

Needs Assistance under Section 408 of the Stafford Act is later warranted, Federal funding under that program will also be limited to 75 percent of the total eligible costs.

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

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, Philip E. Parr, of FEMA is appointed to act as the Federal Coordinating Officer for this declared disaster.

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

Addison, Caledonia, Chittenden, Franklin, Lamoille, Orleans, and Windham Counties for Public Assistance.

Addison, Caledonia, Chittenden, Franklin, Lamoille, Orleans, and Windham Counties in the State of Vermont are eligible to apply for assistance under the Hazard Mitigation Grant Program.

(The following Catalog of Federal Domestic Assistance Numbers (CFDA) are to be used for reporting and drawing funds: 97.030, Community Disaster Loans; 97.031, Cora Brown Fund Program; 97.032, Crisis Counseling; 97.033, Disaster Legal Services Program; 97.034, Disaster Unemployment Assistance (DUA); 97.046, Fire Management Assistance; 97.048, Individual and Household Housing; 97.049, Individual and Household Disaster Housing Operations; 97.050, Individual and Household Program—Other Needs; 97.036, Public Assistance Grants; 97.039, Hazard Mitigation Grant Program)

Michael D. Brown,

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

[FR Doc. 04-22072 Filed 9-30-04; 8:45 am]

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DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

[FEMA-1558-DR]

West Virginia; Major Disaster and Related Determinations

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

ACTION: Notice.

SUMMARY: This is a notice of the Presidential declaration of a major

disaster for the State of West Virginia (FEMA-1558-DR), dated September 20, 2004, and related determinations.

EFFECTIVE DATE: September 20, 2004.

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

SUPPLEMENTARY INFORMATION: Notice is hereby given that, in a letter dated September 20, 2004, 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 State of West Virginia, resulting from severe storms, flooding, and landslides on September 16, 2004, 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). Therefore, I declare that such a major disaster exists in the State of West 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 in the designated areas; Hazard Mitigation throughout the State; and any other forms of assistance under the Stafford Act you may deem appropriate. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under the Stafford Act for Hazard Mitigation and the Other Needs Assistance under Section 408 of the Stafford Act will be limited to 75 percent of the total eligible costs. If Public Assistance is later requested and warranted, Federal funds provided under that program will also be limited to 75 percent of the 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 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 State of West Virginia to have been affected adversely by this declared major disaster:

Brooke, Hancock, Marshall, Ohio, Pleasants, Tyler, Wetzel, and Wirt Counties for Individual Assistance.

All counties within the State of West Virginia are eligible to apply for assistance under the Hazard Mitigation Grant Program. (The following Catalog of Federal Domestic Assistance Numbers (CFDA) are to be used for reporting and drawing funds: 97.030, Community Disaster Loans; 97.031, Cora Brown Fund Program; 97.032, Crisis Counseling; 97.033, Disaster Legal Services Program; 97.034, Disaster Unemployment Assistance (DUA); 97.046, Fire Management Assistance; 97.048, Individuals and Households Housing; 97.049, Individuals and Households Disaster Housing Operations; 97.050, Individuals and Households Program—Other Needs; 97.036, Public Assistance Grants; 97.039, Hazard Mitigation Grant Program)

Michael D. Brown,

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

[FR Doc. 04-22070 Filed 9-30-04; 8:45 am]

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DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

[FEMA-1558-DR]

West 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 State of West Virginia (FEMA-1558-DR), dated September 20, 2004, and related determinations.

EFFECTIVE DATE: September 24, 2004.

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 State of West 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 20, 2004:

Berkeley, Cabell, Jackson, Kanawha, Lincoln, Mason, Morgan, and Wood Counties for Individual Assistance and debris removal and emergency protective measures (Categories A & B) under the Public Assistance Program.

Brooke, Hancock, Marshall, Ohio, Pleasants, Tyler, Wetzel, and Wirt Counties for debris removal and emergency protective measures (Categories A & B) under the Public Assistance Program (already designated for Individual Assistance.)

(The following Catalog of Federal Domestic Assistance Numbers (CFDA) are to be used for reporting and drawing funds: 97.030, Community Disaster Loans; 97.031, Cora Brown Fund Program; 97.032, Crisis Counseling; 97.033, Disaster Legal Services Program; 97.034, Disaster Unemployment Assistance (DUA); 97.046, Fire Management Assistance; 97.048, Individuals and Households Housing; 97.049, Individuals and Households Disaster Housing Operations; 97.050, Individuals and Households Program—Other Needs; 97.036, Public Assistance Grants; 97.039, Hazard Mitigation Grant Program)

Michael D. Brown,

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

[FR Doc. 04–22071 Filed 9–30–04; 8:45 am]

BILLING CODE 9110–10–P

DEPARTMENT OF HOMELAND SECURITY

Transportation Security Administration

[Docket Nos. TSA–2001–11334 and TSA–2003–16345]

RIN 1652–ZA03

Continuation of the Aviation Security Infrastructure Fee (ASIF)

AGENCY: Transportation Security Administration (TSA), DHS.

ACTION: Notice.

SUMMARY: TSA is issuing this notice to inform all U.S. and foreign air carriers (carriers) currently required to pay the Aviation Security Infrastructure Fee (ASIF) that for October 2004 and beyond, until further notice, the amount of the ASIF imposed on each carrier will continue to be the amount the carrier paid for the screening of passengers and property transported by passenger aircraft in the U.S. during calendar year 2000.

FOR FURTHER INFORMATION CONTACT: Randall Fiertz, Director of Revenue, Office of Finance and Administration, TSA–14, Transportation Security Administration, 601 South 12th Street, Arlington, VA 22202–4220; telephone (571) 227–2323; e-mail TSA-fees@dhs.gov. You may also access information on TSA's security fees on the internet at www.tsa.gov. Click on the "Industry Partners" link at the top of the page, or input a keyword and search the "Site Search" feature at the top right of the web page.

SUPPLEMENTARY INFORMATION:

Document Availability

You can get an electronic copy using the Internet by—

(1) Searching the Department of Transportation's electronic Docket Management System (DMS) web page (<http://dms.dot.gov/search>);

(2) Accessing the Government Printing Office's web page at http://www.access.gpo.gov/su_docs/aces/aces140.html; or

(3) Visiting TSA's Law and Policy web page at <http://www.tsa.dot.gov/public/index.jsp>.

In addition, copies are available by writing or calling the individual in the **FOR FURTHER INFORMATION CONTACT** section. Make sure to identify the docket number of this rulemaking.

Background

Under 49 U.S.C. 44940, Congress authorized TSA to impose the ASIF on carriers to help defray the Federal government's cost of providing civil aviation security services. See 49 U.S.C. 44940(a)(2). Through the end of fiscal year 2004 (September 30, 2004), the amount of ASIF collected by TSA from the carriers, both overall and per carrier, cannot exceed the carriers' aggregate and individual costs, respectively, for screening passengers and property in calendar year 2000. 49 U.S.C. 44940(a)(2)(B)(i), (ii). Beginning in fiscal year 2005 (October 1, 2004), TSA may change the way the per-carrier limit is determined. TSA may set the amount of each carrier's ASIF according to the carrier's market share or other appropriate measure in lieu of the carriers actual screening costs in calendar year 2000. 49 U.S.C. 44940(2)(B)(iii).

On February 20, 2002, TSA imposed the ASIF on carriers by publishing an interim final rule in the **Federal Register** (67 FR 7926), codified at 49 CFR part 1511. In accordance with 49 U.S.C. 44940(a)(2)(B), TSA used information the carriers provided on their individual screening costs for calendar year 2000 to set each carrier's annual ASIF payment. Section 1511.7(b) of the regulation requires that each carrier remit 8.333 percent (one-twelfth) of its self-reported amount, or an amount otherwise determined by TSA, to TSA on a monthly basis through the end of September 2004.

Section 1511.5(g) of the regulation provides that TSA will redetermine the amount of the ASIF imposed on each carrier beginning in October 2004, and the redetermination may be based on each carrier's market share or other appropriate measure. Similarly,

§ 1511.7(c) of the regulation provides that, beginning in October 2004, each carrier's monthly ASIF payment is set at one-twelfth of that redetermined amount. These provisions reflect TSA's statutory authorization to reset the ASIF for each carrier beginning in October 2004 based on the carrier's market share or other appropriate measures in lieu of the carrier's costs for screening passengers and property in calendar year 2000. See 49 U.S.C. 44940(a)(2)(B)(iii). Also, under 49 U.S.C. 44940(d)(3), TSA may make modifications to the ASIF through publication of a notice in the **Federal Register**.

TSA has not yet determined whether it will reset each carrier's ASIF payment based on market share or another appropriate measure. On November 5, 2003, TSA issued a notice in the **Federal Register** seeking public comment on this issue (68 FR 62613). TSA is in the process of considering the comments and proposals for revising allocation of the ASIF among carriers. Therefore, TSA has determined that until further notice, for October 2004 and beyond, the amount of the ASIF imposed on each carrier will remain equal to the amount of the carrier's screening costs for calendar year 2000. Therefore, each carrier's monthly payment under § 1511.7(c) for each month beginning with October 2004 will remain at one-twelfth of that amount.

Issued in Arlington, Virginia, on September 29, 2004.

David M. Stone,

Assistant Secretary.

[FR Doc. 04–22202 Filed 9–29–04; 11:06 am]

BILLING CODE 4910–62–U

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–4901–N–40]

Federal Property Suitable as Facilities To Assist the Homeless

AGENCY: Office of the Assistant Secretary for Community Planning and Development, HUD.

ACTION: Notice.

SUMMARY: This Notice identifies unutilized, underutilized, excess, and surplus Federal property reviewed by HUD for suitability for possible use to assist the homeless.

EFFECTIVE DATE: October 1, 2004.

FOR FURTHER INFORMATION CONTACT: Kathy Burruss, Department of Housing and Urban Development, Room 7262, 451 Seventh Street SW., Washington,