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Issued in Des Moines, Washington, on September 24, 2019.

**Michael Kaszycki,**

Acting Director, System Oversight Division, Aircraft Certification Service.

[FR Doc. 2019-22152 Filed 10-9-19; 8:45 am]

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## DEPARTMENT OF THE TREASURY

### Financial Crimes Enforcement Network

#### 31 CFR Part 1010

#### Financial Crimes Enforcement Network; Inflation Adjustment of Civil Monetary Penalties

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

**ACTION:** Final rule.

**SUMMARY:** FinCEN publishes this final rule to reflect inflation adjustments to its civil monetary penalties (“CMPs”) as mandated by the Federal Civil Penalties Inflation Adjustment Act of 1990, as amended by the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (collectively referred to herein as “the Act”). This rule adjusts certain CMPs within the jurisdiction of FinCEN to the maximum amount required by the Act.

**DATES:** Effective October 10, 2019.

**FOR FURTHER INFORMATION CONTACT:** The FinCEN Resource Center at (800) 767-2825 or email [frc@fincen.gov](mailto:frc@fincen.gov).

**SUPPLEMENTARY INFORMATION:**

#### I. Background

In order to improve the effectiveness of CMPs and to maintain their deterrent effect, the Federal Civil Penalties

Inflation Adjustment Act of 1990, 28 U.S.C. 2461 note (“the Inflation Adjustment Act”), as amended by the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (Pub. L. 114-74) (“the 2015 Act”), requires Federal agencies to adjust each CMP provided by law within the jurisdiction of the agency. The 2015 Act requires agencies to adjust the level of CMPs with an initial “catch-up” adjustment through an interim final rulemaking and to make subsequent annual adjustments for inflation, without needing to provide notice and the opportunity for public comment otherwise required by 5 U.S.C. 553. The 2015 Act provides that any increase in a CMP shall apply to CMPs that are assessed after the date the increase takes effect, regardless of whether the underlying violation predated such increase.<sup>1</sup>

#### II. Method of Calculation

The method of calculating CMP adjustments applied in this final rule is required by the 2015 Act. Under the 2015 Act and the Office of Management and Budget (“OMB”) guidance required by the 2015 Act, annual inflation adjustments subsequent to the initial catch-up adjustment are to be based on the percent change between the Consumer Price Index for all Urban Consumers (“CPI-U”) for the October preceding the date of the adjustment and the prior year’s October CPI-U. As set forth in OMB Memorandum M-19-04 of December 14, 2018, the adjustment multiplier for 2019 is 1.02522. In order to complete the 2019 annual adjustment, each current CMP is multiplied by the 2019 adjustment multiplier. Under the 2015 Act, any increase in CMP must be rounded to the nearest multiple of \$1.

#### Procedural Matters

##### 1. Administrative Procedure Act

The Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (Section 701(b)) requires agencies, beginning in 2017, to make annual adjustments for inflation to CMPs without needing to provide notice and the opportunity for public comment required by 5 U.S.C. 553. Additionally, the methodology used for adjusting

<sup>1</sup> However, the increased CMPs apply only with respect to underlying violations occurring after the date of enactment of the 2015 Act, *i.e.*, after November 2, 2015.

CMPs for inflation, effective 2017, is provided by statute, with no discretion provided to agencies regarding the substance of the adjustments for inflation to CMPs. FinCEN is charged only with performing ministerial computations to determine the dollar amount of adjustments for inflation to CMPs. Accordingly, prior public notice and an opportunity for public comment and a delayed effective date are not required for this rule.

##### 2. Regulatory Flexibility Act

Because no notice of proposed rulemaking is required, the provisions of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) do not apply.

##### 3. Executive Order 12866

This rule is not a significant regulatory action as defined in section 3.f of Executive Order 12866.

##### 4. Paperwork Reduction Act

The provisions of the Paperwork Reduction Act of 1995, Public Law 104-13, 44 U.S.C. Chapter 35, and its implementing regulations, 5 CFR part 1320, do not apply to this rule because there are no new or revised recordkeeping or reporting requirements.

#### List of Subjects in 31 CFR Part 1010

Authority delegations (Government agencies), Administrative practice and procedure, Banks, banking, Brokers, Currency, Foreign banking, Foreign currencies, Gambling, Investigations, Penalties, Reporting and recordkeeping requirements, Securities, Terrorism.

#### Authority and Issuance

For the reasons set forth in the preamble, part 1010 of chapter X of title 31 of the Code of Federal Regulations is amended as follows:

#### PART 1010—GENERAL PROVISIONS

■ 1. The authority citation for part 1010 continues to read as follows:

**Authority:** 12 U.S.C. 1829b and 1951-1959; 31 U.S.C. 5311-5314, 5316-5332; Title III, sec. 314, Pub. L. 107-56, 115 Stat. 307; sec. 701, Pub. L. 114-74, 129 Stat. 599.

■ 2. Amend § 1010.821 by revising Table 1 of § 1010.821 to read as follows:

#### § 1010.821 Penalty adjustment and table.

\* \* \* \* \*

(b) \* \* \*

TABLE 1 OF § 1010.821—PENALTY ADJUSTMENT TABLE

U.S. Code citation	Civil monetary penalty description	Penalties as last amended by statute	Maximum penalty amounts or range of minimum and maximum penalty amounts for penalties assessed on or after October 10, 2019
12 U.S.C. 1829b(j)	Relating to Recordkeeping Violations For Funds Transfers	\$10,000	\$21,039
12 U.S.C. 1955	Willful or Grossly Negligent Recordkeeping Violations	10,000	21,039
31 U.S.C. 5318(k)(3)(C)	Failure to Terminate Correspondent Relationship with Foreign Bank	10,000	14,231
31 U.S.C. 5321(a)(1)	General Civil Penalty	25,000	57,317
31 U.S.C. 5321(a)(5)(B)(i)	Provision for Willful Violations of Bank Secrecy Act Requirements	– 100,000	– 229,269
31 U.S.C. 5321(a)(5)(C)(i)(I)	Foreign Financial Agency Transaction—Non-Willful Violation of Transaction.	10,000	13,247
31 U.S.C. 5321(a)(5)(C)(i)(I)	Foreign Financial Agency Transaction—Willful Violation of Transaction	100,000	132,469
31 U.S.C. 5321(a)(6)(A)	Negligent Violation by Financial Institution or Non-Financial Trade or Business.	500	1,146
31 U.S.C. 5321(a)(6)(B)	Pattern of Negligent Activity by Financial Institution or Non-Financial Trade or Business.	50,000	89,170
31 U.S.C. 5321(a)(7)	Violation of Certain Due Diligence Requirements, Prohibition on Correspondent Accounts for Shell Banks, and Special Measures.	1,000,000	1,423,088
31 U.S.C. 5330(e)	Civil Penalty for Failure to Register as Money Transmitting Business	5,000	8,457

**Jamal El-Hindi,**  
*Deputy Director, Financial Crimes Enforcement Network.*  
 [FR Doc. 2019–22094 Filed 10–9–19; 8:45 am]  
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**DEPARTMENT OF HOMELAND SECURITY**

**Coast Guard**

**33 CFR Part 165**

[Docket Number USCG–2019–0794]

RIN 1625–AA00

**Safety Zone, Saint Simons Sound, GA; Correction**

**AGENCY:** Coast Guard, DHS.  
**ACTION:** Temporary final rule; correction.

**SUMMARY:** The Coast Guard is correcting a temporary final rule that appeared in the **Federal Register** on September 30, 2019. The document issued an emergency temporary safety zone in response to the grounding/capsizing of the M/V GOLDEN RAY (31°07'39.66 North, 081°24'10.58 West, between Saint Simons Lighthouse and the north end of Jekyll Island, in the vicinity of green buoy #19). The rule was made enforceable from September 19, 2019, until no longer deemed necessary by the Captain of the Port Savannah. However, in the instruction and section heading of regulatory text, the docket number appeared instead of the CFR section number.

**DATES:** This correction is effective on October 10, 2019.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this rule, call or email MST1 Rachel Crowe, Marine Safety Unit Savannah Office of Waterways Management, Coast Guard; Waterways Management, Coast Guard; telephone 912–652–4353, extension 243, or email *Rachel.M.Crowe@uscg.mil*.

**SUPPLEMENTARY INFORMATION:**

**Correction**

In FR Rule Doc. 2019–20781, appearing on page 51413 in the **Federal Register** of Monday, September 30, 2019, the following corrections are made:

- On page 51413, in the first column in Instruction No. 2, “§ 2019–0974” is corrected to read “§ 165.T07–0794”.
- On page 51413, in the first column, the section heading “§ 2019–0794 Safety Zone; M/V GOLDEN RAY; Saint Simons Sound, GA.” is corrected to read, “§ 165.T07–0794 Safety Zone; M/V GOLDEN RAY; Saint Simons Sound, GA.”

Dated: October 3, 2019.

**M.W. Mumbach,**  
*Chief, Office of Regulations and Administrative Law, U.S. Coast Guard.*  
 [FR Doc. 2019–21902 Filed 10–9–19; 8:45 am]  
**BILLING CODE 9110–04–P**

**DEPARTMENT OF HOMELAND SECURITY**

**Coast Guard**

**33 CFR Part 165**

[Docket Number USCG–2019–0799]

RIN 1625–AA00

**Safety Zone; Manasquan Inlet, Manasquan, NJ**

**AGENCY:** Coast Guard, DHS.  
**ACTION:** Temporary final rule.

**SUMMARY:** The Coast Guard is establishing a temporary safety zone for certain waters of the Manasquan Inlet between Manasquan, NJ, and Point Pleasant Beach, NJ. This action is necessary to protect event participants, spectators, and vessels transiting the area from potential hazards during the Manasquan Inlet Intercoastal Tug marine event. During the enforcement period, unauthorized persons or vessels are prohibited from entering into, remaining within, transiting through, or anchoring in the safety zone unless authorized by the Captain of the Port Delaware Bay or a designated representative of the Captain of the Port.

**DATES:** This rule is effective from noon to 2:30 p.m. on October 12, 2019.

**ADDRESSES:** To view documents mentioned in this preamble as being available in the docket, go to *https://www.regulations.gov*, type USCG–2019–0799 in the “SEARCH” box and click “SEARCH.” Click on Open Docket