

be granted additional time to comply with 31 CFR 103.33.

Under the Paperwork Reduction Act, an agency may not conduct or sponsor a collection of information, and a person is not required to respond to a collection of information, unless it displays a valid OMB control number.

List of Subjects in 31 CFR Part 103

Administrative practice and procedure, Banks and banking, Brokers, Currency, Foreign banking, Foreign currencies, Gambling, Investigations, Penalties, Reporting and recordkeeping requirements, Securities, Terrorism.

Amendment

■ For the reasons set forth above in the preamble, 31 CFR part 103 is amended as follows:

PART 103—FINANCIAL RECORDKEEPING AND REPORTING OF CURRENCY AND FOREIGN TRANSACTIONS

■ 1. The authority citation for part 103 continues to read as follows:

Authority: 12 U.S.C. 1829b and 1951–1959; 31 U.S.C. 5311–5314 and 5316–5332; title III, secs. 311, 312, 313, 314, 319, 326, 352, Pub. L. 107–56, 115 Stat. 307.

Subpart A—Definitions

■ 2. Amend § 103.11 by revising paragraph (n)(9); and by adding paragraphs (n)(10) and (ccc):

§ 103.11 Meaning of Terms.

* * * * *

(n) * * *

(9) An introducing broker in commodities;

(10) A mutual fund.

* * * * *

(ccc) *Mutual fund* means an “investment company” (as the term is defined in section 3 of the Investment Company Act (15 U.S.C. 80a–3)) that is an “open-end company” (as that term is defined in section 5 of the Investment Company Act (15 U.S.C. 80a–5)) registered or required to register with the Securities and Exchange Commission under section 8 of the Investment Company Act (15 U.S.C. 80a–8).

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Subpart C—Records Required To Be Maintained

■ 3. Amend § 103.33 by revising paragraphs (e)(6)(i)(I) and (f)(6)(i)(I); and by adding paragraphs (e)(6)(i)(J) and (f)(6)(i)(J), to read as follows:

§ 103.33 Records to be made and retained by financial institutions.

* * * * *

(e) * * *

(6) * * *

(i) * * *

(I) A Federal, State or local government agency or instrumentality; or

(J) A mutual fund; and

* * * * *

(f) * * *

(6) * * *

(i) * * *

(I) A federal, state or local government agency or instrumentality; or

(J) A mutual fund; and

* * * * *

Subpart I—Anti-Money Laundering Programs

■ 4. Section 103.130 is amended by revising paragraph (a) to read as follows:

§ 103.130 Anti-money laundering programs for mutual funds.

* * * * *

(a) For purposes of this section mutual fund means an “investment company” (as that term is defined in section 3 of the Investment Company Act (15 U.S.C. (15 U.S.C. 80a–3)) that is an “open-end company” (as that term is defined in section 5 of the Investment Company Act (15 U.S.C. 80a–5)) registered or required to register with the Commission under section 8 of the Investment Company Act (15 U.S.C. 80a–8).

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Subpart E—General Provisions

■ 5. Section 103.56 is amended by revising paragraph (b)(8) to read as follows:

§ 103.56 Enforcement.

* * * * *

(b) * * *

(8) To the Commissioner of Internal Revenue with respect to all financial institutions, except brokers or dealers in securities, mutual funds, futures commission merchants, introducing brokers in commodities, and commodity trading advisors, not currently examined by Federal bank supervisory agencies for soundness and safety; and

* * * * *

Dated: April 8, 2010.

James H. Freis, Jr.,

Director, Financial Crimes Enforcement Network.

[FR Doc. 2010–8500 Filed 4–13–10; 8:45 am]

BILLING CODE 4810–02–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 117

[Docket No. USCG–2010–0217]

Drawbridge Operation Regulation; Elizabeth River, Eastern Branch, VA

AGENCY: Coast Guard, DHS.

ACTION: Notice of temporary deviation from regulations.

SUMMARY: The Commander, Fifth Coast Guard District has issued a temporary deviation from the regulations governing the operation of the Berkley Bridge (I–264), across the Elizabeth River, Eastern Branch, mile 0.4, at Norfolk, VA. The deviation is necessary to facilitate structural repairs to the lift spans. This deviation allows the drawbridge to remain in the closed to navigation position.

DATES: This deviation is effective from 8 p.m. on April 23, 2010 through 4:30 a.m. on June 21, 2010.

ADDRESSES: Documents mentioned in this preamble as being available in the docket are part of docket USCG–2010–0217 and are available online by going to <http://www.regulations.gov>, inserting USCG–2010–0217 in the “Keyword” box and then clicking “Search”. They are also available for inspection or copying at the Docket Management Facility (M–30), U.S. Department of Transportation, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue, SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: If you have questions on this rule, call or e-mail Terrance Knowles, Environmental Protection Specialist, Fifth Coast Guard District; telephone 757–398–6587, e-mail

Terrance.A.Knowles@uscg.mil. If you have questions on viewing the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202–366–9826.

SUPPLEMENTARY INFORMATION: The Virginia Department of Transportation, who owns and operates this bascule-type drawbridge, has requested a temporary deviation from the current operating regulations set out in 33 CFR 117.1007(b) and (c) to facilitate the resurfacing of the bridge roadway, as modified by the temporary deviation at Docket No. USCG–2010–0083, published in the **Federal Register** on March 3, 2010, 75 Fed. Reg. 9521.

The Berkley Bridge (I-264) at mile 0.4, across the Elizabeth River, Eastern Branch, in Norfolk, VA, has a vertical clearance in the closed position of 48 feet above mean high water.

Under this temporary deviation, the drawbridge will be maintained in the closed to navigation position on four separate weekends beginning at 8 p.m. on Fridays until and including 4:30 a.m. on Mondays from April 23-26, 2010; April 30-May 3, 2010; May 14-17, 2010; and from June 4-7, 2010. In addition, if severe or inclement weather occurs, the alternate closure dates will be rescheduled to May 7-10, 2010 and/or June 18-21, 2010. During these closure periods, vessel openings of the draw spans along with the removal of barges in the waterway will be provided if at least two hours advance notice is given to the bridge operator at (757) 494-2490. No marine events are scheduled during these time periods and the waterway will still allow for the passage of vessels of heights less than 48 feet.

Smaller vessels that can pass under the bridge without a bridge opening may do so at most times. There are no alternate routes for vessels transiting this section of the Eastern Branch of the Elizabeth River. The bridge can be opened for emergencies but may be delayed by two hours.

The waterway users are large commercial vessels, tugs, barges, and smaller leisure craft. The Berkley Bridge opens rarely on weekends for larger commercial vessels, approximately 2-3 times/weekend. The Coast Guard has coordinated the restrictions with the commercial and recreational waterway users. Additionally, the Coast Guard will inform unexpected users of the waterway through our local and broadcast Notices to Mariners of the closure periods for the bridge so that vessels can arrange their transits to minimize any impacts caused by the temporary deviation.

In accordance with 33 CFR 117.35(e), the drawbridge must return to its regular operating schedule immediately at the end of the designated time period. This deviation from the operating regulations is authorized under 33 CFR 117.35.

Dated: April 1, 2010.

Patrick B. Trapp,

Captain, United States Coast Guard, Acting Commander, Fifth Coast Guard District.

[FR Doc. 2010-8476 Filed 4-13-10; 8:45 am]

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket No. USCG-2009-0809]

RIN 1625-AA00

Safety Zone; Desert Storm, Lake Havasu, AZ

AGENCY: Coast Guard, DHS.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a temporary safety zone within the Thompson Bay region of the navigable waters of the Colorado River in Lake Havasu, Lake Havasu City, Arizona in support of the Desert Storm Exhibition Run. This temporary safety zone is necessary to provide for the safety of the participants, crew, spectators, participating vessels and other vessels and users of the waterway. Persons and vessels are prohibited from entering into, transiting through, or anchoring within this safety zone unless authorized by the Captain of the Port, or his designated representative.

DATES: This rule is effective from 8 a.m. on April 23, 2010 through 5:30 p.m. on April 25, 2010.

ADDRESSES: Documents indicated in this preamble as being available in the docket are part of docket USCG-2009-0809 and are available online by going to <http://www.regulations.gov>, inserting USCG-2009-0809 in the "Keyword" box, and then clicking "Search." They are also available for inspection or copying at the Docket Management Facility (M-30), U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: If you have questions on this temporary rule, call or e-mail Petty Officer Shane Jackson, Waterways Management, U.S. Coast Guard Sector San Diego, Coast Guard; telephone 619-278-7267, e-mail Shane.E.Jackson@uscg.mil. If you have questions on viewing the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202-366-9826.

SUPPLEMENTARY INFORMATION:

Regulatory Information

The Coast Guard is issuing this temporary final rule without prior notice and opportunity to comment pursuant to authority under section 4(a) of the Administrative Procedure Act

(APA) (5 U.S.C. 553(b)). This provision authorizes an agency to issue a rule without prior notice and opportunity to comment when the agency for good cause finds that those procedures are "impracticable, unnecessary, or contrary to the public interest." Under 5 U.S.C. 553(b)(B), the Coast Guard finds that good cause exists, as publishing a notice of proposed rulemaking (NPRM) with respect to this rule would be impracticable, because immediate action is necessary to ensure the safety of the crew, spectators, and other vessels and users of the waterway.

Background and Purpose

The Lake Racer LLC is sponsoring the Desert Storm Charity Poker Run and Exhibition Run, which is to be held on Thompson Bay region of the Colorado River in Lake Havasu City, Arizona. A temporary safety zone is necessary to provide for the safety of the participants, crew, spectators, sponsor vessels, and other users of the waterway. This event involves powerboats participating in an exhibition run on a closed course. The size of the boats varies from 21 to 55 feet. Approximately 150 to 200 boats will participate in this event. The sponsor will provide 2 rescue boats and 20 safety patrol boats, along with EMT and Rescue divers, for the safety of this event.

Discussion of Rule

The Coast Guard is establishing a safety zone that will be enforced from 8:00 a.m. on April 23, 2010 to 5:30 p.m. on April 25, 2010. This safety zone is necessary to provide for the safety of the crews, spectators, and participants of the regatta and to protect other vessels and users of the waterway. Persons and vessels will be prohibited from entering into, transiting through, or anchoring within this safety zone unless authorized by the Captain of the Port, or his designated representative. This temporary safety zone extends to the area encompassed by the following coordinates:

34°27.84' N, 114°20.64' W;
34°27.76' N, 114°20.80' W;
34°27.58' N, 114°20.81' W;
34°26.11' N, 114°19.17' W; and
34°26.42' N, 114°18.90' W.

The Coast Guard may be assisted by the other federal, state, or local agencies, including the Coast Guard Auxiliary. Vessel or persons violating this section will be subject to both criminal and civil penalties.

Regulatory Analyses

We developed this rule after considering numerous statutes and