

EIA-862 – Cryptocurrency Mining Facilities Report

OMB Control No. 1905-0213

Nonsubstantive change requests: In preparation for the 60-day Federal Register Notice, it was noted that there are two errors on the questionnaire.

- 1) The questionnaire is missing the standard EIA sanctions language that is placed on the last page of the questionnaire or instruction booklet.
- 2) The office name under Reporting Burden is incorrect.

Background: Under the section “Your Responses Are Required by Law”, the text reads:

This report is mandatory under the Federal Energy Administration Act of 1974 (Public Law 93-275). Failure to comply may result in criminal fines, civil penalties and other sanctions as provided by law. For further information concerning sanctions and data protections, see the provision on sanctions and the provision concerning confidentiality of information in the instructions.

EIA would like to add the missing standard EIA sanctions language that is referenced to the questionnaire:

Sanctions: *The timely submission of Form EIA-862 by those required to report is mandatory under 15 U.S.C. §772(b), as amended. Failure to respond may result in a civil penalty of not more than \$12,937 each day for each violation. The government may bring a civil action to prohibit reporting violations which may result in a temporary restraining order or a preliminary or permanent injunction without bond. In such civil action, the court may also issue mandatory injunctions commanding any person to comply with these reporting requirements.*

In addition, the office name under Reporting Burden is incorrect.

EIA would like to change the name from the “Office of Survey Development and Statistical Integration” to the “Office of Statistical Methods and Research.”

Benefits: Clarifying this information for respondents will standardize the questionnaire so it is consistent with other EIA questionnaires. In addition, this clarification may reduce burden if a respondent attempted to search for this information on the EIA website.