

**DEPARTMENT OF HOMELAND SECURITY****Coast Guard**

[USCG-2005-21093]

**Notification of the Removal of Conditions of Entry for Certain Vessels Arriving to the United States****AGENCY:** Coast Guard, DHS.**ACTION:** Notice of policy.

**SUMMARY:** The Coast Guard announces that conditions of entry are no longer being imposed on vessels arriving from the country of Nauru.

**DATES:** The policy announced in this notice is effective on August 1, 2005

**ADDRESSES:** The Docket Management Facility maintains the public docket for this notice. This notice will be available for inspection or copying at room PL-401 on the Plaza level of the Nassif Building, 400 Seventh Street SW., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. You may also find this docket, including this notice, on the Internet at <http://dms.dot.gov>.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this notice, call Lieutenant Galia Kaplan, Coast Guard, telephone 202-366-2591.

**SUPPLEMENTARY INFORMATION:****Background and Purpose**

Section 70110 of the Maritime Transportation Security Act provides that the Secretary of Homeland Security may impose conditions of entry into the United States from ports that are not maintaining effective anti-terrorism measures. The Coast Guard has been delegated the authority by the Secretary to carry out the provisions of this section. On May 2, 2005, the Coast Guard published a Notice of policy in the **Federal Register**, (70 FR 22668) announcing that it had determined that ports in Nauru, among other countries, were not maintaining effective anti-terrorism measures, and imposed conditions of entry. Based on recent information, the Coast Guard has determined that Nauru is now maintaining effective anti-terrorism measures, and is accordingly removing the conditions of entry announced in its previously published notice of policy.

Dated: August 9, 2005.

**C.E. Bone,**

*Rear Admiral, USCG, Director of Port Security.*

[FR Doc. 05-17384 Filed 8-31-05; 8:45 am]

BILLING CODE 4910-15-P

**DEPARTMENT OF HOMELAND SECURITY****Bureau of Customs and Border Protection****Proposed Collection; Comment Request; Documents Required Aboard Private Aircraft**

**AGENCY:** Bureau of Customs and Border Protection (CBP), Department of Homeland Security (DHS).

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

**SUMMARY:** The Department of Homeland Security, as part of its continuing effort to reduce paperwork and respondent burden, CBP invites the general public and other Federal agencies to comment on an information collection requirement concerning the Documents Required Aboard Private Aircraft. This request for comment is being made pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104-13; 44 U.S.C. 3505(c)(2)).

**DATES:** Written comments should be received on or before October 31, 2005, to be assured of consideration.

**ADDRESSES:** Direct all written comments to CBP, Information Services Branch Attn.: Tracey Denning, 1300 Pennsylvania Avenue NW., Room 3.2-C, Washington, DC 20229.

**FOR FURTHER INFORMATION CONTACT:**

Requests for additional information should be directed to CBP, Attn.: Tracey Denning, 1300 Pennsylvania Avenue NW., Room 3.2C, Washington, DC 20229, Tel. (202) 344-1429.

**SUPPLEMENTARY INFORMATION:** CBP invites the general public and other Federal agencies to comment on proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104-13; 44 U.S.C. 3505(c)(2)). The comments should address the accuracy of the burden estimates and ways to minimize the burden including the use of automated collection techniques or the use of other forms of information technology, as well as other relevant aspects of the information collection. The comments that are submitted will be summarized and included in the CBP request for Office of Management and Budget (OMB) approval. All comments will become a matter of public record. In this document CBP is soliciting comments concerning the following information collection:

*Title:* Documents Required Aboard Private Aircraft.

*OMB Number:* 1651-0058.

*Form Number:* N/A.

*Abstract:* The documents required by CBP regulations for private aircraft arriving from foreign countries pertain only to baggage declarations, and if applicable, to Overflight authorizations. CBP also requires that the pilots present documents required by FAA to be on the plane.

*Current Actions:* There are no changes to the information collection. This submission is being submitted to extend the expiration date.

*Type of Review:* Extension (without change).

*Affected Public:* Business or other for-profit institutions.

*Estimated Number of Respondents:* 150,000.

*Estimated Time Per Respondent:* 1 minutes.

*Estimated Total Annual Burden Hours:* 2,490.

*Estimated Total Annualized Cost on the Public:* N/A.

Dated: August 25, 2005.

**Tracey Denning,**

*Agency Clearance Officer, Information Services Branch.*

[FR Doc. 05-17445 Filed 8-31-05; 8:45 am]

BILLING CODE 9110-06-P

**DEPARTMENT OF HOMELAND SECURITY****Bureau of Customs and Border Protection****Agency Information Collection Activities: Petition for Remission or Mitigation of Forfeitures and Penalties**

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

**ACTION:** Proposed collection; comments requested.

**SUMMARY:** The Bureau of Customs and Border Protection (CBP) of the Department of Homeland Security has submitted the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995: Petition for Remission or Mitigation of Forfeitures and Penalties. This is a proposed extension of an information collection that was previously approved. CBP is proposing that this information collection be extended with no change to the burden hours. This document is published to obtain comments from the public and affected agencies. This proposed information collection was previously published in the **Federal Register** (70 FR 28316) on May 17, 2005, allowing for a 60-day

comment period. This notice allows for an additional 30 days for public comments. This process is conducted in accordance with 5 CFR 1320.10.

**DATES:** Written comments should be received on or before October 3, 2005.

**ADDRESSES:** Written comments and/or suggestions regarding the items contained in this notice, especially the estimated public burden and associated response time, should be directed to the Office of Management and Budget, Office of Information and Regulatory Affairs, Attention: Department of Homeland Security Desk Officer, Washington, DC 20503. Additionally comments may be submitted to OMB via facsimile to (202) 395-6974.

**SUPPLEMENTARY INFORMATION:** The Bureau of Customs and Border Protection (CBP) encourages the general public and affected Federal agencies to submit written comments and suggestions on proposed and/or continuing information collection requests pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104-13). Your comments should address one of the following four points:

(1) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency/component, including whether the information will have practical utility;

(2) Evaluate the accuracy of the agencies/components estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) Minimize the burden of the collections of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

*Title:* Petition for Remission or Mitigation of Forfeitures and Penalties.

*OMB Number:* 1651-0100.

*Form Number:* CBP Form 4609.

*Abstract:* Persons whose property is seized or who incur monetary penalties due to violations of the Tariff Act are entitled to seek remission or mitigation by means of an informal appeal. This form gives the violator the opportunity to claim mitigation and provides a record of such.

*Current Actions:* There are no changes to the information collection. This submission is being submitted to extend the expiration date.

*Type of Review:* Extension (without change).

*Affected Public:* Business or other for-profit institutions.

*Estimated Number of Respondents:* 28,000.

*Estimated Time Per Respondent:* 14 minutes.

*Estimated Total Annual Burden Hours:* 6,500.

*Estimated Annualized Cost to the Public:* \$157,300.

*If additional information is required contact:* Tracey Denning, Bureau of Customs and Border Protection, 1300 Pennsylvania Avenue NW., Room 3.2.C, Washington, DC 20229, at 202-344-1429.

Dated: August 24, 2005.

**Tracey Denning,**

*Agency Clearance Officer, Information Services Branch.*

[FR Doc. 05-17446 Filed 8-31-05; 8:45 am]

**BILLING CODE 9110-06-P**

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

**RIN 1660-ZA06**

### Flood Insurance Training and Education Requirements for Insurance Agents

**AGENCY:** Federal Emergency Management Agency (FEMA), Emergency Preparedness and Response Directorate, Department of Homeland Security.

**ACTION:** Notice.

**SUMMARY:** FEMA is publishing minimum training and education requirements, as required by section 207 of the Flood Insurance Reform Act of 2004, for all insurance agents who sell Standard Flood Insurance Policies issued through the National Flood Insurance Program (NFIP).

**FOR FURTHER INFORMATION CONTACT:** Mr. Edward L. Connor, Federal Emergency Management Agency, Mitigation Division, 500 C Street, SW., Washington, DC 20472, (202) 646-3429 (phone), (202) 646-2849 (facsimile), or [Edward.Connor@dhs.gov](mailto:Edward.Connor@dhs.gov) (e-mail).

**SUPPLEMENTARY INFORMATION:** On June 30, 2004 the President signed the Bunning-Bereuter-Blumenauer Flood Insurance Reform Act of 2004 (Flood Insurance Reform Act of 2004), Pub. L. 108-264. Section 207 of the Flood Insurance Reform Act of 2004 states:

The Director of the Federal Emergency Management Agency shall, in cooperation with the insurance industry, State insurance regulators, and other interested parties—

(1) Establish minimum training and education requirements for all insurance agents who sell flood insurance policies, and

(2) Not later than 6 months after the date of enactment of this Act, publish these requirements in the **Federal Register**, and inform insurance companies and agents of the requirements.

This notice describes FEMA's implementation of section 207 of the Flood Insurance Reform Act of 2004. As required by the Act, FEMA has coordinated with the State insurance regulators, the insurance industry, and other interested parties. Input received from these organizations emphasizes the value of working through the State insurance departments to avoid establishing conflicting or burdensome training requirements upon insurance agents. While implementing the minimum training requirements required by section 207, FEMA has been mindful of the Senate Report language, (S. REP. NO. 108-262, at 4 & 9 (2004)), which cautions:

In some cases, states may already have requirements to ensure that agents are well-versed in the flood insurance program. Where possible, FEMA should work to make sure that agents are not burdened with inconsistent state and federal training and education requirements. In addition, where possible, FEMA should work to implement the training requirements through the states, which already have continuing education processes in place.

Under 15 U.S.C. 1011 *et seq.*, commonly referred to as the "McCarran-Ferguson Act", section 6701, States have the authority to establish qualification standards by which insurance agents are licensed to do business and to determine the continuing education requirements for maintaining such licenses in the particular jurisdiction. However, the McCarran-Ferguson Act specifically excludes from State regulation an insurance program carried out by the Federal Government, including the NFIP, and FEMA lawfully may establish specific standards to sell flood insurance under the NFIP. Rather than establish separate, and, perhaps duplicative requirements, FEMA has chosen to work with States to ensure that NFIP requirements are implemented through established (existing) licensing schemes. For example, several States already include questions about flood insurance on their agent licensing examinations, and some also award continuing education credits for agents who complete flood insurance training. It is our intent to encourage States to implement minimum training in NFIP flood insurance as part of their general licensing standards and to assist