

DEPARTMENT OF TRANSPORTATION**Federal Highway Administration****[FHWA Docket No. FHWA-98-4370]****Transportation Equity Act for the 21st Century (TEA-21); Implementation for the Transportation and Community and System Preservation Pilot Program****AGENCY:** Federal Highway Administration (FHWA), DOT.**ACTION:** Notice.

SUMMARY: The FHWA will not be soliciting fiscal year (FY) 2003 applications for the Transportation and Community and System Preservation Pilot Program (TCSP) Program until the Congress completes action on the FY 2003 U.S. DOT Appropriations Act. In FY 2001 and FY 2002 TCSP awards have been made to congressionally designated projects in the conference reports accompanying the FY 2001 and FY 2002 U.S. DOT Appropriations Acts.

FOR FURTHER INFORMATION CONTACT: Ms. Felicia B. Young, Office of Human Environment, Planning and Environment, (HEPH), (202) 366-0106; or Mr. S. Reid Alsop, Office of the Chief Counsel, HCC-30, (202) 366-1371; Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590. Office hours are from 8 a.m. to 5 p.m., e.t., Monday through Friday, except Federal holidays.

SUPPLEMENTARY INFORMATION:**Electronic Access**

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Background

Section 1221 of the Transportation Equity Act for the 21st Century (TEA-21) (Public Law 105-178, 112 Stat. 107 (1998)) established the Transportation and Community and System Preservation Pilot Program (TCSP). The TCSP provides funding for planning grants, implementation grants, and research to investigate and address the relationship between transportation and community and system preservation. The TEA-21 authorized funding for the

TCSP at the levels of \$20 million in FY 1999 and \$25 million per year for FY 2000 through 2003. These funds are subject to the obligation limitation.

In response to the **Federal Register** notices issued by the FHWA between FY 1999 and FY 2002, a total of 1,332 applications totaling \$906.4 million were submitted to the TCSP between FY 1999 and FY 2002 from all 50 States, the District of Columbia, and the Commonwealth of Puerto Rico. This number includes 524 letter of intent applications in FY 1999, of which 35 received funding. Of the total number of submitted applications, 80 projects from 45 States and the District of Columbia received TCSP funding. The remaining 1,025 projects totaling \$722.4 million have not received TCSP funding. In FY 2001 and 2002, TCSP awards were made to projects designated by Congressional appropriation committees in the reports accompanying the U.S. DOT Appropriations Act for those fiscal years. See H. Rep. No. 106-940 at 108-109 (October 5, 2000) and H.R. Conf. Rep. No. 106-1033 at 452 (December 15, 2000). Notwithstanding the increase in TCSP funding for FY 2002, the FHWA maintains an abundant number of applications for TCSP funding.

Accordingly, in light of the number of unawarded applications and possible further Congressional designations in FY 2003, the FHWA does not intend to solicit applications for the TCSP Pilot Program until the Congress completes action on the FY 2003 U.S. DOT Appropriations Act.

(Authority: 23 U.S.C. 315; sec. 1221, Pub. L. 105-178, 112 Stat. 107, 221 (1998); 49 CFR 1.48).

Issued on: February 4, 2002.

Mary E. Peters,

Federal Highway Administrator.

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DEPARTMENT OF TRANSPORTATION**Maritime Administration****[Docket Number: MARAD-2002-11475]****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 CAPE ROSE.

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 13, 2002.

ADDRESSES: Comments should refer to docket number MARAD-2002-11475. 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: Kathleen Dunn, U.S. Department of Transportation, Maritime Administration, MAR-832 Room 7201, 400 Seventh Street, SW., Washington, DC 20590. Telephone 202-366-2307.

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