

program goal is to promote development of alternatives to ballast water exchange as a means of preventing invasive species entering U.S. waters through ships' ballast water. The comments we received support testing prototype treatment equipment and developing effective and practicable standards for approving this equipment.

In accordance with the National Environmental Policy Act of 1969 (Section 102(2)(c)), as implemented by the Council of Environment Quality regulations in 40 CFR parts 1500-1508 and Coast Guard Commandant Instruction M16475.1D, "National Environmental Policy Act Implementing Procedures and Policy for Considering Environmental Impacts", the Coast Guard prepared a Programmatic Environmental Assessment (PEA) for the STEP to evaluate the environmental impacts from installing and operating a limited number of prototype ballast water treatment systems. 69 FR 71068. The PEA can be found in docket USCG-2001-9267. That PEA addresses potential effects to the natural and human environments including fish, marine mammals, invertebrates, microorganisms and plankton, submerged and emergent species, threatened and endangered species, and essential fish habitat. It also requires each system to be evaluated for localized effects on the ports and waterways where a vessel involved in the program operates. We request your comments on the potential impacts of installing, using, and testing the Echoclor, Inc. ballast water treatment system on the cruise ship MOKU PAHU, as analyzed in the DEA. We also request your comments on sources of data, reference material, or other information not included in the DEA. Your comments will be considered in preparing a Final Environmental Assessment for the MOKU PAHU.

Dated: March 25, 2008.

**J.G. Lantz,**

*U.S. Coast Guard, Director of Commercial Regulations and Standards.*

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## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

[Docket No. USCG-2008-0003]

#### Notification of the Imposition of Conditions of Entry for Certain Vessels Arriving to the United States, Cuba

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice.

**SUMMARY:** The Coast Guard announces that effective anti-terrorism measures are not in place in the ports of Cuba and that it will impose conditions of entry on vessels arriving from that country.

**DATES:** The policy announced in this notice will become effective April 18, 2008.

**ADDRESSES:** This notice will be available for inspection and copying at the Docket Management Facility at the U.S. Department of Transportation, Room W12-140 on the Ground Floor of the West Building, 1200 New Jersey Avenue, SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The telephone number is 202-366-9329.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this notice, call Mr. Michael Brown, International Port Security Evaluation Division, Coast Guard, telephone 202-372-1081. If you have questions on viewing or submitting material to the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202-366-9826.

#### **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 on vessels requesting entry into the United States arriving 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. The Docket contains previous notices imposing or removing conditions of entry on vessels arriving from certain countries and those conditions of entry and the countries they pertain to remain in effect unless modified by this notice.

The Coast Guard has determined that ports in Cuba are not maintaining effective anti-terrorism measures. Inclusive to this determination is an assessment that Cuba presents significant risk of introducing instruments of terror into international maritime commerce. Accordingly, effective April 18, 2008 the Coast Guard will impose the following conditions of entry on vessels that visited ports in Cuba during their last five port calls. Vessels must:

- Implement measures per the ship's security plan equivalent to Security Level 2 while in a port in Cuba;
- Ensure that each access point to the ship is guarded and that the guards have

total visibility of the exterior (both landside and waterside) of the vessel while the vessel is in ports in Cuba. Guards may be provided by the ship's crew, however additional crewmembers should be placed on the ship if necessary to ensure that limits on maximum hours of work are not exceeded and/or minimum hours of rest are met, or provided by outside security forces approved by the ship's master and Company Security Officer;

- Attempt to execute a Declaration of Security while in port in Cuba;
- Log all security actions in the ship's log;
- Report actions taken to the cognizant U.S. Coast Guard Captain of the Port prior to arrival into U.S. waters; and
- Ensure that each access point to the ship is guarded by armed, private security guards and that they have total visibility of the exterior (both landside and waterside) of the vessel while in U.S. ports. The number and position of the guards has to be acceptable to the cognizant Coast Guard Captain of the Port.

With this notice, the current list of countries not maintaining effective anti-terrorism measures is as follows: Cameroon, Cuba, Equatorial Guinea, Guinea-Bissau, Indonesia, Iran, Liberia, Mauritania and Syria.

Dated: March 28, 2008.

**Rear Admiral David Pecoske,**

*USCG, Assistant Commandant For Operations.*

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## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

[FEMA-3284-EM]

#### Texas; Amendment No. 1 to Notice of an Emergency Declaration

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Notice.

**SUMMARY:** This notice amends the notice of an emergency declaration for the State of Texas (FEMA-3284-EM), dated March 14, 2008, and related determinations.

**EFFECTIVE DATE:** March 24, 2008.

**FOR FURTHER INFORMATION CONTACT:**

Peggy Miller, Disaster Assistance Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2705.