

make inflationary adjustments for civil monetary penalties in statutes that it administers. The following

chart displays those adjustments, as calculated pursuant to the statute:

| U.S. Code citation | CMP description | New maximum amount |
|--------------------------|---|--------------------|
| 12 U.S.C. 1464(v)(4) | Reports of Condition—1st Tier | \$2,000 |
| 12 U.S.C. 1464(v)(5) | Reports of Condition—2nd Tier | 22,000 |
| 12 U.S.C. 1464(v)(6) | Reports of Condition—3rd Tier | 1,100,000 |
| 12 U.S.C. 1467(d) | Refusal to Cooperate in Exam | 5,500 |
| 12 U.S.C. 1467a(i)(3) | Holding Company Act Violation | 5,500 |
| 12 U.S.C. 1467a(r)(1) | Late/Inaccurate Reports—1st Tier | 2,000 |
| 12 U.S.C. 1467a(r)(2) | Late/Inaccurate Reports—2nd Tier | 22,000 |
| 12 U.S.C. 1467a(r)(3) | Late/Inaccurate Reports—3rd Tier | 1,100,000 |
| 12 U.S.C. 1817(j)(16)(A) | Change in Control—1st Tier | 5,500 |
| 12 U.S.C. 1817(j)(16)(B) | Change in Control—2nd Tier | 27,500 |
| 12 U.S.C. 1817(j)(16)(C) | Change in Control—3rd Tier | 1,100,000 |
| 12 U.S.C. 1818(i)(2)(A) | Violation of Law or Unsafe or Unsound Practice—1st Tier. | 5,500 |
| 12 U.S.C. 1818(i)(2)(B) | Violation of Law or Unsafe or or Unsound Practice—2nd Tier. | 27,500 |
| 12 U.S.C. 1818(i)(2)(C) | Violation of Law or Unsafe or Unsound Practice—3rd Tier. | 1,100,000 |
| 12 U.S.C. 3349(b) | Appraisals Violation—1st Tier | 5,500 |
| 12 U.S.C. 3349(b) | Appraisals Violation—2nd Tier | 27,500 |
| 12 U.S.C. 3349(b) | Appraisals Violation—3rd Tier | 1,100,000 |
| 42 U.S.C. 4012a(f) | Flood Insurance | 350/105,000 |

[61 FR 56119, Oct. 31, 1996]

PART 512—RULES FOR INVESTIGATIVE PROCEEDINGS AND FORMAL EXAMINATION PROCEEDINGS

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AUTHORITY: 12 U.S.C. 1462a, 1463, 1464, 1467, 1467a, 1813; 15 U.S.C. 78 l.

SOURCE: 54 FR 49457, Nov. 30, 1989, unless otherwise noted.

§ 512.1 Scope of part.

This part prescribes rules of practice and procedure applicable to the conduct of investigative proceedings under section 10(g)(2) of the Home Owners' Loan Act, as amended, 12 U.S.C. 1467a(g)(2) ("HOLA") and to the conduct of formal examination proceedings with respect to savings associations and their affiliates under section 5(d)(1)(B) of the HOLA, as amended, 12 U.S.C. 1464(d)(1)(B) or section 7(j)(15) of the Federal Deposit Insurance Act, as amended, 12 U.S.C. 1817(j)(15) ("FDIA"), section 8(n) of the FDIA, 12 U.S.C.

1818(n), or section 10(c) of the FDIA, 12 U.S.C. 1820(c). This part does not apply to adjudicatory proceedings as to which hearings are required by statute, the rules for which are contained in part 509 of this chapter.

§ 512.2 Definitions.

As used in this part:

(a) *Office* means the Office of Thrift Supervision;

(b) *Investigative proceeding* means an investigation conducted under section 10(g)(2) of the HOLA;

(c) *Formal examination proceeding* means the administration of oaths and affirmations, taking and preserving of testimony, requiring the production of books, papers, correspondence, memoranda, and all other records, the issuance of subpoenas, and all related activities in connection with examination of savings associations and their affiliates conducted pursuant to section 5(d)(1)(B) of the HOLA, section 7(j)(15) of the FDIA, section 8(n) of the FDIA or section 10(c) of the FDIA; and

(d) *Designated representative* means the person or persons empowered by the Office to conduct an investigative proceeding or a formal examination proceeding.