

# **PART 100—CRITERIA AND PROCEDURES FOR PROPOSED ASSESSMENT OF CIVIL PENALTIES**

1. The authority citation for part 100 continues to read as follows:

**Authority:** 30 U.S.C. 815, 820, 957.

2. Section 100.3 is amended by revising the first sentence of the introductory text of paragraph (a) and by revising the Penalty Conversion Table in paragraph (g) to read as follows:

## **§ 100.3 Determination of penalty amount; regular assessment.**

(a) *General.* The operator of any mine in which a violation occurs of a mandatory health or safety standard or who violates any other provision of the Mine Act, shall be assessed a civil penalty of not more than \$60,000. \* \* \*

(g) \* \* \*

## **PENALTY CONVERSION TABLE**

| Points            | Penalty (\$) |
|-------------------|--------------|
| 20 or fewer ..... | 72           |
| 21 .....          | 80           |
| 22 .....          | 87           |
| 23 .....          | 94           |
| 24 .....          | 101          |
| 25 .....          | 109          |
| 26 .....          | 120          |
| 27 .....          | 131          |
| 28 .....          | 142          |
| 29 .....          | 153          |
| 30 .....          | 164          |
| 31 .....          | 178          |
| 32 .....          | 193          |
| 33 .....          | 207          |
| 34 .....          | 221          |
| 35 .....          | 237          |
| 36 .....          | 254          |
| 37 .....          | 273          |
| 38 .....          | 291          |
| 39 .....          | 310          |
| 40 .....          | 327          |
| 41 .....          | 354          |
| 42 .....          | 383          |
| 43 .....          | 409          |
| 44 .....          | 437          |
| 45 .....          | 463          |
| 46 .....          | 500          |
| 47 .....          | 536          |
| 48 .....          | 629          |
| 49 .....          | 749          |
| 50 .....          | 878          |
| 51 .....          | 1,033        |
| 52 .....          | 1,198        |
| 53 .....          | 1,376        |
| 54 .....          | 1,566        |
| 55 .....          | 1,769        |
| 56 .....          | 2,003        |
| 57 .....          | 2,252        |
| 58 .....          | 2,515        |
| 59 .....          | 2,793        |
| 60 .....          | 3,086        |
| 61 .....          | 3,419        |
| 62 .....          | 3,770        |
| 63 .....          | 4,137        |

## **PENALTY CONVERSION TABLE—Continued**

| Points    | Penalty (\$) |
|-----------|--------------|
| 64 .....  | 4,521        |
| 65 .....  | 4,856        |
| 66 .....  | 5,099        |
| 67 .....  | 5,342        |
| 68 .....  | 5,585        |
| 69 .....  | 5,828        |
| 70 .....  | 6,071        |
| 71 .....  | 6,374        |
| 72 .....  | 6,678        |
| 73 .....  | 6,981        |
| 74 .....  | 7,285        |
| 75 .....  | 7,588        |
| 76 .....  | 7,892        |
| 77 .....  | 8,499        |
| 78 .....  | 9,106        |
| 79 .....  | 9,713        |
| 80 .....  | 10,321       |
| 81 .....  | 11,535       |
| 82 .....  | 12,749       |
| 83 .....  | 13,963       |
| 84 .....  | 15,177       |
| 85 .....  | 16,392       |
| 86 .....  | 18,213       |
| 87 .....  | 20,642       |
| 88 .....  | 23,070       |
| 89 .....  | 25,498       |
| 90 .....  | 27,927       |
| 91 .....  | 30,355       |
| 92 .....  | 33,391       |
| 93 .....  | 36,427       |
| 94 .....  | 39,462       |
| 95 .....  | 42,498       |
| 96 .....  | 45,533       |
| 97 .....  | 48,569       |
| 98 .....  | 51,605       |
| 99 .....  | 54,640       |
| 100 ..... | 60,000       |

\* \* \* \* \*

3. Section 100.4 is amended by revising paragraph (a) to read as follows:

## **§ 100.4 Determination of penalty; single penalty assessment.**

(a) An assessment of \$60 may be imposed as the civil penalty where the violation is not reasonably likely to result in a reasonably serious injury or illness (non-S&S) and is abated within the time set by the inspector.

(1) If the violation is not abated within the time set by the inspector, the violation will not be eligible for the \$60 single penalty and will be processed through either the regular assessment provision (§ 100.3) or special assessment provision (§ 100.5).

(2) If the violation meets the criteria for excessive history under paragraph (b) of this section, the violation will not be eligible for the \$60 single penalty and will be processed through the regular assessment provision (§ 100.3).

\* \* \* \* \*

4. Section 100.5 is amended by revising paragraph (c) to read as follows:

## **§ 100.5 Determination of penalty; special assessment.**

\* \* \* \* \*

(c) Any operator who fails to correct a violation for which a citation has been issued under section 104(a) of the Mine Act within the period permitted for its correction may be assessed a civil penalty of not more than \$6,500 for each day during which such failure or violation continues.

\* \* \* \* \*

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## **DEPARTMENT OF THE TREASURY**

### **31 CFR Part 103**

#### **RIN 1506-AA34**

## **Financial Crimes Enforcement Network; Amendment to the Bank Secrecy Act Regulations—Requirement That Currency Dealers and Exchangers Report Suspicious Transactions**

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

**ACTION:** Final rule.

**SUMMARY:** This document contains amendments to the regulations implementing the statute generally referred to as the Bank Secrecy Act. The amendments require currency dealers and exchangers to report suspicious transactions to the Department of the Treasury. Further, the amendments require all money services businesses to which the suspicious transaction reporting rule applies to report transactions involving suspected use of the money services business to facilitate criminal activity. The amendments constitute a further step in the creation of a comprehensive system for the reporting of suspicious transactions by the major categories of financial institutions operating in the United States, as a part of the counter-money laundering program of the Department of the Treasury. This document also contains a technical correction to 31 CFR 103.19, changing the name of the form by which brokers and dealers in securities shall report suspicious transactions.

**DATES:** *Effective Date:* March 12, 2003.

*Applicability Date:* The applicability date is August 11, 2003.

#### **FOR FURTHER INFORMATION CONTACT:**

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