following is a summary of activity to date.

AMS engaged in a Tribal Consultation in conjunction with a previous rulemaking also under the P&S Act (''Inclusive Competition and Market Integrity Under the Packers and Stockyards Act'' (87 FR 60010, October 3, 2022)) on January 19, 2023, in person in Tulsa, Oklahoma, and virtually. AMS received multiple Tribal comments from that Consultation, many of which were specific to and considered in that rulemaking. In that consultation, Tribes raised legal concerns with respect to the jurisdiction of AMS enforcement of the P&S Act. Tribes commented that the P&S Act does not apply to Tribes and Tribal entities. Those comments raise a legal issue of statutory interpretation, but these concerns are not directly implicated by this rule. AMS does not find that this rule carries substantial direct effects on one or more Indian Tribes beyond the purely legal issue raised during consultation.

AMS recognizes and supports the Secretary's desire to incorporate Tribal and Indigenous perspectives, remove barriers, and encourage Tribal self-determination principles in USDA programs, including hearing and understanding Tribal views on legal authorities and cost implications as facts and circumstances develop. If a Tribe requests additional consultation, AMS will work with USDA's Office of Tribal Relations to ensure meaningful consultation is provided in accordance with E.O. 13175.

J. E-Government Act

AMS is committed to complying with the E-Government Act (44 U.S.C. 3601, *et seq.*) by promoting the use of the internet and other information technologies to provide increased opportunities for citizen access to Government information and services, and for other purposes.

K. Unfunded Mandates Reform Act

Title II of the Unfunded Mandates Reform Act of 1995 (UMRA, Pub. L. 104–4) requires Federal agencies to assess the effects of their regulatory actions of State, local, and Tribal governments, or the private sector. Agencies generally must prepare a written statement, including cost benefits analysis, for proposed and final rules with Federal mandates that may result in expenditures of $100 million or more (adjusted for inflation) in any 1 year for State, local or Tribal governments, in the aggregate, or to the private sector. UMRA generally requires agencies to consider alternatives and adopt the more cost effective or least burdensome alternative that achieves the objectives of the rule. This rule will not compel the expenditure in any one year of $100 million or more (adjusted for inflation) by State, local, and Tribal governments, in the aggregate, or by the private sector. Therefore, a statement under 2 U.S.C. 1532 is not required.

L. Congressional Review Act

Pursuant to subtitle E of the Small Business Regulatory Enforcement Fairness Act of 1996 (also known as the Congressional Review Act, 5 U.S.C. 801 *et seq.*), OMB has determined that this rule does not meet the criteria set forth in 5 U.S.C. 804(2).

Erin Morris,

Administrator, Agricultural Marketing Service.

[FR Doc. 2026–10880 Filed 5–28–26; 4:15 pm]

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NUCLEAR REGULATORY COMMISSION

10 CFR Parts 2 and 13

[NRC–2023–0211]

RIN 3150–AL13

Adjustment of Civil Penalties for Inflation for Fiscal Year 2026

AGENCY: Nuclear Regulatory Commission.

ACTION: Discontinuation of rulemaking activity.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) is notifying the public that its civil monetary penalty amounts will not increase for the 2026 calendar year, and is discontinuing the rulemaking activity, ''Adjustment of Civil Penalties for Inflation for Fiscal Year 2026.'' This rulemaking activity will no longer be reported in the NRC's portion of the Unified Agenda of Regulatory and Deregulatory Actions (the Unified Agenda).

DATES: Effective June 1, 2026, the rulemaking activity discussed in this document is discontinued.

ADDRESSES: Please refer to Docket ID NRC–2023–0211 when contacting the NRC about the availability of information regarding this document. You may obtain publicly available information related to this document using any of the following methods:

- *Federal Rulemaking website:* Go to *https://www.regulations.gov* and search for Docket ID NRC–2023–0211. Address questions about NRC dockets to Helen Chang; telephone: 301–415–3228; email: *Helen.Chang@nrc.gov.*
- *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 ADAMS Public Search.'' For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1–800–397–4209, at 301–415–4737, or by email to *PDR.Resource@nrc.gov.* For the convenience of the reader, the ADAMS accession numbers are provided in the ''Availability of Documents'' section of this document.
- *NRC's PDR:* The PDR, where you may examine and order copies of publicly available documents, is open by appointment. To make an appointment to visit the PDR, please send an email to *PDR.Resource@nrc.gov* or call 1–800–397–4209 or 301–415–4737, between 8 a.m. and 4 p.m. eastern time, Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: David Suchy, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001; telephone: 301–415–4130; email: *David.Suchy@nrc.gov.*

SUPPLEMENTARY INFORMATION:

I. Background

Congress passed the Federal Civil Penalties Inflation Adjustment Act of 1990 (FCPIAA) to allow for regular adjustment for inflation of civil monetary penalties (CMPs), maintain the deterrent effect of such penalties and promote compliance with the law, and improve the collection of CMPs by the Federal government (Pub. L. 101–410, 104 Stat. 890; 28 U.S.C. 2461 note). On November 2, 2015, Congress amended the FCPIAA through the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (2015 Improvements Act) (Sec. 701, Pub. L. 114–74, 129 Stat. 599). The 2015 Improvements Act requires that the head of each agency continue to adjust CMP amounts, rounded to the nearest dollar, on an annual basis. Specifically, each CMP is to be adjusted based on the percentage change between the Consumer Price Index (CPI) for the month of October, and the CPI for the month of October for the previous year. The NRC most recently adjusted its civil penalties for inflation according to this statutory formula on January 15, 2025 (90 FR 3612).

II. Discussion

In a memorandum dated April 17, 2026, the Office of Management and

Budget (OMB) directed all Executive Branch agencies to cancel the inflation adjustment for fiscal year 2026 based on the lack of October 2025 Consumer Price Index for All Urban Consumers (CPI–U) data due to the lapse in appropriations at the beginning of fiscal year 2026.

Per the 2015 Improvements Act, the annual civil monetary penalties cost-of-living adjustment is based on the Bureau of Labor Statistics (BLS) data from the month of October of the prior year. Due to the government shutdown in October 2026, BLS was unable to produce the October 2025 data. Based on the lack of October 2025 CPI–U data, which is needed to make adjustments under the 2015 Improvements Act, there will be no updated cost-of-living adjustment multiplier for 2026. The NRC maximum civil monetary penalty for a violation of the Atomic Energy Act of 1954, as amended (AEA), or any regulation or order issued under the AEA, will remain $372,240 per violation, per day. Additionally, the NRC provisions concerning program fraud civil penalties and the maximum civil monetary penalty under the Program Fraud Civil Remedies Act will remain $14,308 for each false claim or statement.

III. Conclusion

The NRC is discontinuing the Adjustment of Civil Penalties for Inflation for Fiscal Year 2026 rulemaking. In the next edition of the Unified Agenda, the NRC will update the entry for this rulemaking activity and reference this document to indicate that the rulemaking activity is no longer being pursued. This rulemaking will appear in the completed actions section of that edition of the Unified Agenda but will not appear in future editions. The NRC will inform the public of future civil penalty adjustments to account for inflation through new rulemaking entries in the Unified Agenda.

Dated: May 28, 2026.

For the Nuclear Regulatory Commission.

Michael King,

Executive Director for Operations.

[FR Doc. 2026–10869 Filed 5–29–26; 8:45 am]

BILLING CODE 7590–01–P

NUCLEAR REGULATORY COMMISSION

10 CFR Part 72

[NRC–2026–0562]

RIN 3150–AL66

List of Approved Spent Fuel Storage Casks: Holtec International HI–STORM UMAX Canister Storage System, Certificate of Compliance No. 1040, Amendment No. 5

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 June 16, 2026, for the direct final rule that was published in the **Federal Register** on April 2, 2026. This direct final rule amended Holtec International HI–STORM UMAX Canister Storage System listing within the ''List of approved spent fuel storage casks'' to include Amendment No. 5 to Certificate of Compliance No. 1040.

DATES:

Effective date: The effective date of June 16, 2026, for the direct final rule published April 2, 2026 (91 FR 16541), is confirmed.

ADDRESSES: Please refer to Docket ID NRC–2026–0562 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:* Electronically at *https://www.regulations.gov.* Search for Docket ID NRC–2026–0562. Address questions about NRC dockets to Helen Chang; telephone: 301–415–3228; email: *Helen.Chang@nrc.gov.* For technical questions, contact the individual 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 ADAMS Public Search.'' For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1–800–397–4209, at 301–415–4737, or by email to *PDR.Resource@nrc.gov.* Amendment No. 5 of Certificate of Compliance No. 1040, the associated changes to the technical specifications, and the safety evaluation report are available in ADAMS under Package Accession No. ML26128A289.
- NRC's PDR: The PDR, where you may examine and order copies of publicly available documents, is open by appointment. To make an appointment to visit the PDR, please send an email to *PDR.Resource@nrc.gov* or call 1–800–397–4209 or 301–415–4737, between 8 a.m. and 4 p.m. eastern time, Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Amy McKenna, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001; email: *Amy.McKenna@nrc.gov.*

SUPPLEMENTARY INFORMATION: On April 2, 2026 (91 FR 16541), the NRC published a direct final rule amending its regulations in part 72, ''Packaging and Transportation of Radioactive Material,'' of title 10 of the *Code of Federal Regulations* to revise the certificate of compliance to include two new versions of the HI–STORM UMAX (Version B1 and B2). In the direct final rule, the NRC stated that if no significant adverse comments were received, the direct final rule would become effective on June 16, 2026.

The NRC received and docketed one comment on the companion proposed rule (91 FR 16588; April 2, 2026). An electronic copy of the comment can be obtained from the Federal Rulemaking website at *https://www.regulations.gov* under Docket ID NRC–2026–0562 and is also available in ADAMS under Accession No. ML26146A078. The NRC evaluated the comment against the criteria described in the direct final rule and determined that the comment was not significant and adverse. Therefore, this direct final rule will become effective as scheduled.

Dated: May 28, 2026.

For the Nuclear Regulatory Commission.

Krupskaya Castellon,

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

[FR Doc. 2026–10935 Filed 5–29–26; 8:45 am]

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