

## Regulatory Impact

The regulations adopted herein will not have a substantial direct effect on the States, on the relationship between the national Government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, it is determined that this final rule does not have federalism implications under Executive Order 13132.

The FAA has determined that this regulation is an emergency regulation that must be issued immediately to correct an unsafe condition in aircraft, and that it is not a "significant regulatory action" under Executive Order 12866. It has been determined further that this action involves an emergency regulation under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979). If it is determined that this emergency regulation otherwise would be significant under DOT Regulatory Policies and Procedures, a final regulatory evaluation will be prepared and placed in the Rules Docket. A copy of it, if filed, may be obtained from the Rules Docket at the location provided under the caption **ADDRESSES**.

## List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

## Adoption of the Amendment

■ Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

## PART 39—AIRWORTHINESS DIRECTIVES

■ 1. The authority citation for part 39 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40113, 44701.

### § 39.13 [Amended]

■ 2. Section 39.13 is amended by adding the following new airworthiness directive:

**2004-02-07 Bombardier, Inc. (Formerly Canadair):** Amendment 39-13442.  
Docket 2003-NM-262-AD.

**Applicability:** Model CL-600-2B19 (Regional Jet Series 100 & 440) airplanes, serial numbers 7003 through 7999 inclusive, certificated in any category.

**Compliance:** Required as indicated, unless accomplished previously.

To prevent undetected failure of the shear pin of both pitch feel simulator (PFS) units simultaneously, which could result in loss of pitch feel forces and consequent loss of control of the airplane, accomplish the following:

## Revise Airworthiness Limitations (AWL) Section of Aircraft Maintenance Manual

(a) Within 14 days after the effective date of this AD: Revise the airworthiness limitations (AWL) section of the Instructions for Continued Airworthiness of the aircraft maintenance manual by incorporating the functional check of the PFS pilot input lever, Task R27-31-A024-01, as specified in Bombardier Temporary Revision (TR) 2B-1784, dated October 24, 2003, to the CL-600-2B19 Canadair Regional Jet Maintenance Requirements Manual, Part 2, Appendix B, "Airworthiness Limitations," into the AWL section. When this information is included in the general revisions of the maintenance manual, the TR may be removed.

## Functional Test

(b) Perform a functional test of the pilot input lever of the PFS unit before the accumulation of 4,000 total flight hours, or within 60 days after the effective date of this AD, whichever is later. Do the test per Task R27-31-A024-01 of Bombardier TR 2B-1784, dated October 24, 2003. If any unit fails during the functional test, replace with a new or serviceable part per a method approved by either the Manager, New York Aircraft Certification Office (ACO), FAA; or TCCA (or its delegated agent).

## Reporting Requirement

(c) Submit a report of any failure that occurs during any functional test to Bombardier, Inc., Canadair, Aerospace Group, Technical Help Desk, John Kahn, P.O. Box 6087, Station Centre-ville, Montreal, Quebec H3C 3G9, Canada; fax (514) 855-7708, at the applicable time specified in paragraph (c)(1) or (c)(2) of this AD. Information collection requirements contained in this AD have been approved by the Office of Management and Budget (OMB) under the provisions of the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*) and have been assigned OMB Control Number 2120-0056.

(1) If the test was done after the effective date of this AD: Submit the report within 14 days after the inspection.

(2) If the test was done before the effective date of this AD: Submit the report within 14 days after the effective date of this AD.

## Alternative Methods of Compliance

(d) In accordance with 14 CFR 39.19, the Manager, New York ACO, is authorized to approve alternative methods of compliance for this AD.

## Incorporation by Reference

(e) Unless otherwise specified in this AD, the actions shall be done in accordance with Bombardier Temporary Revision 2B-1784, dated October 24, 2003, to the CL-600-2B19 Canadair Regional Jet Maintenance Requirements Manual, Part 2, Appendix B, "Airworthiness Limitations." This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Copies may be obtained from Bombardier, Inc., Canadair, Aerospace Group, P.O. Box 6087, Station Centre-ville, Montreal, Quebec H3C 3G9, Canada. Copies

may be inspected at the FAA, Transport Airplane Directorate, 1601 Lind Avenue, SW., Renton, Washington; or at the FAA, New York Aircraft Certification Office, 1600 Stewart Avenue, Westbury, New York; or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

**Note 1:** The subject of this AD is addressed in Canadian airworthiness directive CF-2003-26, dated November 14, 2003.

## Effective Date

(f) This amendment becomes effective on February 13, 2004.

Issued in Renton, Washington, on January 20, 2004.

**Michael Kaszycki,**

*Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.*

[FR Doc. 04-1769 Filed 1-28-04; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF THE TREASURY

### 31 CFR Part 103

#### RIN 1505-AA44

## Financial Crimes Enforcement Network; Amendment to the Bank Secrecy Act Regulations; Definition of Futures Commission Merchants and Introducing Brokers in Commodities as Financial Institutions; Requirement That Futures Commission Merchants and Introducing Brokers in Commodities Report Suspicious Transactions; Correction

**AGENCY:** Financial Crimes Enforcement Network (FinCEN), Treasury.

**ACTION:** Final rule; correction.

**SUMMARY:** FinCEN published in the *Federal Register* of November 20, 2003, a document (68 FR 65392) finalizing a rule defining futures commission merchants and introducing brokers in commodities and requiring these financial institutions to report suspicious transactions. The document contained an inadvertent typographical error deleting several words from an existing definition of "transaction" in the general definitional section of the Bank Secrecy Act regulations.

**DATES:** This correction is effective December 22, 2003.

**FOR FURTHER INFORMATION CONTACT:** Alma Angotti, Senior Enforcement Attorney, Office of the Chief Counsel (FinCEN), (703) 905-3590 (not a toll-free number).

## SUPPLEMENTARY INFORMATION:

### Background

The final rule that is the subject of these corrections provides guidance under 31 CFR part 103.

**Need for Correction**

As published, the final rule contains errors that may prove to be misleading and are in need of clarification.

**Correction of Publication**

In final rule FR Doc. 03-28991, published on November 20, 2003 (68 FR 65392), make the following correction.

**§ 103.11 Corrected**

On page 65398, in column 1, correct paragraph (ii)(1) by adding the words “purchase or redemption of casino chips or tokens, or other gaming instruments” after the words “purchase or redemption of any money order, payment or order for any money remittance or transfer;”.

Dated: January 21, 2004.

**Cynthia L. Clark,**

*Deputy Chief Counsel, Financial Crimes Enforcement Network, Federal Register Liaison.*

[FR Doc. 04-1845 Filed 1-28-04; 8:45 am]

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**DEPARTMENT OF HOMELAND SECURITY****Coast Guard****33 CFR Parts 100, 117 and 165**

[USCG-2004-16938]

**Quarterly Listings; Safety Zones, Security Zones, Special Local Regulations and Drawbridge Operation Regulations**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of temporary rules issued.

**SUMMARY:** This document provides required notice of substantive rules issued by the Coast Guard and temporarily effective between October 1, 2003 and December 31, 2003, that were not published in the **Federal Register**. This quarterly notice lists temporary local regulations, drawbridge operation

regulations, security zones, and safety zones, all of limited duration and for which timely publication in the **Federal Register** was not possible.

**DATES:** This notice is effective January 29, 2004.

**ADDRESSES:** The Docket Management Facility maintains the public docket for this notice. Documents indicated in this notice will be available for inspection or copying at the Docket Management Facility, U.S. Department of Transportation, Room PL-401, 400 Seventh Street SW., Washington, DC 20593-0001 between 9 a.m. and 5 p.m., Monday through Friday, except Federal Holidays. You may electronically access the public docket for this notice on the Internet at <http://dms.dot.gov>.

**FOR FURTHER INFORMATION CONTACT:** For questions on this notice contact LT Jeff Bray, Office of Regulations and Administrative Law, telephone (202) 267-2830. For questions on viewing, or on submitting material to the docket, contact Andrea M. Jenkins, Program Manager, Docket Operations, telephone 202-366-0271.

**SUPPLEMENTARY INFORMATION:** Coast Guard District Commanders and Captains of the Port (COTP) must be immediately responsive to the safety and security needs within their jurisdiction; therefore, District Commanders and COTPs have been delegated the authority to issue certain local regulations. Safety zones may be established for safety or environmental purposes. A safety zone may be stationary and described by fixed limits or it may be described as a zone around a vessel in motion. Security zones limit access to prevent injury or damage to vessels, ports, or waterfront facilities and may also describe a zone around a vessel in motion. Special local regulations are issued to enhance the safety of participants and spectators at regattas and other marine events. Drawbridge operation regulations authorize changes to drawbridge schedules to accommodate bridge repairs, seasonal vessel traffic, and local

public events. Timely publication of these rules in the **Federal Register** is often precluded when a rule responds to an emergency, or when an event occurs without sufficient advance notice. The affected public is, however, informed of these rules through Local Notices to Mariners, press releases, and other means. Moreover, actual notification is provided by Coast Guard patrol vessels enforcing the restrictions imposed by the rule. Because **Federal Register** publication was not possible before the beginning of the effective period, mariners were personally notified of the contents of these special local regulations, drawbridge operation regulations, security zones, or safety zones by Coast Guard officials on-scene prior to any enforcement action. However, the Coast Guard, by law, must publish in the **Federal Register** notice of substantive rules adopted. To meet this obligation without imposing undue expense on the public, the Coast Guard periodically publishes a list of these special local regulations, security zones, safety zones and temporary drawbridge operation regulations. Permanent rules are not included in this list because they are published in their entirety in the **Federal Register**. Temporary rules are also published in their entirety if sufficient time is available to do so before they are placed in effect or terminated. The safety zones, special local regulations, security zones and drawbridge operation regulations listed in this notice have been exempted from review under Executive Order 12866, Regulatory Planning and Review, because of their emergency nature, or limited scope and temporary effectiveness.

The following rules were placed in effect temporarily during the period from October 1, 2003, through December 31, 2003, unless otherwise indicated.

Dated: January 22, 2004

**S.G. Venckus,**

*Chief, Office of Regulations and Administrative Law.*

**COTP QUARTERLY REPORT—4TH QUARTER 2003**

COTP Docket	Location	Type	Effective date
Charleston 03-169 .....	Charleston, SC .....	Safety Zone .....	12/6/2003
Corpus Christi 03-007 .....	Ingleside, TX .....	Safety Zone .....	11/2/2003
Corpus Christi 03-008 .....	Port Aransas, TX .....	Safety Zone .....	11/6/2003
Jacksonville 03-146 .....	St. Johns River, M 161.1 Volusia County, FL .....	Safety Zone .....	10/23/2003
Jacksonville 03-149 .....	Atlantic Ocean, Jacksonville, FL .....	Safety Zone .....	10/23/2003
Jacksonville 03-156 .....	Atlantic Ocean, Daytona Beach, FL .....	Safety Zone .....	11/7/2003
Jacksonville 03-161 .....	Volusia County, FL .....	Safety Zone .....	11/24/2003
Jacksonville 03-162 .....	Lake Eustis, Eustis, FL .....	Safety Zone .....	11/28/2003
Jacksonville 03-163 .....	St. Johns River, Jacksonville, FL .....	Safety Zone .....	11/29/2003
Jacksonville 03-164 .....	West Lake Tohopekaliga, Kissimmee, FL .....	Safety Zone .....	12/13/2003
Jacksonville 03-170 .....	Lake Eustis, Eustis, FL .....	Safety Zone .....	12/5/2003