

September 18, 2003, the President declared a major disaster under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121–5206 (the Stafford Act), as follows:

I have determined that the damage in certain areas of the Commonwealth of Virginia, resulting from Hurricane Isabel on September 18, 2003, and continuing, is of sufficient severity and magnitude to warrant a major disaster declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121–5206 (the Stafford Act). I, therefore, declare that such a major disaster exists in the Commonwealth of Virginia.

In order to provide Federal assistance, you are hereby authorized to allocate from funds available for these purposes, such amounts as you find necessary for Federal disaster assistance and administrative expenses.

You are authorized to provide Individual Assistance and assistance for debris removal (Category A) and emergency protective measures (Category B), under the Public Assistance program in the designated areas, and any other forms of assistance under the Stafford Act you may deem appropriate subject to completion of Preliminary Damage Assessments. Direct Federal assistance is authorized. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under the Stafford Act for Public Assistance, and the Other Needs Assistance under Section 408 of the Stafford Act will be limited to 75 percent of the total eligible costs. If Hazard Mitigation is later requested and warranted, Federal funding under that program will also be limited to 75 percent of total eligible costs.

Further, you are authorized to make changes to this declaration to the extent allowable under the Stafford Act.

The time period prescribed for the implementation of section 310(a), Priority to Certain Applications for Public Facility and Public Housing Assistance, 42 U.S.C. 5153, shall be for a period not to exceed six months after the date of this declaration.

The Federal Emergency Management Agency (FEMA) hereby gives notice that pursuant to the authority vested in the Under Secretary for Emergency Preparedness and Response, Department of Homeland Security, under Executive Order 12148, as amended, Louis H. Botta, of FEMA is appointed to act as the Federal Coordinating Officer for this declared disaster.

I do hereby determine the following areas of the Commonwealth to have been affected adversely by this declared major disaster:

Individual Assistance, including direct Federal assistance, for: The independent cities of Norfolk, Chesapeake, Virginia Beach, Portsmouth, Suffolk, Franklin, Hampton, Poquoson, Newport News, Alexandria, Williamsburg, Hopewell and Emporia, and the counties of Greensville, Southampton,

Northampton, Accomack, Isle of Wight, Sussex, Surry, Prince George, Charles City, James City, York, Gloucester, Mathews, Middlesex, Lancaster, Northumberland, Westmoreland, and Richmond.

Debris removal (Category A) and emergency protective measures (Category B), including direct Federal assistance under the Public Assistance program for: The independent cities of Norfolk, Chesapeake, Virginia Beach, Portsmouth, Suffolk, Franklin, Hampton, Poquoson, Newport News, Alexandria, Williamsburg, Hopewell and Emporia, and the counties of Greensville, Southampton, Northampton, Accomack, Isle of Wight, Sussex, Surry, Prince George, Charles City, James City, York, Gloucester, Mathews, Middlesex, Lancaster, Northumberland, Westmoreland, and Richmond.

(The following Catalog of Federal Domestic Assistance Numbers (CFDA) are to be used for reporting and drawing funds: 83.537, Community Disaster Loans; 83.538, Cora Brown Fund Program; 83.539, Crisis Counseling; 83.540, Disaster Legal Services Program; 83.541, Disaster Unemployment Assistance (DUA); 83.556, Fire Management Assistance; 83.558, Individual and Household Housing; 83.559, Individual and Household Disaster Housing Operations; 83.560 Individual and Household Program—Other Needs, 83.544, Public Assistance Grants; 83.548, Hazard Mitigation Grant Program.)

**Michael D. Brown,**

*Under Secretary, Emergency Preparedness and Response, Department of Homeland Security.*

[FR Doc. 03–24517 Filed 9–26–03; 8:45 am]

**BILLING CODE 6718–02–P**

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

[FEMA–1491–DR]

#### Virginia; Amendment No. 1 to Notice of a Major Disaster Declaration.

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

**ACTION:** Notice.

**SUMMARY:** This notice amends the notice of a major disaster declaration for the Commonwealth of Virginia (FEMA–1491–DR), dated September 18, 2003, and related determinations.

**EFFECTIVE DATE:** September 19, 2003.

**FOR FURTHER INFORMATION CONTACT:** Magda Ruiz, Recovery Division, Federal Emergency Management Agency, Washington, DC 20472, (202) 646–2705.

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency

(FEMA) hereby gives notice that pursuant to the authority vested in the Under Secretary for Emergency Preparedness and Response, Department of Homeland Security, under Executive Order 12148, as amended, David Fukutomi, of FEMA is appointed to act as the Federal Coordinating Officer for this declared disaster.

This action terminates my appointment of Louis H. Botta as Federal Coordinating Officer for this disaster.

(The following Catalog of Federal Domestic Assistance Numbers (CFDA) are to be used for reporting and drawing funds: 83.537, Community Disaster Loans; 83.538, Cora Brown Fund Program; 83.539, Crisis Counseling; 83.540, Disaster Legal Services Program; 83.541, Disaster Unemployment Assistance (DUA); 83.556, Fire Management Assistance; 83.558, Individual and Household Housing; 83.559, Individual and Household Disaster Housing Operations; 83.560, Individual and Household Program—Other Needs; 83.544, Public Assistance Grants; 83.548, Hazard Mitigation Grant Program.)

**Michael D. Brown,**

*Under Secretary, Emergency Preparedness and Response, Department of Homeland Security.*

[FR Doc. 03–24518 Filed 9–26–03; 8:45 am]

**BILLING CODE 6718–02–P**

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

[FEMA–1491–DR]

#### Virginia; Amendment No. 2 to Notice of a Major Disaster Declaration

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

**ACTION:** Notice.

**SUMMARY:** This notice amends the notice of a major disaster declaration for the Commonwealth of Virginia (FEMA–1491–DR), dated September 18, 2003, and related determinations.

**EFFECTIVE DATE:** September 20, 2003.

**FOR FURTHER INFORMATION CONTACT:** Magda Ruiz, Recovery Division, Federal Emergency Management Agency, Washington, DC 20472, (202) 646–2705.

**SUPPLEMENTARY INFORMATION:** The notice of a major disaster declaration for the Commonwealth of Virginia is hereby amended to include the following areas among those areas determined to have been adversely affected by the catastrophe declared a major disaster by

the President in his declaration of September 18, 2003:

The Independent Cities of Colonial Heights, Danville, Falls Church, Fairfax, Petersburg, Richmond, Staunton, and Waynesboro, and the counties of Arlington, Augusta, Brunswick, Caroline, Chesterfield, Essex, Fairfax, Fluvanna, Goochland, Henrico, Mecklenburg, Orange, Page, Prince William, Rockbridge, Spotsylvania, and Stafford for Individual Assistance, including direct Federal assistance, and debris removal (Category A) and emergency protective measures (Category B), under the Public Assistance program, including direct Federal assistance.

(The following Catalog of Federal Domestic Assistance Numbers (CFDA) are to be used for reporting and drawing funds: 83.537, Community Disaster Loans; 83.538, Cora Brown Fund Program; 83.539, Crisis Counseling; 83.540, Disaster Legal Services Program; 83.541, Disaster Unemployment Assistance (DUA); 83.556, Fire Management Assistance; 83.558, Individual and Household Housing; 83.559, Individual and Household Disaster Housing Operations; 83.560 Individual and Household Program—Other Needs; 83.544, Public Assistance Grants; 83.548, Hazard Mitigation Grant Program.)

**Michael D. Brown,**

*Under Secretary, Emergency Preparedness and Response, Department of Homeland Security.*

[FR Doc. 03–24519 Filed 9–26–03; 8:45 am]

**BILLING CODE 6718–02–P**

## DEPARTMENT OF HOMELAND SECURITY

### Transportation Security Administration

[Docket No. TSA–2001–11120 and TSA–2002–11334]

#### Notice of Resumption of the September 11th Security Fee and the Aviation Security Infrastructure Fee Following Temporary Suspension

**AGENCY:** Transportation Security Administration (TSA), DHS.

**ACTION:** Notice.

**SUMMARY:** This notice reminds air carriers, foreign air carriers, and the general public of the resumption of the imposition of the Passenger Civil Aviation Security Service Fee, also known as the September 11th Security Fee, and the Aviation Security Infrastructure Fee. Pursuant to a statutory requirement, TSA temporarily suspended these fees from June 1, 2003, through September 30, 2003. The suspension of these fees ends automatically at the end of the suspension period, September 30, 2003.

**DATES:** Imposition of the September 11th Security Fee and the Aviation

Security Infrastructure Fee resumes on October 1, 2003.

**FOR FURTHER INFORMATION CONTACT:** For technical matters contact: Randall Fiertz, Office of Revenue, Transportation Security Administration Headquarters, West Building, Floor 5, TSA–14, 601 South 12th Street, Arlington, VA 22202; e-mail: [TSA-Fees@dhs.gov](mailto:TSA-Fees@dhs.gov), telephone: 571–227–2323. For legal issues and other matters contact: Susan Truax, Office of the Chief Counsel, Transportation Security Administration Headquarters, West Building, Floor 8, TSA–2, 601 South 12th Street, Arlington, VA 22202; e-mail: [Susan.Truax@dhs.gov](mailto:Susan.Truax@dhs.gov), telephone: 571–227–1996.

#### SUPPLEMENTARY INFORMATION:

##### Background

Under 49 U.S.C. 44940 and the Transportation Security Regulations at 49 CFR parts 1510 and 1511, respectively, air carriers and foreign air carriers are required to pay to TSA fees known as the September 11th Security Fee and the Aviation Security Infrastructure Fee (ASIF).

The September 11th Security Fee is a fee in the amount of \$2.50 per enplanement imposed by TSA on passengers of domestic and foreign air carriers in air transportation, foreign air transportation, and intrastate air transportation originating at airports in the United States. This fee is limited to \$2.50 per enplanement for up to two enplanements (or up to \$5) per one-way trip or four enplanements (or up to \$10) per round trip. 49 CFR 1510.5(a). Section 118 of the Aviation and Transportation Security Act (ATSA) (Pub. L. 107–71; November 19, 2001) authorized TSA to impose the September 11th Security Fee to help pay TSA's costs of providing civil aviation security services. Under 49 CFR 1510.9(a) and (b), direct air carriers and foreign air carriers must collect from each passenger a September 11th Security Fee on air transportation sold on or after February 1, 2002.

The ASIF is a fee imposed by TSA on air carriers and foreign air carriers engaged in air transportation, foreign air transportation, and intrastate air transportation, based on each carrier's security costs incurred in the year 2000. Section 118 of the ATSA authorized TSA to impose the ASIF, to the extent that the September 11th Security Fee was insufficient to pay TSA's costs of providing civil aviation security services. Under 49 CFR 1511.5 and 1511.7(b), each air carrier and foreign air carrier engaged in air transportation must pay to TSA the ASIF incurred for

each month by the last calendar day of the following month. For months up to and including September of 2004, the payment is 8.333 percent of the total amount of the air carrier's costs of screening passengers and property transported by passenger aircraft in the United States during calendar year 2000.

On April 16, 2003, the President signed into law the Emergency Wartime Supplemental Appropriations Act, 2003, (Pub. L. 108–11) (Appropriations Act), which among other things, prohibits the Under Secretary for Border and Transportation Security (BTS) of the Department of Homeland Security from imposing the September 11th Security Fee and the ASIF during the period beginning June 1, 2003, and ending September 30, 2003 (suspension period). TSA, which is an agency within the Department of Homeland Security and operating under the direction of the Under Secretary of BTS, is the agency charged with imposing these fees by regulation. Therefore, in order to implement the Appropriations Act, TSA published a temporary final rule on May 21, 2003 (68 FR 27747). The rule suspended these fees for the suspension period through temporary amendments to 49 CFR parts 1510 and 1511.

The temporary final rule expires automatically at the end of the suspension period. TSA is publishing this notice to remind carriers and the general public of the expiration of the temporary amendments to 49 CFR parts 1510 and 1511 and the resumption of both fees as of 12 a.m., Eastern Daylight Time, October 1, 2003. On that date, September 11th Security Fees will be imposed on air transportation sold after the end of the suspension period, in accordance with the temporary final rule, 49 CFR parts 1510, and prior guidance issued by TSA, including the interpretive letter of January 25, 2002.<sup>1</sup> This resumption of the September 11th Security Fee must be consistent with definitions and guidance provided in the temporary rule and 49 CFR 1510.9(b). Further, the ASIF will be imposed in accordance with 49 CFR part 1511 on affected carriers, with payments for October 2003 due to TSA no later than November 30, 2003.

Issued in Arlington, VA, on September 24, 2003.

**James M. Loy,**  
*Administrator.*

[FR Doc. 03–24617 Filed 9–24–03; 3:38 pm]

**BILLING CODE 4910–62–P**

<sup>1</sup> An electronic copy of the letter may be obtained online by viewing Item 11 in TSA's regulatory Docket no. 11120 at <http://dms.dot.gov/search>.