

public comments to consider during the approval process for this request.

**DATES:** Comments and related material must reach U.S. Coast Guard Sector Baltimore on or before September 7, 2005.

**ADDRESSES:** You may submit comments identified by Coast Guard docket number CGD05-05-088 to U.S. Coast Guard Sector Baltimore. To avoid duplication, please use only one of the following methods:

(1) Mail: Commander, U.S. Coast Guard Sector Baltimore, 2401 Hawkins Point Road, Baltimore, MD 21226-1791, Attn: Cove Point South Berth.

(2) Fax: 410-576-2553.

(3) Hand delivery: Room 208 of Building 70 on the Coast Guard Yard Curtis Bay, 2401 Hawkins Point Road, Baltimore, MD, between 9 a.m. and 3 p.m., Monday through Friday, except Federal holidays. The telephone number is 410-576-2619.

(4) Electronic mail: [jdufresne@actbalt.uscg.mil](mailto:jdufresne@actbalt.uscg.mil).

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this notice, or if you have questions on viewing or submitting material to the docket, call LCDR Joe DuFresne, Coast Guard Sector Baltimore, Waterways Management Division, at telephone 410-576-2619.

**SUPPLEMENTARY INFORMATION:**

**Request for Comments**

If you submit a comment, please include your name and address, identify the docket number for this notice (CGD05-05-088) and give the reason for each comment. You may submit your comments by electronic means, mail, fax, or delivery to Coast Guard Sector Baltimore at the address under **ADDRESSES**; but please submit your comments by only one means. If you submit comments by mail or delivery, submit them in an unbound format, no larger than 8½ by 11 inches, suitable for copying and electronic filing. If you submit comments by mail and would like to know that they reached the address listed under **ADDRESSES**, please enclose a stamped, self-addressed postcard or envelope. We will consider all comments received during the comment period.

**Background and Purpose**

On October 25, 2000, Cove Point LNG Limited Partnership submitted a Letter of Intent to reopen the LNG Terminal at Cove Point, Calvert County, Maryland, located on the Chesapeake Bay. On December 23, 2002, the Captain of the Port, Baltimore, submitted a Letter of Recommendation addressing several

items pertaining to the suitability of the Chesapeake Bay for LNG transport.

One item dealt with the depth of water required to accommodate the maximum 36 foot draft of a typical LNG tanker. It was noted that the northern berth of the Cove Point LNG terminal pier was able to accommodate vessels with this draft. However, the 36 foot mean low water depth of the southern berth (38°24' N, 76°23' W) could not. The Letter of Recommendation, therefore, noted that the south berth would not be suitable for LNG marine traffic unless the water depth was increased by dredging.

On April 28, 2005, Dominion Cove Point LNG Limited Partnership submitted a letter to the Captain of the Port, Baltimore, requesting approval to receive LNG tankers at the south berth, provided that the vessels had a fully laden draft of no more than 34 feet. These smaller vessels could be accommodated at the Cove Point facility's south berth without dredging.

The Coast Guard understands that if this request is approved, operations at Cove Point will not change other than allowing smaller LNG tankers to moor at the south berth. There will still only be one LNG vessel moored at Cove Point at any given time.

No public meeting is currently planned to discuss this issue. However, if the response from this request for comment implies that a public meeting is strongly desired, we will schedule one.

Dated: July 20, 2005.

**Curtis A. Springer,**

*Captain, U.S. Coast Guard, Commander, U. S. Coast Guard Sector Baltimore, Baltimore, Maryland.*

[FR Doc. 05-15616 Filed 8-5-05; 8:45 am]

**BILLING CODE 4910-15-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Bureau of Customs and Border Protection**

**Automated Commercial Environment (ACE): National Customs Automation Program Test of Periodic Monthly Payment Statement Process**

**AGENCY:** Bureau of Customs and Border Protection; Department of Homeland Security.

**ACTION:** General notice.

**SUMMARY:** This document announces changes in the Bureau of Customs and Border Protection's (CBP) National Customs Automation Program (NCAP) test concerning periodic monthly

deposit of estimated duties and fees. A change to the time period allowed for the deposit of the duties and fees is being made in order to comply with the provisions of section 2004 of the Miscellaneous Trade and Technical Corrections Act of 2004, Public Law 108-429, which extended the time of deposit of those estimated duties and fees from the 15th calendar day to the 15th working day of the month following the month in which the goods are either entered or released. Another change being made concerns whether CBP will establish a claim for liquidated damages when a participant removes an entry from a Periodic Daily Statement or a Preliminary Monthly Statement after expiration of a 10-working-day period after release. This document also advises that entries containing Census errors will be eligible to be placed on a Periodic Daily Statement and designated for monthly payment. The latter two changes are being made in order to increase the efficiencies of the Automated Commercial Environment (ACE) and to encourage participation in the Periodic Monthly Statement process.

**DATES:** The changes announced in this notice concerning the time of payment of duties and fees and the assessment of liquidated damages will take effect on August 8, 2005. The change announced concerning the placement of Census errors on the Periodic Daily Statement will take effect on August 1, 2005.

**FOR FURTHER INFORMATION CONTACT:** For questions regarding periodic monthly statement payments: Ms. Sherri Hoffman via email at [Sherri.hoffman@dhs.gov](mailto:Sherri.hoffman@dhs.gov), and Mr. Robert Hamilton via email at [Robert.b.hamilton@dhs.gov](mailto:Robert.b.hamilton@dhs.gov), or by telephone at (317) 298-1107.

**SUPPLEMENTARY INFORMATION:**

**Background**

On February 4, 2004, the Bureau of Customs and Border Protection (CBP) published a General Notice in the **Federal Register** (69 FR 5362) announcing the National Customs Automation Program (NCAP) test for Periodic Monthly Payment Statement Process. The test, which is part of CBP's Automated Commercial Environment (ACE), benefits participants by giving them access to operational data through the ACE Secured Data Portal ("ACE Portal"), which provides them the capability to interact electronically with CBP, and by allowing them to deposit estimated duties and fees on a monthly basis based on a Periodic Monthly Statement issued by CBP.

When the test started, only importers were eligible to apply for the test.

Eligibility was later expanded to allow brokers to apply if they were specifically designated by an ACE importer.

On September 8, 2004, CBP published a General Notice in the **Federal Register** (69 FR 54302) which invited customs brokers, regardless of whether they were designated by participating importers to make Periodic Monthly Statement payments on their behalf, to apply to participate in the test. That notice set forth eligibility requirements for both importers and brokers.

On February 1, 2005, CBP published a General Notice in the **Federal Register** (70 FR 5199) announcing that applicants seeking to establish importer or broker accounts so as to access the ACE Portal, or to participate in any ACE test (including the test for Periodic Monthly Payment Statement Process), are no longer required to provide a statement certifying participation in the Customs Trade Partnership Against Terrorism (C-TPAT).

As provided in the February 4, 2004 General Notice announcing the test, participants in the Periodic Monthly Statement test are required to schedule entries for monthly payment. A Periodic Monthly Statement will list Periodic Daily Statements that have been designated for monthly payment. The Periodic Monthly Statement can be created on a port basis by the importer or broker, as was the case with existing daily statements in the Automated Commercial System (ACS) (ACE is the successor to ACS). The Periodic Monthly Statement can be created on a national basis by an Automated Broker Interface (ABI) filer. If an importer chooses to file the Periodic Monthly Statement on a national basis, he must use his filer code and schedule and pay the monthly statements. The Periodic Monthly Statement will be routed under existing CBP procedures. Brokers will only view/receive information that they have filed on an importer's behalf. ACE will not route a Periodic Monthly Statement to a broker through ABI if that statement lists information filed by another broker.

#### *Description of the Changes*

##### 1. Payment of Duties and Fees

Under statutory authority in place at the time of initiation of the Periodic Monthly Statement Process test, estimated duties and fees were to be paid on a monthly basis by the 15th calendar day in the month following the month in which the goods are either entered or released. Under a statutory change promulgated to section 505(a) of the Tariff Act of 1930, as amended, (19

U.S.C. 1505(a)), by Section 2004 of the Miscellaneous Trade and Technical Corrections Act of 2004, Public Law 108-429, estimated duties and fees are to be paid by the 15th working day in the month following the month in which the goods are either entered or released. For the purposes of this test, the term "working day" is synonymous with the term "business day," which is defined at sections 101.1 and 101.6(a) of the CBP Regulations (title 19 Code of Federal Regulations, sections 101.1 and 101.6(a)). This notice brings the NCAP test into compliance with the statutory change.

##### 2. Removal of an Entry From a Periodic Daily Statement After Expiration of the 10-Working-Day Period After Release of the Entry

In the February 4, 2004 General Notice, CBP provided that if participants remove an entry from a Periodic Daily Statement or a Preliminary Monthly Statement after expiration of a 10-working-day period after release, that entry must be paid individually and would be automatically subject to a claim for liquidated damages for late payment of estimated duties. This notice announces that entries removed, from the Periodic Daily Statement only, may be subject to a claim for liquidated damages. CBP will exercise its discretion whether to establish a claim for liquidated damages and will consider the timeliness of the submission of the entry information to CBP in making its decision. The purpose of this change is to encourage filers to use Periodic Monthly Statement and to submit their entry changes as soon as possible. This change does not apply to the removal of an entry from a Periodic Monthly Statement after expiration of a 10-working-day period after release, which will still be subject to an automatic claim for liquidated damages for late payment of estimated duties.

##### 3. Entries With Census Errors

CBP will allow all entries currently eligible for placement on a daily statement to be placed on a Periodic Daily Statement, with the exception of reconciliation entries, NAFTA duty deferral entries, and entries requiring the payment of excise taxes. Entries containing Census errors, originally disallowed for inclusion on the Periodic Daily Statement, will now be eligible for placement on a Periodic Daily Statement.

##### Monthly Payment Procedures

Incorporating the changes regarding the extended time for payment of duties

and fees, and the removal of entries from the Periodic Daily Statement after expiration of the 10-working-day period after release, as announced in this notice, entries for monthly payment will be processed as follows:

a. As entries are filed with CBP, the importer or its designated broker schedules them for monthly payment;

b. Those entries scheduled for monthly payment will appear on the Preliminary Periodic Daily Statement;

c. The Importer or its designated broker processes entry summary presentation transactions for Periodic Daily Statements within 10 working days of the date of entry (this is not changed from the previous notice);

d. After summary information has been filed, the scheduled entries will appear on the Final Periodic Daily Statement;

e. Periodic Daily Statements scheduled for monthly payment will appear on the Preliminary Periodic Monthly Statement; CBP will generate the Preliminary Periodic Monthly Statement on the 11th working day of the month (changed from 11th "calendar day") following the month in which the merchandise is either entered or released, whichever comes first, unless the importer or designated broker selects an earlier date;

f. On the 15th working day of the month, for Automated Clearing House (ACH) debit participants, CBP will transmit the debit authorizations for the periodic daily statements to the financial institution and the periodic monthly statement will be marked paid. The Final Periodic Monthly Statement will be generated by CBP and be transmitted to the importer or his designated broker. ACH Debit participants must ensure that the money amount identified on the Preliminary Monthly Statement is, in fact, available in their bank account by the 15th working day of the month.

g. ACH credit participants must initiate payment no later than the 14th working day of the month. CBP must receive the settlement for the credit by the 15th working day in order to have the periodic monthly statement marked paid and treated as a timely payment. The Final Periodic Monthly Statement will be generated by CBP and be transmitted to the importer or his designated broker.

For both ACH Credit and ACH Debit participants, CBP will generate the Final Periodic Monthly Statement on the night that payment is processed.

Participants should note that if they voluntarily remove an entry from a Periodic Daily Statement before expiration of the 10-working-day period

after release, that entry may be placed on another Periodic Daily Statement falling within the same 10-working-day period. If, however, participants remove an entry from a Periodic Daily Statement after expiration of the 10-working-day period after release, the entry may be the subject of a claim for liquidated damages for late payment of estimated duties.

### Suspension of Regulations

During the testing of the Periodic Monthly Statement process, CBP is suspending provisions in Parts 24, 141, 142, and 143 of the CBP Regulations (Title 19 Code of Federal Regulations) pertaining to financial, accounting, entry procedures, and deposit of estimated duties and fees. Absent any specified alternate procedure, the current regulations apply. All of the terms of the test and criteria for participation therein, as announced in the previous notices identified above, continue to be applicable unless changed by this notice.

Dated: August 1, 2005.

**Todd C. Owen,**

*Acting Assistant Commissioner, Office of Field Operations.*

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BILLING CODE 4820-02-P

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### Agency Information Collection Activities: Submission for OMB Review; Comment Request

**AGENCY:** Federal Emergency Management Agency, Emergency Preparedness and Response Directorate, U.S. Department of Homeland Security.

**ACTION:** Notice and request for comments.

**SUMMARY:** The Federal Emergency Management Agency (FEMA) has submitted the following information collection to the Office of Management and Budget (OMB) for review and clearance in accordance with the requirements of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35). The submission describes the nature of the information collection, the categories of respondents, the estimated burden (i.e., the time, effort and resources used by respondents to respond) and cost, and includes the actual data collection instruments FEMA will use.

*Title:* Application Form for Single Lot or Structure Amendments to National Flood Insurance Program Maps.

*OMB Number:* 1660-0037.

*Abstract:* Requesters complete and Licensed Land Surveyors or Professional Engineers certify FEMA Form 81-92 or 81-92A to request that FEMA remove a single structure or a legally recorded parcel of land or portions thereof from a designated SFHA via a Letter of Map Amendment (LOMA). A SFHA is an area that would be inundated by a flood event that has a one-percent-annual-chance of being equaled or exceeded in any given year (base flood). FEMA uses the information provided in FEMA Form 81-92 or 81-92A to make a LOMA determination. A LOMA is a letter from FEMA stating that an existing structure or parcel of land that has not been elevated by fill would not be inundated by the base flood. Fill is defined as a material placed to raise the ground to or above the Base Flood Elevation (BFE).

*Affected Public:* Individuals or households (property owners or lessees); business or other for-profit (Licensed Land Surveyors or Professional Engineers).

*Number of Respondents:* 26,400.

*Estimated Time per Respondent:* 2.4 hours.

*Estimated Total Annual Burden Hours:* 31,680.

*Frequency of Response:* Once at time of request.

*Comments:* Interested persons are invited to submit written comments on the proposed information collection to the Office of Information and Regulatory Affairs at OMB, Attention: Desk Officer for the Department of Homeland Security/FEMA, Docket Library, Room 10102, 725 17th Street, NW., Washington, DC 20503, or facsimile number (202) 395-7285. Comments must be submitted on or before September 7, 2005.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the information collection should be made to Section Chief, Records Management, FEMA at 500 C Street, SW., Room 316, Washington, DC 20472, facsimile number (202) 646-3347, or e-mail address [FEMA-Information-Collections@dhs.gov](mailto:FEMA-Information-Collections@dhs.gov).

Dated: July 28, 2005.

**George S. Trotter,**

*Acting Branch Chief, Information Resources Management Branch, Information Technology Services Division.*

[FR Doc. 05-15627 Filed 8-5-05; 8:45 am]

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## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### Agency Information Collection Activities: Proposed Collection; Comment Request

**AGENCY:** Federal Emergency Management Agency, Emergency Preparedness and Response Directorate, U.S. Department of Homeland Security.

**ACTION:** Notice and request for comments.

**SUMMARY:** The Federal Emergency Management Agency, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed continuing information collections. In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3506(c)(2)(A)), this notice seeks comments concerning temporary housing units, for disaster victims of federally declared disasters.

**SUPPLEMENTARY INFORMATION:** Public Law 93-288, as amended by Public Law 100-707, the Robert T. Stafford Disaster Relief and Emergency Assistance Act, Section 408, authorizes the Federal Emergency Management Agency (FEMA) to provide Temporary Housing Assistance. This type of assistance could be in the form of mobile homes, travel trailers, or other readily fabricated dwellings. This assistance is used when required to provide disaster housing for victims of federally declared disasters. Accordingly the FEMA Form 90-1 is designed to ensure sites for temporary housing units that will accommodate the home and comply with local, State, and Federal regulations regarding the placement of the temporary housing unit; FEMA Form 90-31, ensures that the landowner (if other than the recipient of the home) will allow the temporary housing unit to be placed on the property; and ensure that routes on ingress and egress to and from property are maintained.

#### Collection of Information

*Title:* Request for Site Inspection; Landowner's Authorization/Ingress-Egress Agreement.

*Type of Information Collection:* Revision of a currently approved collection.

*OMB Number:* 1660-0030.

*Form Numbers:* FEMA Form 90-1 (Request for Site Inspection) and FEMA Form 90-31 (Landowner's Authorization/Ingress Agreement).