

manufacturer so as to remove or conceal or attempt to remove or conceal (including by placement of a sticker over) any export label.

(g) For purposes of this section, an article is labeled for export or contains an export label if it bears the mark, label, or notice required by § 44.185 of this chapter.

(h) For purposes of this section, references to exportation shall be treated as including a reference to shipment to the Commonwealth of Puerto Rico.

(i) The provisions of this section do not apply to any person who, when entering U.S. manufactured tobacco products labeled for export under parts 44 and 270 of this chapter, claims and is granted an exemption from duty and tax for such products under chapter 98 of the Harmonized Tariff Schedule of the United States. The quantity of tobacco products entered may not exceed the quantity limit imposed on such products under the applicable tariff provision. A traveler claiming an exemption under this subsection upon arrival at the border may voluntarily relinquish to the U. S. Customs Service at the time of entry any excess of such quantity without incurring the penalty under section § 275.83.

(j) For civil penalties and forfeiture provisions related to violations of this section, see § 275.83. For a criminal penalty applicable to any violation of this section see 26 U.S.C. 5762(b).

**Par. 8.** Section 275.83 is revised to read as follows:

**§ 275.83 Penalties and forfeiture for products labeled or shipped for export.**

Except for the return of exported products that are specifically authorized under § 275.82(b) and (c):

(a) Every person who sells, relands, or receives within the jurisdiction of the United States any tobacco products or cigarette papers or tubes which have been labeled or shipped for exportation under parts 44 and 270 of this chapter;

(b) Every person who sells or receives such relanded tobacco products or cigarette papers or tubes; and,

(c) Every person who aids or abets in such selling, relanding, or receiving, shall, in addition to the tax and any other penalty provided for in title 26 U.S.C., be liable for a penalty equal to the greater of \$1,000 or 5 times the amount of the tax imposed by title 26 U.S.C. All tobacco products and cigarette papers and tubes relanded within the jurisdiction of the United States shall be forfeited to the United States and destroyed. All vessels, vehicles and aircraft used in such relanding or in removing such products, papers, and tubes from the place where

relanded, shall be forfeited to the United States.

(d) The provisions of this section do not apply to any person who, when entering U.S. manufactured tobacco products labeled for export, claims and is granted an exemption from duty and tax for such products under chapter 98 of the Harmonized Tariff Schedule of the United States. The quantity of tobacco products entered may not exceed the quantity limit imposed on such products under the applicable tariff provision. A traveler claiming an exemption under this subsection upon arrival at the border may voluntarily relinquish to the U. S. Customs Service at the time of entry any excess of such quantity without incurring the penalty under this section.

(e) For purposes of this section, references to exportation shall be treated as including a reference to shipment to the Commonwealth of Puerto Rico.

Signed: July 9, 2001.

**Bradley A. Buckles,**  
*Director.*

Approved: August 9, 2001.

**Timothy E. Skud,**  
*Acting Deputy Assistant Secretary,*  
*(Regulatory, Tariff and Trade Enforcement).*  
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## DEPARTMENT OF TRANSPORTATION

### Coast Guard

#### 33 CFR Part 165

[COTP Western Alaska-01-002]

RIN 2115-AA97

#### **Safety Zone; Gulf of Alaska, Southeast of Narrow Cape, Kodiak Island, Alaska**

**AGENCY:** Coast Guard, DOT.

**ACTION:** Temporary final rule; correction.

**SUMMARY:** The Coast Guard is correcting the effective period for a temporary final rule for a safety zone in the Gulf of Alaska, southeast of Narrow Cape, Kodiak Island, Alaska, that was published in the **Federal Register** on August 21, 2001. This correction is being made because of a late revision of a rocket launch date. This correction changes the effective period from 2 p.m. to 7:30 p.m. each day from August 31, 2001, through September 15, 2001, to the same hours on a single day, September 17, 2001.

**DATES:** Effective on August 29, 2001.

**ADDRESSES:** The public docket for this rulemaking is maintained by Coast

Guard Marine Safety Office Anchorage, 510 "L" Street, Suite 100, Anchorage, AK 99501. Materials in the public docket are available for inspection and copying at Coast Guard Marine Safety Office Anchorage. Normal office hours are 7:30 a.m. to 4 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:**

LCDR Diane Kalina, Marine Safety Office Anchorage, at (907) 271-6700.

**SUPPLEMENTARY INFORMATION:** The Coast Guard published a temporary final rule in the **Federal Register** on August 21, 2001, (66 FR 43774) establishing a temporary safety zone in the Gulf of Alaska, southeast of Narrow Cape, Kodiak Island, Alaska, effective from 2 p.m. on August 31, 2001 through 7:30 p.m. on September 15, 2001. The zone is needed to protect the safety of persons and vessels operating in the vicinity during a rocket launch from the Alaska Aerospace Development Corporation (AADC), Narrow Cape, Kodiak Island facility. The AADC recently revised the launch date to September 17, 2001. The Coast Guard is correcting the effective date of the rule to correspond with the new schedule for the launch date. This correction changes the 16-day effective period, between August 31 and September 15, 2001, to a single day, September 17, 2001.

In rule FR Doc. 01-21083 published on August 21, 2001 (66 FR 43774), make the following corrections. On page 43775, in the first column, on lines 3 through 5, remove "each day between August 31, 2001 and September 15, 2001" and replace it with "on September 17, 2001". On page 43775, in the first column, on lines 27 through 29, remove "each day between August 31, 2001 and September 15, 2001" and replace it with "on September 17, 2001". On page 43775, in the second column, on lines 36 and 37, remove "from August 31, 2001 to September 15, 2001" and replace it with "on September 17, 2001". On page 43776, in the second column, on lines 4 through 6, (paragraph (b)), remove "from 2 p.m. on August 31, 2001, until 7:30 p.m. on September 15, 2001" with "from 2 p.m. through 7:30 p.m. on September 17, 2001".

Dated: August 22, 2001.

**W.J. Hutmacher,**

*Captain, U.S. Coast Guard, Captain of the Port, Western Alaska.*

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