

the Coastwise Trade Laws for the vessel ASTI I.

SUMMARY: As authorized by Pub. L. 105-383, the Secretary of Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-build requirement of the coastwise laws under certain circumstances. A request for such a waiver has been received by MARAD. The vessel, and a description of the proposed service, is listed below. Interested parties may comment on the effect this action may have on U.S. vessel builders or businesses in the U.S. that use U.S.-flag vessels. If MARAD determines that in accordance with Pub. L. 105-383 and MARAD's regulations at 46 CFR part 388 (65 FR 6905; February 11, 2000) that the issuance of the waiver will have an unduly adverse effect on a U.S. vessel builder or a business that uses U.S.-flag vessels, a waiver will not be granted.

DATES: Submit comments on or before March 14, 2001.

ADDRESSES: Comments should refer to docket number MARAD-2001-8759. Written comments may be submitted by hand or by mail to the Docket Clerk, U.S. DOT Dockets, Room PL-401, Department of Transportation, 400 7th St., SW., Washington, DC 20590-0001. You may also send comments electronically via the Internet at <http://dmses.dot.gov/submit/>. All comments will become part of this docket and will be available for inspection and copying at the above address between 10 a.m. and 5 p.m., E.T., Monday through Friday, except federal holidays. An electronic version of this document and all documents entered into this docket is available on the World Wide Web at <http://dms.dot.gov>.

FOR FURTHER INFORMATION CONTACT: Gordon Angell, U.S. Department of Transportation, Maritime Administration, MAR-832 Room 7201, 400 Seventh Street, SW., Washington, DC 20590. Telephone 202-366-5129.

SUPPLEMENTARY INFORMATION: Title V of Pub. L. 105-383 provides authority to the Secretary of Transportation to administratively waive the U.S.-build requirements of the Jones Act, and other statutes, for small commercial passenger vessels (no more than 12 passengers). This authority has been delegated to the Maritime Administration per 49 CFR 1.66, Delegations to the Maritime Administrator, as amended. By this notice, MARAD is publishing information on a vessel for which a request for a U.S.-build waiver has been received, and for which MARAD requests comments from interested

parties. Comments should refer to the docket number of this notice and the vessel name in order for MARAD to properly consider the comments. Comments should also state the commenter's interest in the waiver application, and address the waiver criteria given in § 388.4 of MARAD's regulations at 46 CFR part 388.

Vessel Proposed for Waiver of the U.S.-build Requirement

(1) *Name of vessel and owner for which waiver is requested:* Name of vessel: ASTI I. Owner: Anthony & Mary M. Guglielmo.

(2) *Size, capacity and tonnage of vessel:* According to the applicant: "44 foot Trawler/35 gross tons."

(3) *Intended use for vessel, including geographic region of intended operation and trade:* According to the applicant: Charters/fishing/cruising/whale watching, etc." Area: "coastal California coast; specifically, central California coast."

(4) *Date and Place of construction and (if applicable) rebuilding:* Date of construction: 1977. Place of construction: Foreign construction.

(5) *A statement on the impact this waiver will have on other commercial passenger vessel operators:* According to the applicant: "My intended use is for vessel charters out of Santa Cruz Harbor. The need for small charters from the over-populated bay area is much greater than what currently exists. My intention is to concentrate on small corporate charters that would have little or no impact on the existing charters."

(6) *A statement on the impact this waiver will have on U.S. shipyards:* According to the applicant: "No impact on U.S. Ship Yards."

Dated: February 7, 2001.

By Order of the Maritime Administrator.

Joel C. Richard,

Secretary, Maritime Administration.

[FR Doc. 01-3523 Filed 2-9-01; 8:45 am]

BILLING CODE 4910-81-P

DEPARTMENT OF TRANSPORTATION

Maritime Administration

[Docket Number: MARAD-2001-8757]

Requested Administrative Waiver of the Coastwise Trade Laws

AGENCY: Maritime Administration, Department of Transportation.

ACTION: Invitation for public comments on a requested administrative waiver of the Coastwise Trade Laws for the vessel FAIR WINDS.

SUMMARY: As authorized by Pub. L. 105-383, the Secretary of Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-build requirement of the coastwise laws under certain circumstances. A request for such a waiver has been received by MARAD. The vessel, and a description of the proposed service, is listed below. Interested parties may comment on the effect this action may have on U.S. vessel builders or businesses in the U.S. that use U.S.-flag vessels. If MARAD determines that in accordance with Pub. L. 105-383 and MARAD's regulations at 46 CFR part 388 (65 FR 6905; February 11, 2000) that the issuance of the waiver will have an unduly adverse effect on a U.S. vessel builder or a business that uses U.S.-flag vessels, a waiver will not be granted.

DATES: Submit comments on or before March 14, 2001.

ADDRESSES: Comments should refer to docket number MARAD-2001-8757. Written comments may be submitted by hand or by mail to the Docket Clerk, U.S. DOT Dockets, Room PL-401, Department of Transportation, 400 7th St., SW., Washington, DC 20590-0001. You may also send comments electronically via the Internet at <http://dmses.dot.gov/submit/>. All comments will become part of this docket and will be available for inspection and copying at the above address between 10 a.m. and 5 p.m., E.T., Monday through Friday, except federal holidays. An electronic version of this document and all documents entered into this docket is available on the World Wide Web at <http://dms.dot.gov>.

FOR FURTHER INFORMATION CONTACT: Gordon Angell, U.S. Department of Transportation, Maritime Administration, MAR-832 Room 7201, 400 Seventh Street, SW., Washington, DC 20590. Telephone 202-366-5129.

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properly consider the comments. Comments should also state the commenter's interest in the waiver application, and address the waiver criteria given in § 388.4 of MARAD'S regulations at 46 CFR part 388.

Vessel Proposed for Waiver of the U.S.-build Requirement

(1) *Name of vessel and owner for which waiver is requested:* Name of vessel: FAIR WINDS. Owner: John F. and Tammi-Tonti Crismore.

(2) *Size, capacity and tonnage of vessel:* According to the applicant: "size: length: 38', breadth: 11'11"; capacity: 2 tons; and tonnage: gross 10 tons, net 8 tons (manufacturer's specifications.)"

(3) *Intended use for vessel, including geographic region of intended operation and trade:* According to the applicant: "Intended commercial use of the vessel will be to carry a maximum of six (6) paying passengers for vacation charters." "Geographic region of intended operation will be the coastal United States, Bahamas, and the Caribbean."

(4) *Date and Place of construction and (if applicable) rebuilding:* Date of construction: 1976. Place of construction: Santa Ana, California. Since owners lack proof of U.S. construction, MARAD is processing this application as though the vessel was built foreign (46 CFR 188.3(a)(4)).

(5) *A statement on the impact this waiver will have on other commercial passenger vessel operators:* According to the applicant: "The vessel's principle operating area will be in the west coast waters of Florida. The vessel will be berthed at a large marina in Palmetto, Florida, where three existing charter companies are based. The owners will captain the vessel. The charter companies in this area are for bareboat (non-captained) charters, thereby placing this vessel and its type of operation in a category by itself.

Therefore, this waiver will have no impact on other commercial passenger vessel operators."

(6) *A statement on the impact this waiver will have on U.S. shipyards:* According to the applicant: "This waiver will have no impact on U.S. shipyards. (The vessel was manufactured in a U.S. Shipyard.)"

Dated: February 7, 2001.

By Order of the Maritime Administrator.

Joel C. Richard,

Secretary, Maritime Administration.

[FR Doc. 01-3524 Filed 2-9-01; 8:45 am]

BILLING CODE 4910-81-P

DEPARTMENT OF THE TREASURY

Customs Service

[T.D. 01-19]

Revised Schedule of Navigation Fees

AGENCY: Customs Service, Treasury.

ACTION: General notice.

SUMMARY: This document announces a revision to the schedule of navigation fees for specific services provided to vessels by Customs officers. The fees authorized to be collected represent reimbursement to the government for costs associated with providing specific services to private parties. The current fee schedule was last revised in 1985 and does not reflect current salary and benefit costs and other appropriate costs and, therefore, does not effectively reimburse Customs for the services it provides vessels. Accordingly, the navigation fees are being revised to recover the full costs of providing services to vessels.

EFFECTIVE DATE: March 14, 2001.

FOR FURTHER INFORMATION CONTACT: April Conti, Cost Management Staff, Office of Finance, U.S. Customs Service, 1300 Pennsylvania Avenue, NW., Washington, DC, 20029, Tel. (202) 927-2014.

SUPPLEMENTARY INFORMATION:

Background

Customs provides certain services for vessels on a reimbursable basis. The specific services provided are delineated at § 4.98 of the Customs Regulations (19 CFR 4.98). Section 214(b) of the Customs Procedural Reform and Simplification Act of 1978 (Pub. L. 95-410, 92 Stat. 888, 19 U.S.C. 58a) authorizes the Secretary of the Treasury to establish the schedule of fees, commonly referred to as "navigation fees", that Customs can charge and collect for these services. The fees are to be consistent with 31 U.S.C. 9701, which provides that the costs of specific services for private interests shall be reimbursed to the Government. The fees are calculated in accordance with the provisions of § 24.17(d) of the Customs Regulations (19 CFR 24.17(d)). The authority to establish the schedule of navigation fees was delegated by the Secretary of the Treasury to the Commissioner of Customs by Treasury Department Order No. 165, Revised (T.D. 53654).

The current schedule of navigation fees was last revised by T.D. 85-70 to reflect Federal pay increases, administrative overhead charges, and Medicare expenses at that time. Customs has not revised the schedule of navigation fees since that time to effectively recover the costs associated with subsequent increases in the rate of compensation paid to Customs officers performing a given service and other appropriate costs. Customs Office of Finance has recently conducted a review of the fees prescribed at § 4.98 to determine if the current navigation fee schedule recovers the full costs of providing the services specified and found that it does not. Accordingly, it is necessary for Customs to revise the fee schedule as follows:

Fee No. and description of services	Current fee	Revised fee
1. Entry of vessel, including American from a foreign port or from another U.S. port when transporting unentered foreign merchandise:		
(a) Less than 100 net tons	\$9.00	\$19.00
(b) 100 net tons and over	18.00	37.00
2. Clearance of vessel, including American to a foreign port or to another U.S. port when transporting unentered foreign merchandise:		
(a) Less than 100 net tons	9.00	19.00
(b) 100 net tons and over	18.00	37.00
3. Issuing permit to foreign vessel to proceed from port to port, and receiving manifest	18.00	37.00
4. Receiving manifest of foreign vessel on arrival from another port, and granting a permit to unlade	18.00	37.00
5. Receiving post entry	9.00	19.00
6. Certifying payment of tonnage tax for foreign vessels only	4.50	9.00
7. Furnishing copy of official document, including certified outward foreign manifest, and others not elsewhere enumerated	18.00	37.00