

Office of Enforcement

Civil Penalty Tables

As mandated by the Federal Civil Penalties Inflation Adjustment Act of 1990, as further amended by the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015, DOE adjusts civil penalty amounts annually for inflation. The tables below show the amounts currently in effect and those in effect for at least five years prior to the latest adjustment. According to Section 6 of the Federal Civil Penalties Inflation Adjustment Act of 1990, DOE may apply the increased amount for penalty assessments made after the effective date of the increase, including penalty assessments for violations that occurred prior to the effective date of the increase.

The numbers in parentheses are the actual maximum allowable penalties. Numbers listed above them are the maximum penalties that the Department of Energy, including the National Nuclear Security Administration, intends to apply. As of the January 2020 adjustment, the Office of Enforcement's practice is to round the maximum allowable penalties published each year down to the nearest \$1,000.

10 C.F.R. Part 820, Procedural Rules for DOE Nuclear Activities

The maximum base civil penalty was originally established in August 1988 by the Price-Anderson Amendments Act of 1988 (Public Law 100-408) at \$100,000.

Effective Date	Severity Level I	Severity Level II	Severity Level III
January 2020	\$214,000 (\$214,097)	\$107,000	\$21,400
January 2019	\$210,000 (\$210,386)	\$105,000	\$21,000
January 2018	\$205,000 (\$205,211)	\$102,500	\$20,500
January 2017	\$201,000 (\$201,106)	\$100,500	\$20,100
July 2016	\$196,000 (\$197,869)	\$98,000	\$19,600

**10 C.F.R. Part 824, Procedural Rules for the Assessment of Civil Penalties
for Classified Information Security Violations**

The maximum base civil penalty was originally established in October 1999 by the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106-65) at \$100,000.

Effective Date	Severity Level I	Severity Level II	Severity Level III
January 2020	\$152,000 (\$152,998)	\$76,000	\$15,200
January 2019	\$150,000 (\$150,346)	\$75,000	\$15,000
January 2018	\$146,000 (146,648)	\$73,000	\$14,600
January 2017	\$143,000 (\$143,715)	\$71,500	\$14,300
July 2016	\$140,000 (\$141,402)	\$70,000	\$14,000

10 C.F.R. Part 851, Worker Safety and Health Program

The maximum base civil penalty was originally established in December 2002 by the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107-314) at \$70,000.

Effective Date	Severity Level I	Severity Level II
January 2020	\$99,000 (\$99,361)	\$49,500
January 2019	\$97,000 (\$97,639)	\$48,500
January 2018	\$95,000 (\$95,237)	\$47,500
January 2017	\$93,000 (\$93,332)	\$46,500
July 2016	\$90,000 (\$91,830)	\$45,000