

Action	Compliance time	Procedures
(1) Modify the generator 2 excitation with the modification kit, part number 500.50.12.192, replacing the A250 voltage spike suppression filter, part number 524.52.12.358, with a new A250 voltage spike suppression filter, part number 524.52.12.502.	Within the next 100 hours time-in-service (TIS) after the effective date of this AD.	Do this action following the ACCOMPLISHMENT INSTRUCTIONS section of Pilatus Service Bulletin No. 24-012, dated February 19, 1999, and Service Bulletin No. 24-014, dated October 27, 1999.
(2) If the modification kit, part number 500.50.12.192, is already installed using the A250 voltage spike suppression filter, part number 524.52.12.358, only replace this voltage spike suppression filter with a new A250 voltage spike suppression filter, part number 524.52.12.502.	Within the next 100 hours TIS after the effective date of this AD.	Do this action following the ACCOMPLISHMENT INSTRUCTIONS section of Pilatus Service Bulletin No. 24-014, dated October 27, 1999.
(3) Do not install any A250 voltage spike suppression filter, part number 524.52.12.358, or FAA-approved equivalent part number.	As of the effective date of this AD .....	Not Applicable.

(e) *Can I comply with this AD in any other way?* You may use an alternative method of compliance or adjust the compliance time if:

- (1) Your alternative method of compliance provides an equivalent level of safety; and
- (2) The Manager, Small Airplane Directorate, approves your alternative. Send your request through an FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Small Airplane Directorate.

**Note 1:** This AD applies to each airplane identified in paragraph (a) of this AD, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (e) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if you have not eliminated the unsafe condition, specific actions you propose to address it.

(f) *Where can I get information about any already-approved alternative methods of compliance?* Contact Roman T. Gabrys, Aerospace Engineer, FAA, Small Airplane Directorate, 901 Locust, Room 301, Kansas City, Missouri 64106; telephone: (816) 329-4141; facsimile: (816) 329-4090.

(g) *What if I need to fly the airplane to another location to comply with this AD?* The FAA can issue a special flight permit under sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate your airplane to a location where you can accomplish the requirements of this AD.

(h) *How do I get copies of the documents referenced in this AD?* You may get copies of the documents referenced in this AD from Pilatus Aircraft Ltd., Customer Liaison Manager, CH-6371 Stans, Switzerland; telephone: +41 41 619 65 09; facsimile: +41 41 610 33 51. You may read these documents at FAA, Central Region, Office of the Regional Counsel, 901 Locust, Room 506, Kansas City, Missouri 64106.

**Note 2:** The subject of this AD is addressed in these Swiss AD's:

—HB 99-143, dated February 19, 1999; and

—HB 99-542, dated October 29, 1999.

Issued in Kansas City, Missouri, on February 26, 2001.

**Michael Gallagher,**

*Manager, Small Airplane Directorate, Aircraft Certification Service.*

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## SECURITIES AND EXCHANGE COMMISSION

### 17 CFR Chapter II

[Release Nos. 33-7955, 34-44014, 35-27350, IA-1929, IC-24879]

**RIN 3235-A114**

### Public Information: Advanced Notice of Proposed Rulemaking on Electronic Reporting and Recordkeeping and Delayed Effective Date of Recordkeeping Provisions in the Electronic Signatures in Global and National Commerce Act of 2000

**AGENCY:** Securities and Exchange Commission.

**ACTION:** Advance notice of proposed rulemaking.

**SUMMARY:** The Securities and Exchange Commission announces several upcoming rulemaking activities regarding recordkeeping requirements under the federal securities laws consistent with the Electronic Signatures in Global and National Commerce Act of 2000. The action delays the effective date of certain provisions in the Act that may affect certain recordkeeping requirements under the federal securities laws.

**FOR FURTHER INFORMATION CONTACT:** Michael A. Macchiaroli, Associate Director, (202) 942-0131; Thomas K. McGowan, Assistant Director, (202) 942-4886; Randall W. Roy, Special Counsel, (202) 942-0798, or Mathew

Comstock, Attorney, (202) 942-0156, Division of Market Regulation (for broker-dealers); Larry E. Bergmann, Associate Director, (202) 942-0770; Jerry Carpenter, Assistant Director; David Karasik, Special Counsel, (202) 942-4187, Division of Market Regulation (for transfer agents); Martha B. Peterson, Special Counsel, Office of Regulatory Policy, Division of Investment Management (202) 942-0690; Victoria J. Adraktas, Attorney-Advisor, Office of Public Utility Regulation (202) 942-0545; Mark Borges, Attorney-Advisor, Office of Rulemaking, Division of Corporation Finance, (202) 942-2900, at the Securities and Exchange Commission, 450 5th Street, NW., Washington, DC 20549.

**SUPPLEMENTARY INFORMATION:** The Securities and Exchange Commission announces today several upcoming rulemaking activities regarding recordkeeping requirements under the federal securities laws consistent with the Electronic Signatures in Global and National Commerce Act of 2000 (Pub. L. 106-229) ("ESign"). Under Section 107(b)(1)(B) of ESign, the record retention provisions of Title I of that Act will become effective on June 1, 2001.

Under the federal securities laws, regulated entities, including registered broker-dealers, transfer agents, investment companies, investment advisers, and public utility holding companies, must keep certain records of their activities. The Commission currently allows these entities to keep certain records electronically, subject to standards designed to protect investors' interests, the financial stability of regulated entities and generally to further the purposes of the federal securities laws. ESign is intended to remove unnecessary impediments to the use of electronic records in commerce, while preserving the ability of agencies

like the Commission to reconcile ESign's policy with the statutes they administer. The Commission will act shortly to provide interpretative guidance and, where appropriate, propose or adopt rules consistent with ESign. These releases will be published separately in the **Federal Register**.

Because ESign does not generally apply to information required to be filed with government agencies, the Commission is not currently contemplating any changes to its existing filing rules as a result of ESign. Filers should therefore continue to follow current filing rules.

Dated: February 28, 2001.

By the Commission.

**Margaret H. McFarland,**

*Deputy Secretary.*

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## DEPARTMENT OF JUSTICE

### Drug Enforcement Administration

#### 21 CFR Parts 1304, 1305, 1306, 1311

[DEA-214A]

RIN 1117-AA60, 1117-AA61

#### **Electronic Commerce: Electronic Orders for Schedule I and II Controlled Substances; Electronic Prescriptions for Controlled Substances**

**AGENCY:** Drug Enforcement Administration (DEA), Justice.

**ACTION:** Advance notice of proposed rulemaking.

**SUMMARY:** The Drug Enforcement Administration (DEA) is publishing this Advance Notice of Proposed Rulemaking to formally notify the interested public of DEA's intent to publish Notices of Proposed Rulemaking regarding two electronic initiatives. The first electronic initiative (RIN 1117-AA60) will propose regulations to provide DEA registrants with the option of ordering Schedule I and II controlled substances electronically in a manner consistent with the requirements of the Controlled Substances Act (21 U.S.C. 801 *et seq.*). The regulations will propose that this electronic system may also be used for ordering controlled substances in Schedules III, IV and V. The second electronic initiative (RIN 1117-AA61) will propose regulations to permit DEA registered prescribers to electronically write, sign and transmit prescriptions. These proposed regulations would be an addition to, not a replacement of, the

existing rules. Through these electronic initiatives, DEA will be proposing regulations consistent with the Government Paperwork Elimination Act (Pub. L. 105-277) (GPEA) and the Electronic Signatures in Global and National Commerce Act (Pub. L. 106-229) (E-Sign). Publication of this Advance Notice of Proposed Rulemaking also responds to the requirements of E-Sign which state that for a Federal agency which has announced, proposed, or initiated a rulemaking proceeding to prescribe a regulation responding to E-Sign on or before March 1, 2001, the effect of E-Sign's record retention provision is delayed until June 1, 2001.

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

Patricia M. Good, Chief, Liaison and Policy Section, Office of Diversion Control, Drug Enforcement Administration, Washington, D.C. 20537, Telephone (202) 307-7297, Web site: <http://www.dea diversion.usdoj.gov>.

#### **SUPPLEMENTARY INFORMATION:**

#### **Why Is DEA Publishing This Advance Notice of Proposed Rulemaking?**

DEA is publishing this Advance Notice of Proposed Rulemaking to formally notify the interested public that DEA intends to publish, in the near future, two Notices of Proposed Rulemaking regarding two electronic initiatives DEA has undertaken. These electronic initiatives, and their accompanying regulations, will permit DEA to comply with GPEA and E-Sign, while ensuring appropriate controls over the ordering and prescribing of controlled substances in order to prevent diversion. DEA is publishing this Advance Notice of Proposed Rulemaking to comply with Sec. 107(b)(1)(B) of Pub. L. 106-229 which states: "DELAYED EFFECT FOR PENDING RULEMAKINGS. If on March 1, 2001, a Federal regulatory agency or State regulatory agency has announced, proposed, or initiated, but not completed, a rulemaking proceeding to prescribe a regulation under section 104(b)(3) with respect to a requirement described in subparagraph (A), this title shall be effective on June 1, 2001, with respect to such requirement."

#### **What Electronic Initiatives Does DEA Intend To Propose?**

DEA expects to publish, in the near future, two Notices of Proposed Rulemaking to propose new regulations for two electronic initiatives. The first electronic initiative (RIN 1117-AA60) will propose regulations to provide DEA registrants with the option of ordering Schedule I and II controlled substances

electronically in a manner consistent with the requirements of the Controlled Substances Act (21 U.S.C. 801 *et seq.*). The regulations will propose that this electronic system may also be used for controlled substances in Schedules III, IV and V. The second electronic initiative (RIN 1117-AA61) will propose regulations to permit DEA registered prescribers to electronically write, sign and transmit prescriptions. These proposed regulations would be an addition to, not a replacement of, the existing rules.

#### **What Actions Has DEA Already Undertaken Regarding These Electronic Initiatives?**

In 1999, PEC Solutions, Inc. (PEC) (formerly Performance Engineering Corporation) was selected by DEA's Office of Diversion Control to analyze mandated, paper-based regulatory processes and to design and develop proposed concepts for public key infrastructures (PKIs) that would allow DEA and industry the option of using the current paper-based systems or electronic formats to order or prescribe controlled substances. As part of the project methodology, DEA/PEC sought input from persons within the interested industries to gain an understanding of processes involved in these regulated activities. DEA has published relevant documents and information regarding both electronic initiatives on the Office of Diversion Control's web site, at <http://www.dea diversion.usdoj.gov>, link to "Electronic Commerce Initiatives". Finally, DEA has held a number of public meetings (announced on DEA's web site and in letters to the industry) to detail progress of the projects, answer questions and solicit further input. DEA continues to provide information on its web site regarding project documents, updates and future meetings.

#### **Rulemaking Analyses and Notices**

Due to the preliminary nature of this document, information to complete the rulemaking analyses and notice is unavailable, and thus, not contained in this Advance Notice of Proposed Rulemaking.

Dated: February 27, 2001.

**Laura M. Nagel,**

*Deputy Assistant Administrator, Office of Diversion Control.*

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