



# Department of the Treasury Financial Crimes Enforcement Network

## 31 CFR Chapter X

### Annotated Cross-reference Guide

The following provides an annotated cross-reference guide to the transfer of FinCEN’s regulations from 31 CFR Part 103 to 31 CFR Chapter X on March 1, 2011. This guide is provided for informational purposes only and does not replace or supersede FinCEN’s regulations.

#### REPORTS REQUIRED TO BE MADE

##### SAR Filing Requirements

**Reports of suspicious transactions.** Sets forth the requirements for financial institutions to report suspicious transactions; Federal law (31 USC 5318(g)(3)) provides protection from civil liability for all reports of suspicious transactions made to appropriate authorities.

#### 31 CFR Part 103

#### 31 CFR Chapter X

##### **Determination by the Secretary.**

103.12.....1010.301.

*Chapter X General Part SAR Filing Requirements*.....1010.320.

##### **Reports by mutual funds of suspicious transactions.**

103.15(a)-(g).....1024.320(a)-(g).

##### **Reports by insurance companies of suspicious transactions.**

###### *Definitions.*

103.16(a).....Deleted; but see 1025.100 (formerly 103.137)

103.16(b)-(i).....1025.320(a)-(h).

##### **Reports by futures commission merchants and introducing brokers in commodities of suspicious transactions.**

103.17(a)-(h).....1026.320(a)-(h).

##### **Reports by banks of suspicious transactions.**

103.18(a)-(f).....1020.320(a)-(f).

##### **Reports by brokers or dealers in securities of suspicious transactions.**

103.19(a)-(h).....1023.320(a)-(h).

**Reports by money services businesses of suspicious transactions.**

103.20(a)-(f).....1022.320(a)-(f).

**Reports by casinos of suspicious transactions.**

103.21(a)-(g).....1021.320(a)-(g).

**Currency Transaction Reporting (CTR) Requirements**

**Reports of Transactions in Currency.** Sets forth the requirements for financial institutions to report currency transactions in excess of \$10,000.

**31 CFR Part 103**

**31 CFR Chapter X**

**Determination by the Secretary.**

103.12.....1010.301.

*Chapter X General Part CTR Filing Requirements*.....1010.310.

**Reports of transactions in currency.**

*General.*

103.22(a).....Deleted.

*Filing obligations –*

*Financial institutions other than casinos.*

103.22(b)(1).....1010.311.

*Casinos.*

103.22(b)(2)(i)-(iii).....1021.311(a)-(c).

*Aggregation –*

*Multiple branches.*

103.22(c)(1).....1010.313(a).

*Multiple transactions – general.*

103.22(c)(2).....1010.313(b).

*Multiple transactions – casinos.*

103.22(c)(3).....1021.313.

**Filing of reports. [CTR Recordkeeping Requirements]**

103.27(a)(1).....1010.306(a)(1).  
103.27(a)(2).....Deleted.  
103.27(a)(3) & (4).....1010.306(a)(2) & (3).  
103.27(d).....1010.306(d).  
103.27(e).....1010.306(e).

**Currency Transaction Reporting (CTR) Exemptions**

**Transactions of Exempt Persons.** Sets forth the requirements for depository institutions to exempt transactions of certain persons from currency transaction reporting requirements.

**31 CFR Part 103**

**31 CFR Chapter X**

**Determination by the Secretary.**

103.12.....1010.301.

*Chapter X General Part CTR Exemptions*.....1010.310.

*Transactions of exempt persons –*

*General.*

103.22(d)(1) Sentences 1 and 3.....1020.315(a).  
103.22(d)(1) Sentence 2..... 1010.315.

*Exempt person*

103.22(d)(2)..... 1020.315(b).

*Designation of certain exempt persons-*

103.22(d)(3).....1020.315(c).

*Annual review.*

103.22(d)(4) .....1020.315(d).

*Operating rules.*

103.22(d)(5).....1020.315(e).

<i>Limitation on exemption.</i>	
103.22(d)(6).....	1020.315(f).
<i>Limitation on liability.</i>	
103.22(d)(7) .....	1020.315(g).
<i>Obligations to file suspicious activity reports and maintain system for monitoring transactions in currency.</i>	
103.22(d)(8).....	1020.315(h).
<i>Revocation.</i>	
103.22(d)(9).....	1020.315(i).

**Filing of reports. [CTR Exemption Recordkeeping Requirements]**

103.27(a)(3) & (4).....	1010.306(a)(2) & (3).
103.27(d).....	1010.306(d).
103.27(e).....	1010.306(e).

**Identification Requirements**

**Identification Required.** Sets forth the requirement that financial institutions verify the identity of persons conducting currency transactions in excess of \$10,000.

**31 CFR Part 103**

**31 CFR Chapter X**

**Determination by the Secretary.**

103.12.....	1010.301.
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**Identification Required.**

103.28.....	1010.312.
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**CMIR Filing Requirements**

**Reports of Transportation of Currency or Monetary Instruments.** Sets forth the requirements for filing a report of international transportation of currency or monetary instruments.

**31 CFR Part 103**

**31 CFR Chapter X**

**Determination by the Secretary**

103.12.....1010.301.

**Reports of transportation of currency or monetary instruments.**

103.23(a)-(d).....1010.340(a)-(d).

**Filing of reports.** [CMIR filing and recordkeeping requirements]

103.27(b).....1010.306(b).

103.27(d) & (e).....1010.306(d) & (e).

**FBAR Filing Requirements**

**Reports of Foreign Financial Accounts.** Sets forth an annual filing requirement for persons having a bank, securities or other financial account in a foreign country.

**31 CFR Part 103**

**31 CFR Chapter X**

**Determination by the Secretary.**

103.12.....1010.301.

**Reports of foreign financial accounts.**

103.24.....1010.350.

**Filing of reports.** [FBAR Filing and Recordkeeping Requirements]

103.27(c)-(e).....1010.306(c)-(e).

**Requirement for a Trade or Business to Report Receipt of Cash Payments Over \$10,000**

**Reports relating to currency in excess of \$10,000 received in a trade or business.** Sets forth the requirements that each person engaged in a trade or business who, in the course of that trade or business, receives more than \$10,000 in cash in one transaction or in two or more related transactions, must file Form 8300.

**31 CFR Part 103**

**31 CFR Chapter X**

**Determination by the Secretary.**

103.12.....	1010.301.
<i>Reporting requirement.</i>	
103.30(a).....	1010.330(a).
<i>Multiple payments.</i>	
103.30(b).....	1010.330(b).
<i>Meaning of terms.</i>	
103.30(c).....	1010.330(c).
<i>Exceptions to the reporting requirements of 31 U.S.C. 5331-</i>	
<i>Receipt of currency by certain casinos having gross annual gaming revenue in excess of \$1,000,000-</i>	
<i>In general.</i>	
103.30(d)(1)(i).....	1021.330(a).
<i>Casinos exempt under §103.55(c).</i>	
103.30(d)(1)(ii).....	1021.330(b).
<i>Reporting of currency received in a nongaming business.</i>	
103.30(d)(1)(iii).....	1021.330(c).
<i>Example.</i>	
103.30(d)(1)(iv).....	1021.330(d).
<i>Receipt of currency not in the course of the recipient's trade or business.</i>	
103.30(d)(2).....	1010.330(d)(2).
<i>Receipt is made with respect to a foreign currency transaction.</i>	
103.30(d)(3).....	1010.330(d)(1).
<i>Time, manner, and form of reporting.</i>	
103.30(e).....	1010.330(e).

**Reports of Transactions with Foreign Financial Agencies**

**Reports of Transactions with Foreign Financial Agencies.** Sets forth the requirement that specified financial institutions file reports of certain transactions with designated foreign financial agencies, when the Secretary deems appropriate.

**31 CFR Part 103**

**31 CFR Chapter X**

**Determination by the Secretary.**

103.12.....1010.301.

**Reports of transactions with foreign financial agencies.**

103.25(a)-(e).....1010.360(a)-(e).

**Reports of Certain Domestic Coin and Currency Transactions**

**Reports of Certain Domestic Coin and Currency Transactions.** Sets forth the requirements for any additional recordkeeping and/or reporting requirements that the Secretary of the Treasury deems necessary to fulfill the purposes of the BSA regulations.

**31 CFR Part 103**

**31 CFR Chapter X**

**Determination by the Secretary.**

103.12.....1010.301.

**Reports of certain domestic coin and currency transactions.**

103.26(a)-(d).....1010.370(a)-(d).

**Recordkeeping Requirements for Purchases of Monetary Instruments With Currency**

**Purchases of Bank Checks and Drafts, Cashier’s Checks, Money Orders, and Traveler’s Checks.** Sets forth the requirements that financial institutions maintain records relating to purchases of monetary instruments with currency in amounts between \$3,000 and \$10,000.

**31 CFR Part 103**

**31 CFR Chapter X**

**Determination by the Secretary.**

103.12.....1010.301.

**Purchases of Bank Checks and Drafts, Cashier’s Checks, Money Orders, and Traveler’s Checks.**

103.29(a)-(c).....1010.415(a)-(c).

**RECORDS REQUIRED TO BE MAINTAINED**

**Recordkeeping and Retrieval Requirements for Financial Institutions**

**Records to Be Made and Retained by Financial Institutions.** Sets forth recordkeeping and retrieval requirements for financial institutions, including funds transfer recordkeeping and transmittal requirements.

**31 CFR Part 103**

**31 CFR Chapter X**

**Determination by the Secretary.**

103.31.....1010.401.

**Records to be made and retained by financial institutions.**

103.33(a)-(d)..... 1010.410(a)-(d).

*Banks.*

103.33(e).....1020.410(a).

*Nonbank financial institutions.*

103.33(f).....1010.410(e).

*Transmittal orders for a transmittal of funds in the amount of \$3,000 or more.*

103.33(g).....1010.410(f).

**Additional records to be made and retained by banks.**

103.34(a) & (b).....1020.410(b) & (c).

**Additional records to be made and retained by brokers or dealers in securities.**

103.35(a) & (b).....1023.410(a) & (b).

**Additional records to be made and retained by casinos.**

103.36(a)-(c).....1021.410(a)-(c).

**Additional records to be made and retained by currency dealers or exchangers.**

103.37(a)-(c).....1022.410(a)-(c).

**Nature of records and retention period.** Sets forth acceptable forms of records required to be kept and establishes a five-year record-retention requirement.

103.38(a)-(d).....1010.430(a)-(d).

**Person outside the United States.**

103.39.....1010.440.



**Records to Be Made and Retained by Persons Having Financial Interests in Foreign Financial Accounts**

**Records to Be Made and Retained by Persons Having Financial Interests in Foreign Financial Accounts.**

Sets forth the requirement that persons having a financial account in a foreign country maintain records relating to foreign financial bank accounts reported on an FBAR.

**31 CFR Part 103**

**31 CFR Chapter X**

**Determination by the Secretary.**

103.31.....1010.401.

**Records to be made and retained by persons having financial interests in foreign financial accounts.**

103.32.....1010.420.

**SPECIAL RULES FOR MONEY SERVICES BUSINESSES**

**Registration of Money Services Businesses**

**Registration of Money Services Businesses.** Requirements for money services businesses to register with the U.S. Treasury/FinCEN.

**31 CFR Part 103**

**31 CFR Chapter X**

**Registration of money services businesses.**

103.41(a)-(f).....1022.380(a)-(f).

**GENERAL PROVISIONS**

**31 CFR Part 103**

**31 CFR Chapter X**

**Dollars as including foreign currency.**

103.51.....1010.980.

**Photographic or other reproductions of Government obligations.**

103.52(a) & (b).....1010.940(a) & (b).

**Availability of information.**

103.53(a)-(f).....1010.950(a)-(f).

**Disclosure.**

103.54.....1010.960.

**Exceptions, exemptions, and reports.**

103.55(a)-(c).....1010.970(a)-(c).

**Enforcement.**

103.56(a)-(g).....1010.810(a)-(g).

**Civil penalty.** Sets forth potential civil penalties for willful or negligent violations of 31 CFR Chapter X.

103.57(a)-(h).....1010.820(a)-(h).

**Forfeiture of currency or monetary instruments.**

103.58.....1010.830.

**Criminal penalty.** Sets forth potential criminal penalties for willful violations of 31 CFR Chapter X.

103.59(a)-(d).....1010.840(a)-(d).

**Enforcement authority with respect to transportation of currency or monetary instruments.**

103.60(a)-(c).....1010.850(a)-(c).

**Access to records.**

103.61.....1010.920.

**Rewards for informants.**

103.62(a)-(c).....1010.930(a)-(c).

**Structured transactions.** Prohibits the structuring of transactions to avoid the CTR requirement.

103.63(a)-(c).....1010.314(a)-(c).

**Special rules for casinos.**

*Compliance programs.*

103.64(a).....1021.210(b).

*Special terms.*

*Business year*

103.64(b)(1).....1021.100(a).

*Casino account number*

103.64(b)(2).....1021.100(b).

*Customer*

103.64(b)(3).....1021.100(c).

*Gaming day*

103.64(b)(4).....1021.100(d).

<i>Machine-readable</i>	
103.64(b)(5).....	1021.100(e).

**SUMMONS**

**31 CFR Part 103**

**31 CFR Chapter X**

**General.**

103.71.....	1010.911.
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**Persons who may issue summons.**

103.72(a)-(c).....	1010.912(a)-(c).
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**Contents of summons.**

103.73(a) & (b).....	1010.913(a) & (b).
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**Service of summons.**

103.74(a)-(c).....	1010.914(a)-(c).
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**Examination of witnesses and records.**

103.75(a)-(c).....	1010.915(a)-(c).
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**Enforcement of summons.**

103.76.....	1010.916.
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**Payment of expenses.**

103.77.....	1010.917.
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**ADMINISTRATIVE RULINGS**

**31 CFR Part 103**

**31 CFR Chapter X**

**Scope.**

103.80.....	1010.710.
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**Submitting requests.**

103.81(a)-(e).....	1010.711(a)-(e).
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**Nonconforming requests.**

103.82.....	1010.712.
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**Oral communications.**

103.83(a) & (b).....	1010.713(a) & (b).
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**Withdrawing requests.**

103.84.....1010.714.

**Issuing rulings.**

103.85.....1010.715.

**Modifying or rescinding rulings.**

103.86(a)-(d).....1010.716(a)-(d).

**Disclosing information.**

103.87(a) & (b).....1010.717(a) & (b).

**SPECIAL INFORMATION SHARING PROCEDURES TO DETER MONEY LAUNDERING AND TERRORIST  
ACTIVITY**

**31 CFR Part 103**

**31 CFR Chapter X**

**Definitions.**

*Money laundering*

103.90(a).....1010.505(b).

*Terrorist activity*

103.90(b).....1010.505(c).

*Account*

103.90(c).....1010.505(a).

*Transaction*

103.90(d).....1010.505(d).

**Information sharing between government agencies and financial institutions.** Establishes procedures and information sharing between government agencies (foreign, federal, state and local law enforcement) and financial institutions to deter money laundering and terrorist activity.

*Definitions.*

*The definitions in § 103.90 apply.*

103.100(a)(1).....Deleted.

*Financial institution*

103.100(a)(2).....1010.520(a)(1).

*Transmittal of funds*

103.100(a)(3).....Deleted; but see 1010.100.

*Law enforcement agency*  
103.100(a)(4).....1010.520(a)(2).

*Information requests based on credible evidence concerning terrorist activity or money laundering.*  
103.100(b).....1010.520(b).

**Voluntary information sharing among financial institutions.** Establishes procedures for voluntary information sharing among financial institutions to deter money laundering and terrorist activity.

*Definitions.*

*The definitions in § 103.90 apply.*  
103.110(a)(1).....Deleted.

*Financial institution.*  
103.110(a)(2).....1010.540(a)(1).

*Association of financial institutions*  
103.110(a)(3).....1010.540(a)(2).

*Voluntary information sharing among financial institutions.*  
103.110(b).....1010.540(b).

*Information sharing between financial institutions and the Federal Government.*  
103.110(c).....1010.540(c).

*No effect on financial institution reporting obligations.*  
103.110(d).....1010.540(d).

**ANTI-MONEY LAUNDERING PROGRAMS**

**Anti-Money Laundering Program Requirements**

**Anti-money laundering program requirements for financial institutions regulated by a Federal functional regulator or a self-regulatory organization, and casinos.** Establishes, in part, the standard that that a financial institution regulated only by a federal functional regulator satisfies statutory requirements to establish an AML program if the financial institution complies with the regulations of its federal functional regulator governing such programs.

**31 CFR Part 103**

**31 CFR Chapter X**

*Definitions.*

*Financial institution*

103.120(a)(1).....1020.100(d)(1); 1023.100(e)(1).

*Federal functional regulator*

103.120(a)(2).....1010.100(r).

*Self-regulatory organization*

103.120(a)(3).....1010.100(tt).

*Casino*

103.120(a)(4).....Deleted; but see 1010.100.

*Requirements for financial institutions regulated only by a Federal functional regulator, including banks, savings associations, and credit unions.*

103.120(b).....1020.210.

*Requirements for financial institutions regulated by a self-regulatory organization, including registered securities broker-dealers and futures commission merchants.*

103.120(c)(1) & (2).....1023.210(a) & (b); 1026.210(b)(1) & (2).

*Requirements for casinos.*

103.120(d).....1021.210(a).

**Anti-money laundering programs for money services businesses.**

103.125(a)-(e).....1022.210(a)-(e).

**Anti-money laundering programs for mutual funds.**

103.130(a).....Deleted; but see 1010.100.

103.130(b) & (c).....1024.210(a) & (b).

**Anti-money laundering programs for operators of credit card systems.**

*Definitions.*

*Operator of a credit card system*  
103.135(a)(1).....1028.100(e).

*Issuing institution*  
103.135(a)(2).....1028.100(d).

*Acquiring institution*  
103.135(a)(3).....1028.100(a).

*Operator’s credit card*  
103.135(a)(4).....1028.100(f).

*Credit card*  
103.135(a)(5).....1028.100(b).

*Foreign bank*  
103.135(a)(6).....1028.100(c).

*Anti-money laundering program requirement.*  
103.135(b).....1028.210(a).

*Minimum requirements.*  
103.135(c).....1028.210(b).

**Anti-money laundering programs for insurance companies.** Sets forth the requirement for insurance companies that issue or underwrite “covered products” to develop and implement a written AML program that is reasonably designed to prevent the insurance company from being used to facilitate money laundering or financing of terrorist activities.

*Definitions.*

*Annuity contract*  
103.137(a)(1).....1025.100(a).

*Bank*  
103.137(a)(2).....Deleted; but see 1010.100.

*Broker-dealer in securities*  
103.137(a)(3).....Deleted; but see 1010.100.

*Covered product*  
103.137(a)(4).....1025.100(b).

<i>Group annuity contract</i>	
103.137(a)(5).....	1025.100(c).
<i>Group life insurance policy</i>	
103.137(a)(6).....	1025.100(d).
<i>Insurance agent</i>	
103.137(a)(7).....	1025.100(e).
<i>Insurance broker</i>	
103.137(a)(8).....	1025.100(f).
<i>Insurance company or insurer</i>	
103.137(a)(9).....	1025.100(g).
<i>Permanent life insurance policy</i>	
103.137(a)(10).....	1025.100(h).
<i>Person</i>	
103.137(a)(11).....	Deleted; but see 1010.100.
<i>United States</i>	
103.137(a)(12).....	Deleted; but see 1010.100.
<i>Anti-money laundering program requirements for insurance companies.</i>	
103.137(b).....	1025.210(a).
<i>Minimum requirements.</i>	
103.137(c).....	1025.210(b).
<i>Anti-money laundering program requirements for insurance companies registered or required to register with the Securities and Exchange Commission as broker-dealers in securities.</i>	
103.137(d).....	1025.210(c).
<i>Compliance.</i>	
103.137(e).....	1025.210(d).

**Anti-money laundering programs for dealers in precious metals, precious stones, or jewels.**

*Definitions.*

<i>Covered goods</i>	
103.140(a)(1).....	1027.100(a).
<i>Dealer.</i>	
103.140(a)(2).....	1027.100(b).



<i>Jewel</i>	
103.140(a)(3).....	1027.100(c).
<i>Precious metal</i>	
103.140(a)(4).....	1027.100(d).
<i>Precious stone</i>	
103.140(a)(5).....	1027.100(e).
<i>Person</i>	
103.140(a)(6).....	Deleted; but see 1010.100.
<i>Retailer</i>	
103.140(a)(7).....	1027.100(f).
<i>Anti-money laundering program requirement.</i>	
103.140(b).....	1027.210(a).
<i>Minimum requirements.</i>	
103.140(c).....	1027.210(b).
<i>Effective date.</i>	
103.140(d).....	1027.210(c).
<b>Exempted anti-money laundering programs for certain financial institutions.</b>	
103.170(a)-(d).....	1010.205(a)-(d).

**Customer Identification Program Requirements**

**Customer Identification Programs for banks, savings associations, credit unions, and certain non-Federally regulated banks.** Sets forth the requirement for banks, savings associations, credit unions, and certain non-federally regulated banks to implement a written Customer Identification Program.

**31 CFR Part 103**

**31 CFR Chapter X**

*Definitions.*

<i>Account</i>	
103.121(a)(1).....	1020.100(a).
<i>Bank</i>	
103.121(a)(2).....	1020.100(b).
<i>Customer</i>	
103.121(a)(3).....	1020.100(c).

*Federal functional regulator*  
103.121(a)(4).....Deleted; but see 1010.100.

*Financial institution*  
103.121(a)(5).....1020.100(d)(2).

*Taxpayer identification number*  
103.121(a)(6).....1010.100(yy).

*U.S. person*  
103.121(a)(7).....1010.100(iii).

*Non-U.S. person*  
103.121(a)(8).....1010.100(iii).

*Customer Identification Program: minimum requirements.*  
103.121(b).....1020.220(a).

*Exemptions.*  
103.121(c).....1020.220(b).

*Other requirements unaffected.*  
103.121(d).....1020.220(c).

**Customer identification programs for broker-dealers.**

*Definitions.*

*Account*  
103.122(a)(1).....1023.100(a).

*Broker-dealer*  
103.122(a)(2).....1023.100(b).

*Commission*  
103.122(a)(3).....1023.100(c).

*Customer*  
103.122(a)(4).....1023.100(d).

*Federal functional regulator*  
103.122(a)(5).....Deleted; see 1010.100.

*Financial institution*  
103.122(a)(6).....1023.100(e).

*Taxpayer identification number*  
103.122(a)(7).....Deleted; but see 1010.100.

*U.S. person*  
103.122(a)(8).....Deleted; but see 1010.100.

*Non-U.S. person*  
103.122(a)(9).....Deleted; but see 1010.100.

*Customer identification program: minimum requirements.*  
103.122(b).....1023.220(a).

*Exemptions.*  
103.122(c).....1023.220(b).

*Other requirements unaffected.*  
103.122(d).....1023.220(c).

**Customer identification programs for futures commission merchants and introducing brokers.**

*Definitions.*

*Account*  
103.123(a)(1).....1026.100(a).

*Commission*  
103.123(a)(2).....Deleted; but see 1010.100.

*Commodity*  
103.123(a)(3).....1026.100(b).

*Contract of sale*  
103.123(a)(4).....1026.100(c).

*Customer*  
103.123(a)(5).....1026.100(d).

*Federal functional regulator*  
103.123(a)(6).....Deleted; but see 1010.100.

*Financial institution*  
103.123(a)(7).....1026.100(e).

*Futures commission merchant*  
103.123(a)(8).....1026.100(f).

*Introducing broker*

103.123(a)(9).....1026.100(g).

*Option*

103.123(a)(10).....1026.100(h).

*Taxpayer identification number*

103.123(a)(11).....Deleted; but see 1010.100.

*U.S. person*

103.123(a)(12).....Deleted; but see 1010.100.

*Non-U.S. person*

103.123(a)(13).....Deleted; but see 1010.100.

*Customer identification program: minimum requirements.*

103.123(b).....1026.220(a).

*Exemptions.*

103.123(c).....1026.220(b).

*Other requirements unaffected.*

103.123(d).....1026.220(c).

**Customer identification programs for mutual funds.**

*Definitions.*

*Account*

103.131(a)(1).....1024.100(a).

*Customer*

103.131(a)(2).....1024.100(c).

*Federal functional regulator*

103.131(a)(3).....1010.100(r).

*Financial institution*

103.131(a)(4).....1024.100(d).

*Mutual fund*

103.131(a)(5).....1010.100(gg).

*Non-U.S. person*

103.131(a)(6).....1010.100(iii).

*Taxpayer identification number*

103.131(a)(7).....1010.100(yy).

<i>U.S. person</i>	
103.131(a)(8).....	1010.100(iii).
<i>Customer identification program: minimum requirements.</i>	
103.131(b).....	1024.220(a).
<i>Exemptions.</i>	
103.131(c).....	1024.220(b).
<i>Other requirements unaffected.</i>	
103.131(d).....	1024.220(c).

**Special Due Diligence for Correspondent Accounts and Private Banking Accounts**

**31 CFR Part 103**

**31 CFR Chapter X**

**Definitions.**

<i>Attorney General</i>	
103.175(a).....	1010.100(c).
<i>Beneficial owner</i>	
103.175(b).....	1010.605(a).
<i>Certification and recertification</i>	
103.175(c).....	1010.605(b).
<i>Correspondent account.</i>	
103.175(d).....	1010.605(c).
<i>Correspondent relationship</i>	
103.175(e).....	1010.605(d).
<i>Covered financial institution</i>	
103.175(f).....	1010.605(e).
<i>Foreign bank.</i>	
103.175(g).....	Deleted; but see 1010.100.
<i>Foreign financial institution.</i>	
103.175(h).....	1010.605(f).
<i>Foreign shell bank</i>	
103.175(i).....	1010.605(g).

<i>Non-United States person or non-U.S. person</i>	
103.175(j).....	1010.605(h).
<i>Offshore banking license</i>	
103.175(k).....	1010.605(i).
<i>Owner.</i>	
103.175(l).....	1010.605(j).
<i>Person</i>	
103.175(m).....	1010.605(k).
<i>Physical presence</i>	
103.175(n).....	1010.605(l).
<i>Private banking account</i>	
103.175(o).....	1010.605(m).
<i>Regulated affiliate.</i>	
103.175(p).....	1010.605(n).
<i>Secretary</i>	
103.175(q).....	1010.605(o).
<i>Senior foreign political figure.</i>	
103.175(r).....	1010.605(p).
<i>Territories and Insular Possessions</i>	
103.175(s).....	Deleted; but see 1010.100.
<i>United States</i>	
103.175(t).....	Deleted; but see 1010.100.

**Due diligence programs for correspondent accounts for foreign financial institutions.** Sets forth the requirement for certain financial institutions to establish and apply a due diligence program that includes appropriate, specific, risk-based, and, where necessary, enhanced policies and procedures that are reasonably designed to enable the institution to detect and report known or suspected money laundering activity involving any correspondent account for a foreign financial institution.

103.176(a)-(g).....	1010.610(a)-(g).
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**Prohibition on correspondent accounts for foreign shell banks; records concerning owners of foreign banks and agents for service of legal process.** Prohibits a covered financial institution from establishing a correspondent account with a foreign shell bank and requires the financial institution to maintain records identifying the owners of foreign financial institutions.

103.177(a)-(f).....1010.630(a)-(f).

**Due diligence programs for private banking accounts.** Sets forth the requirement for certain financial institutions to establish and maintain a due diligence program that includes policies, procedures, and controls that are reasonably designed to detect and report any known or suspected money laundering or suspicious activity conducted through or involving any private banking account that is established, maintained, administered, or managed in the United States for a non-U.S. person.

103.178(a)-(e).....1010.620(a)-(e).

**Special Measures Under Section 311 of the USA PATRIOT ACT and Law Enforcement Access to Foreign Bank Records**

**31 CFR Part 103**

**31 CFR Chapter X**

**Summons or subpoena of foreign bank records; Termination of correspondent relationship.** Requires a financial institution to provide foreign financial institution records upon the request of an appropriate law enforcement official and to terminate a correspondent relationship with a foreign financial institution.

103.185(a)-(f).....1010.670(a)-(f).

**Special measures against Burma.**

*Definitions.*

*Correspondent account*

103.186(a)(1).....1010.651(a)(2).

*Covered financial institution*

103.186(a)(2).....1010.651(a)(3).

*Burmese banking institution*

103.186(a)(3).....1010.651(a)(1).

*Requirements for covered financial institutions.*

103.186(b).....1010.651(b).

**Special measures against Myanmar Mayflower Bank and Asia Wealth Bank.**

*Definitions.*

<i>Correspondent account</i>	
103.187(a)(1).....	1010.652(a)(2).
<i>Covered financial institution</i>	
103.187(a)(2).....	1010.652(a)(3).
<i>Myanmar Mayflower Bank</i>	
103.187(a)(3).....	1010.652(a)(4).
<i>Asia Wealth Bank</i>	
103.187(a)(4).....	1010.652(a)(1).

*Requirements for covered financial institutions.*

103.187(b).....	1010.652(b).
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**Special measures against Commercial Bank of Syria.**

*Definitions.*

<i>Commercial Bank of Syria</i>	
103.188(a)(1).....	1010.653(a)(1).
<i>Correspondent account</i>	
103.188(a)(2).....	1010.653(a)(2).
<i>Covered financial institution</i>	
103.188(a)(3).....	1010.653(a)(3).
<i>Subsidiary</i>	
103.188(a)(4).....	1010.653(a)(4).

*Requirements for covered financial institutions.*

103.188(b).....	1010.653(b).
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**Special measures against VEF Bank.**

*Definitions.*

<i>Correspondent account</i>	
103.192(a)(1).....	1010.654(a)(1).
<i>Covered financial institution</i>	
103.192(a)(2).....	1010.654(a)(2).



*Subsidiary*  
103.192(a)(3).....1010.654(a)(3).

*VEF Bank*  
103.192(a)(4).....1010.654(a)(4).

*Requirements for covered financial institutions.*  
103.192(b).....1010.654(b).

**Special measures against Banco Delta Asia.**

*Definitions.*

*Banco Delta Asia*  
103.193(a)(1).....1010.655(a)(1).

*Correspondent account*  
103.193(a)(2).....1010.655(a)(2).

*Covered financial institution*  
103.193(a)(3).....1010.655(a)(3).

*Subsidiary*  
103.193(a)(4).....1010.655(a)(4).

*Requirements for covered financial institutions.*  
103.193(b).....1010.655(b).

**Interpretative Guidance, Administrative Rulings, Notices, Certifications and Re-certifications from the 31 CFR Part 103 Appendices that are still effective will be posted on the FinCEN website only.**

If your organization requires additional assistance or guidance regarding the transfer of FinCEN’s regulations to 31 CFR Chapter X, please contact FinCEN’s Regulatory Helpline at (800) 949-2732 ext. 6.