2020. *Reply Comments are due:* March 13, 2020.

**ADDRESSES:** Submit comments electronically via the Commission’s Filing Online system at <http://www.prc.gov>. Those who cannot submit comments electronically should contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section by telephone for advice on filing alternatives.

**FOR FURTHER INFORMATION CONTACT:** David A. Trissell, General Counsel, at 202–789–6820.

### SUPPLEMENTARY INFORMATION:

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- I. Introduction
- II. Request for Comments
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### I. Introduction

Each year the Postal Service must submit to the Commission its most recent annual performance plan and annual performance report. 39 U.S.C. 3652(g). On December 27, 2019, the Postal Service filed its FY 2019 Annual Report to Congress in Docket No.

ACR2019.<sup>1</sup> The FY 2019 Annual Report includes the Postal Service’s FY 2019 annual performance report (FY 2019 Report) and FY 2020 annual performance plan (FY 2020 Plan). FY 2019 Annual Report at 18–37.

The FY 2020 Plan reviews the Postal Service’s plans for FY 2020. The FY 2019 Report discusses the Postal Service’s progress during FY 2019 toward its four performance goals:

- High-Quality Service
- Excellent Customer Experiences
- Safe Workplace and Engaged Workforce

Each year, the Commission must evaluate whether the Postal Service met the performance goals established in the annual performance plan and annual performance report. 39 U.S.C. 3653(d). The Commission may also “provide recommendations to the Postal Service related to the protection or promotion of public policy objectives set out in” title 39. *Id.*

Since Docket No. ACR2013, the Commission has evaluated whether the Postal Service met its performance goals in reports separate from the Annual Compliance Determination.<sup>2</sup> The

<sup>1</sup> United States Postal Service FY 2019 Annual Report to Congress, Library Reference USPS–FY19–17, December 27, 2019 (FY 2019 Annual Report).

<sup>2</sup> See Docket No. ACR2013, Postal Regulatory Commission, Review of Postal Service FY 2013 Performance Report and FY 2014 Performance Plan, July 7, 2014; Docket No. ACR2014, Postal Regulatory Commission, Analysis of the Postal Service’s FY 2014 Program Performance Report and FY 2015 Performance Plan, July 7, 2015; Docket No. ACR2015, Postal Regulatory Commission, Analysis of the Postal Service’s FY 2015 Annual Performance Report and FY 2016 Performance Plan, May 4, 2016;

Commission continues this current practice to provide a more in-depth analysis of the Postal Service's progress toward meeting its performance goals and plans to improve performance in future years. To facilitate this review, the Commission invites public comment on the following issues:

- Did the Postal Service meet its performance goals in FY 2019?
- Do the FY 2019 Report and the FY 2020 Plan meet applicable statutory requirements, including 39 U.S.C. 2803 and 2804?
- What recommendations should the Commission provide to the Postal Service that relate to protecting or promoting public policy objectives in title 39?
- What recommendations or observations should the Commission make concerning the Postal Service's strategic initiatives?<sup>3</sup>
- What other matters are relevant to the Commission's analysis of the FY 2019 Report and the FY 2020 Plan under 39 U.S.C. 3653(d)?

## II. Request for Comments

Comments by interested persons are due no later than February 28, 2020. Reply comments are due no later than March 13, 2020. Pursuant to 39 U.S.C. 505, Katalin K. Clendenin is appointed to serve as Public Representative to represent the interests of the general public in this proceeding with respect to issues related to the Commission's analysis of the FY 2019 Report and the FY 2020 Plan.

## III. Ordering Paragraphs

*It is ordered:*

1. The Commission invites public comment on the Postal Service's FY 2019 Report and FY 2020 Plan.
2. Pursuant to 39 U.S.C. 505, the Commission appoints Katalin K. Clendenin to serve as Public Representative to represent the interests of the general public in this proceeding with respect to issues related to the Commission's analysis of the FY 2019 Report and the FY 2020 Plan.
3. Comments are due no later than February 28, 2020.
4. Reply comments are due no later than March 13, 2020.

Docket No. ACR2016, Postal Regulatory Commission, Analysis of the Postal Service's FY 2016 Annual Performance Report and FY 2017 Performance Plan, April 27, 2017; Docket No. ACR2017, Postal Regulatory Commission, Analysis of the Postal Service's FY 2017 Annual Performance Report and FY 2018 Performance Plan, April 26, 2018; Docket No. ACR2018, Postal Regulatory Commission, Analysis of the Postal Service's FY 2018 Annual Performance Report and FY 2019 Performance Plan, May 13, 2019.

<sup>3</sup> See FY 2019 Annual Report at 36–37.

5. The Secretary shall arrange for publication of this Order in the **Federal Register**.

By the Commission.

**Ruth Ann Abrams,**  
*Acting Secretary.*

[FR Doc. 2020–00450 Filed 1–14–20; 8:45 am]

BILLING CODE 7710–FW–P

## RAILROAD RETIREMENT BOARD

### Sunshine Act Meetings

**FEDERAL REGISTER CITATION OF PREVIOUS ANNOUNCEMENT:** FR Doc. 2020–00056 Filed 1–2–20.

**PREVIOUSLY ANNOUNCED TIME AND DATE OF THE MEETING:** 10:00 a.m., January 15, 2020.

**CHANGES IN THE MEETING:** By unanimous vote of the Board, addition of a closed meeting item: SCOTUS decision.

**CONTACT PERSON FOR MORE INFORMATION:** Stephanie Hillyard, Secretary to the Board, Phone No. 312–751–4920.

**Authority:** 5 U.S.C. 552b.

Dated: January 10, 2020.

**Stephanie Hillyard,**  
*Secretary to the Board.*

[FR Doc. 2020–00583 Filed 1–13–20; 11:15 am]

BILLING CODE 7905–01–P

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–87928; File No. SR–NYSEARCA–2019–61]

### Self-Regulatory Organizations; NYSE Arca, Inc.; Notice of Filing of Amendment No. 1 to Proposed Rule Change Amending the NYSE Arca Options Fees and Charges and the NYSE Arca Equities Fees and Charges Related to Co-location Services in the Mahwah, New Jersey Data Center

January 9, 2020.

On August 22, 2019, 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”) <sup>1</sup> and Rule 19b–4 thereunder, <sup>2</sup> a proposed rule change to amend their co-location Users <sup>3</sup> access to the “NMS Network”—an alternate, dedicated network providing connectivity to data feeds for the National Market System Plans for which Securities Industry Automation

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b–4.

<sup>3</sup> See *infra* note 9 defining “Users.”

Corporation (“SIAC”) is engaged as the exclusive securities information processor (“SIP”)—and establish associated fees. The proposed rule change was published for comment in the **Federal Register** on September 10, 2019.<sup>4</sup> On October 24, 2019, the Commission extended the time period within which to approve the proposed rule change, disapprove the proposed rule change, or institute proceedings to determine whether to approve or disapprove the proposed rule change, to December 9, 2019.<sup>5</sup> The Commission received one comment letter on the proposal, a response from the Exchanges, and a subsequent letter from the original commenter.<sup>6</sup> On December 9, 2019, the Commission instituted proceedings to determine whether to approve or disapprove the proposed rule change.<sup>7</sup> On December 23, 2019, the Exchange filed Amendment No. 1 to the proposed rule change as described in Items I and II below, which Items have been prepared by Exchange. The Commission is publishing this notice to solicit comments on Amendment No. 1 to the proposed rule change from interested persons.

### I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The Exchange proposes to amend the services available to Users that use co-location services in the Mahwah, New Jersey data center to add the NMS network to connect to the NMS feeds. This Amendment No. 1, which supersedes the original filing in its entirety, is designed to address comments in the Commission's Order instituting proceedings to determine whether to approve or disapprove the original filing.<sup>8</sup> The proposed change is

<sup>4</sup> See Securities Exchange Act Release No. 86868 (September 4, 2019), 84 FR 47610.

<sup>5</sup> See Securities Exchange Act Release No. 87400, 84 FR 58189 (October 30, 2019).

<sup>6</sup> See, respectively, letter dated October 24, 2019 from John M. Yetter, Vice President and Senior Deputy General Counsel, Nasdaq Stock Market LLC (“Nasdaq”), to Vanessa Countryman, Secretary, Commission (“Nasdaq Letter”); letter dated November 8, 2019 from Elizabeth K. King, Chief Regulatory Officer, ICE, General Counsel and Corporate Secretary, NYSE to Ms. Vanessa Countryman, Secretary, Commission (“NYSE Response Letter”); and letter dated November 25, 2019 from Joan C. Conley, Senior Vice President and Corporate Secretary, Nasdaq, to Vanessa Countryman, Secretary, Commission (“Second Nasdaq Letter”). All comments received by the Commission on the proposed rule change are available on the Commission's website at: <https://www.sec.gov/comments/sr-nysearca-2019-61/srnysearca201961.htm>.

<sup>7</sup> See *infra* note 8.

<sup>8</sup> See Securities Exchange Act Release No. 87699 (December 9, 2019), 84 FR 68239 (December 13, 2019) (SR–NYSEARCA–2019–61) (“Order”).