

(ii) Not to exceed \$1,000 maximum aggregate value (such as through multiple transfers of value to a single prepaid access product) that can be associated with the prepaid access at any given time; and

(iii) Not to exceed \$1,000 maximum value that can be withdrawn from the prepaid access device on a single day; or

(5) Providing closed-loop prepaid access; and

(B) It does not permit:

(1) Funds or value to be transmitted internationally;

(2) Transfers between or among users of prepaid access within a prepaid program such as person-to-person transfers; or

(3) Unless it qualifies as closed loop prepaid access, the ability to load monetary value from other non-depository sources onto prepaid access.

\* \* \* \* \*

(8) *Seller of prepaid access.* The term “seller of prepaid access” means any person that receives funds or the value of funds in exchange for providing prepaid access as part of a prepaid program directly to the person that provided the funds or value, or to a third party as directed by that person.

(vv) *Prepaid access.* Electronic device or vehicle, such as a card, plate, code, number, electronic serial number, mobile identification number, personal identification number, or other instrument that provides a portal to funds or the value of funds that have been paid in advance and can be retrievable and transferable at some point in the future.

\* \* \* \* \*

3. Amend § 103.20 by:

a. Revising the first sentence of paragraph (a)(1); and

b. Removing paragraph (a)(5).

The revision reads as follows:

#### **§ 103.20 Reports by money services businesses of suspicious transactions.**

(a) *General.* (1) Every money services business, described in § 103.11(uu), (1), (3), (4), (5), (6), or (8), shall file with the Treasury Department, to the extent and in the manner required by this section, a report of any suspicious transaction relevant to a possible violation of law or regulation. \* \* \*

\* \* \* \* \*

4. Add new § 103.40 to subpart C to read as follows:

#### **§ 103.40 Additional records to be maintained by providers of prepaid access.**

With respect to transactions relating to providers and sellers of prepaid access described in § 103.11(uu)(4) and (8) that are subject to the requirements

of part 103, each provider of prepaid access shall maintain transactional records for a period of five years. The provider, as defined in § 103.11(uu)(4), shall maintain transactional records generated in the ordinary course of business by the payment processor or other party that facilitates prepaid access activation, loads, reloads, purchases, withdrawals, transfers, or other prepaid-related transactions.

5. Amend § 103.41 by revising paragraph (a)(1) to read as follows:

#### **§ 103.41 Registration of money services businesses.**

(a) *Registration requirement*—(1) *In general.* Except as provided in paragraph (a)(2) of this section, relating to agents, and except for sellers as defined in § 103.11(uu), to the extent that they are not already agents, each money services business (whether or not licensed as a money services business by any State) must register with FinCEN and, in the case of a provider of prepaid access, identify each prepaid program for which it is the provider of prepaid access. Each money services business must, as part of its registration, maintain a list of its agents as required by 31 U.S.C. 5330 and this section. This section does not apply to the United States Postal Service, to agencies of the United States, of any State, or of any political subdivision of a State. With respect to prepaid programs, each prepaid program must have a provider of prepaid access registered with FinCEN.

\* \* \* \* \*

6. Amend § 103.125 by:

a. Revising paragraph (d)(1)(i); and

b. Adding new paragraph (d)(1)(iv).

The revision and addition read as follows:

#### **§ 103.125 Anti-money laundering programs for money services businesses.**

\* \* \* \* \*

(d) \* \* \*

(1) \* \* \*

(i) Policies, procedures, and internal controls developed and implemented under this section shall include provisions for complying with the requirements of this part including, to the extent applicable to the money services business, requirements for:

(A) Verifying customer identification, including as set forth in paragraph (d)(1)(iv) of this section.

(B) Filing Reports;

(C) Creating and retaining records;

(D) Responding to law enforcement requests.

\* \* \* \* \*

(iv) A money services business that is a provider or seller of prepaid access

must establish procedures to verify the identity of a person who obtains prepaid access under a prepaid program, obtain identifying information concerning such a person, including name, date of birth, address, and identification number, and retain such identifying information for five years after the termination of the relationship.

\* \* \* \* \*

Dated: June 17, 2010.

**James H. Freis, Jr.,**

*Director, Financial Crimes Enforcement Network.*

[FR Doc. 2010-15194 Filed 6-25-10; 8:45 am]

**BILLING CODE 4810-02-P**

## **DEPARTMENT OF HOMELAND SECURITY**

### **Coast Guard**

#### **33 CFR Part 117**

[Docket No. USCG-2009-0051]

RIN 1625-AA09

#### **Drawbridge Operation Regulation; Atlantic Intracoastal Waterway, (AIWW) Scotts Hill, NC**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of proposed rulemaking; withdrawal.

**SUMMARY:** The Coast Guard is withdrawing its notice of proposed rulemaking concerning the proposed change to the regulations that governed the operation of the Figure Eight Swing Bridge, at AIWW mile 278.1, at Scotts Hill, NC. The requested change would have allowed the drawbridge to open on signal every hour on the half hour for the passage of pleasure vessels.

**DATES:** The notice of proposed rulemaking is withdrawn on June 28, 2010.

**ADDRESSES:** The docket for this withdrawn rulemaking is 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. You may also find this docket on the Internet by going to <http://www.regulations.gov>, inserting USCG-2009-0051 in the “Keyword” box and then clicking “Search.”

**FOR FURTHER INFORMATION CONTACT:** If you have questions about this notice, call or e-mail Waverly W. Gregory, Jr., Fifth Coast Guard District; telephone (757) 398-6222, e-mail

Waverly.W.Gregory@uscg.mil. If you have questions on viewing material in the docket call Renee V. Wright, Program Manager, Docket Operations, telephone 202-366-9826.

#### SUPPLEMENTARY INFORMATION:

##### Background

On February 20, 2009, we published a notice of proposed rulemaking (NPRM) entitled "Drawbridge Operation Regulations; Atlantic Intracoastal Waterway, (AIWW) Scotts Hill, NC" in the **Federal Register** (74 FR 7844-7847). The rulemaking would have allowed the drawbridge to open on signal every hour on the half hour for the passage of pleasure vessels. Our investigation along with comments received revealed that the proposed change would significantly increase delays to recreational boaters and would provide an unsafe environment for slow moving vessel traffic.

##### Withdrawal

The Figure Eight Homeowner Association Inc. (FEHAI), who owns and operates the Figure Eight Swing Bridge, had requested a change to the existing regulations in an effort to improve the schedule for both roadway and waterway users. The swing bridge provides the only route on and off Figure Eight Island. The proposal would not have changed the requirement for the bridge to open on signal at any time for commercial and government vessels. FEHAI believed that the proposal would facilitate pleasure craft in navigating the AIWW, and also help ease vehicular traffic congestion.

The Coast Guard received several comments opposing changes to the proposed rulemaking. We conducted a lengthy and thorough investigation that included a site visit.

Our investigation along with the majority of the comments revealed that the request to change the regulations for pleasure craft from half-hour openings to hourly openings would not affect power boats along the AIWW, but would significantly affect sailboats. Increasing travel time between drawbridge openings will increase the number of vessels waiting for an opening in a narrow and restricted channel, making safe navigation more difficult. In addition, no data was submitted to the docket to support concerns that vehicle traffic across the bridge had increased or was unreasonably impeded by the current operating schedule of the bridge. The proposed amendment to the operating schedule is withdrawn because this change would not improve drawbridge operations.

##### Authority

This action is taken under the authority of 33 U.S.C. 499; 33 CFR 1.05-1; Department of Homeland Security Delegation No. 0170.1.

Dated: June 9, 2010.

Wayne E. Justice,

Rear Admiral, U.S. Coast Guard Commander,  
Fifth Coast Guard District.

[FR Doc. 2010-15560 Filed 6-25-10; 8:45 am]

BILLING CODE 9110-04-P

#### ENVIRONMENTAL PROTECTION AGENCY

##### 40 CFR Parts 271 and 272

[EPA-R06-RCRA-2009-0708; FRL-9162-1]

##### Arkansas: Final Authorization of State-Initiated Changes and Incorporation by Reference of State Hazardous Waste Management Program

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** During a review of Arkansas' regulations, the EPA identified a variety of State-initiated changes to Arkansas' hazardous waste program under the Resource Conservation and Recovery Act, as amended (RCRA), for which the State had not previously sought authorization. The EPA proposes to authorize the State for the program changes. In addition, the EPA proposes to codify in the regulations entitled "Approved State Hazardous Waste Management Programs", Arkansas' authorized hazardous waste program. The EPA will incorporate by reference into the Code of Federal Regulations (CFR) those provisions of the State regulations that are authorized and that EPA will enforce under RCRA.

**DATES:** Send written comments by July 28, 2010.

**ADDRESSES:** Send written comments to Alima Patterson, Region 6, Regional Authorization Coordinator, (6PD-O), Multimedia Planning and Permitting Division, EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202-2733, phone number (214) 665-8533. You may also submit comments electronically or through hand delivery/courier; please follow the detailed instructions in the **ADDRESSES** section of the direct final rule which is located in the Rules section of this **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** Alima Patterson, (214) 665-8533.

**SUPPLEMENTARY INFORMATION:** In the "Rules and Regulations" section of this

**Federal Register**, the EPA is authorizing the changes to the Arkansas program, and codifying and incorporating by reference the State's hazardous waste program as a direct final rule. The EPA did not make a proposal prior to the direct final rule because we believe these actions are not controversial and do not expect comments that oppose them. We have explained the reasons for this authorization and incorporation by reference in the preamble to the direct final rule. Unless we get written comments which oppose this authorization and incorporation by reference during the comment period, the direct final rule will become effective on the date it establishes, and we will not take further action on this proposal. If we get comments that oppose these actions, we will withdraw the direct final rule and it will not take effect. We will then respond to public comments in a later final rule based on this proposal. You may not have another opportunity for comment. If you want to comment on this action, you must do so at this time.

For additional information, please see the direct final rule published in the "Rules and Regulations" section of this **Federal Register**.

Dated: May 5, 2010.

Lawrence E. Starfield,

Regional Administrator, EPA Region 6.

[FR Doc. 2010-15333 Filed 6-25-10; 8:45 am]

BILLING CODE 6560-50-P

#### ENVIRONMENTAL PROTECTION AGENCY

##### 40 CFR Part 272

[EPA-R06-RCRA-2009-0567; FRL-9162-6]

##### Oklahoma: Incorporation by Reference of State Hazardous Waste Management Program

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** The EPA proposes to codify in the regulations entitled "Approved State Hazardous Waste Management Programs", Oklahoma's authorized hazardous waste program. The EPA will incorporate by reference into the Code of Federal Regulations (CFR) those provisions of the State regulations that are authorized and that the EPA will enforce under the Solid Waste Disposal Act, commonly referred to as the Resource Conservation and Recovery Act (RCRA). In the "Rules and Regulations" section of this **Federal Register**, the EPA is codifying and