

- Combination U.S.-flag/foreign-flag vessel capacity operated by VISA participants, and combination U.S.-flag/foreign-flag VSA capacity held by VISA participants.

- Combination U.S.-flag/foreign-flag vessel capacity operated by non-participants.

- U.S.-owned or operated foreign-flag vessel capacity and VSA capacity held by VISA participants.

- U.S.-owned or operated foreign-flag vessel capacity and VSA capacity held by non-participants.

- Foreign-owned or operated foreign-flag vessel capacity of non-participants.

### Participants

Any U.S.-flag vessel operator organized under the laws of a state of the United States, or the District of Columbia, who is able and willing to commit militarily useful sealift assets and assume the related consequential risks of commercial disruption, may be eligible to participate in the VISA program. While vessel brokers and agents play an important role as a conduit to locate and secure appropriate vessels for the carriage of DOD cargo, they may not become participants in the VISA program due to lack of requisite vessel ownership or operation. However, brokers and agents should encourage the carriers they represent to join the program.

### Commitment

Any U.S.-flag vessel operator desiring to receive priority consideration in the award of DOD peacetime contracts must commit no less than 50 percent of its total U.S.-flag militarily useful capacity in Stage III of the VISA program. A participant desiring to bid on DOD peacetime contracts will be required to provide commitment levels to meet DOD-established Stages I and/or II minimum percentages of the participant's military useful, oceangoing U.S.-flag fleet capacity on an annual basis. The USTRANSCOM and MARAD will coordinate to ensure that the amount of sealift assets committed to Stages I and II will not have an adverse national economic impact. To minimize domestic commercial disruption, participants operating vessels exclusively in the domestic Jones Act trades are not required to commit the capacity of those U.S. domestic trading vessels to VISA Stages I and II. Overall VISA commitment requirements are based on annual enrollment.

In order to protect a U.S.-flag vessel operator's market share during contingency activation, VISA allows participants to join with other vessel operators in Carrier Coordination

Agreements (CCA's) to satisfy commercial or DOD requirements. VISA provides a defense against antitrust laws in accordance with the DPA. CCA's must be submitted to MARAD for coordination with the Department of Justice for approval, before they can be utilized.

### Compensation

In addition to receiving priority in the award of DOD peacetime cargo, a participant will receive compensation during contingency activation. During enrollment, each participant may choose a compensation methodology which is commensurate with risk and service provided. The compensation methodology selection will be completed with the appropriate DOD agency.

### Enrollment

New applicants may enroll by obtaining a VISA application package (Form MA-1020 (OMB Approval No. 2133-0532)) from the Director, Office of Sealift Support, at the address indicated below. Form MA-1020 includes instructions for completing and submitting the application, blank VISA Application forms and a request for information regarding the operations and U.S. citizenship of the applicant company. A copy of the February 20, 2001 VISA will also be provided with the package. This information is needed in order to assist MARAD in making a determination of the applicant's eligibility. An applicant company must be able to provide an affidavit that demonstrates that the company is a citizen of the United States, at least for purposes of vessel documentation, within the meaning of 46 U.S.C., section 12102, and that it owns, or bareboat charters and controls, oceangoing, militarily useful vessel(s) for purposes of committing assets to VISA. As previously mentioned, VISA applicants must return the completed VISA application documents to MARAD not later than May 31, 2002. Once MARAD has reviewed the application and determined VISA eligibility, MARAD will sign the VISA application document which completes the eligibility phase of the VISA enrollment process.

In addition, the applicant will be required to enter into a contingency contract with the DOD. For the FY 2003 VISA open season, and prior to being enrolled in VISA, eligible VISA applicants will be required to execute a joint VISA Enrollment Contract (VEC) with the DOD [Military Traffic Management Command (MTMC) and Military Sealift Command (MSC)] which

will specify the participant's Stage III commitment for FY 2003. Once the VEC is completed, the applicant completes the DOD contracting process by executing a Drytime Contingency Contract (DCC) with MSC (for Charter Operators) and/or as applicable, a VISA Contingency Contract (VCC) with MTMC (for Liner Operators). Upon completion of the DOD contingency contract(s), the Maritime Administrator will confirm the participant's enrollment by letter agreement, with a copy to all appropriate parties.

### FOR ADDITIONAL INFORMATION AND APPLICATIONS CONTACT:

Frances M. Olsen, Chief, Division of Sealift Programs, U.S. Maritime Administration, Room 7307, 400 Seventh Street, SW, Washington, DC 20590. Telephone (202) 366-2323. Fax (202) 493-2180. Other information about the VISA can be found on MARAD's Internet Web Page at <http://www.marad.dot.gov>.

By Order of the Maritime Administrator.

Dated: May 3, 2002.

**Murray A. Bloom,**

*Acting Secretary, Maritime Administration.*

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## DEPARTMENT OF THE TREASURY

### Bureau of Alcohol, Tobacco and Firearms

[Docket No. 944; ATF O 1130.31]

### Delegation of the Director's Authorities in 27 CFR Part 44, Exportation of Tobacco Products and Cigarette Papers and Tubes, Without Payment of Tax, or With Drawback of Tax

#### To: All Bureau Supervisors

1. *Purpose.* This order delegates certain authorities of the Director to subordinate ATF officials and prescribes the subordinate ATF officials with whom persons file documents which are not ATF forms.

2. *Background.* Under current regulations, the Director has authority to take final action on matters relating to exportation of tobacco products and cigarette papers and tubes, without payment of tax, or with drawback of tax. The Bureau has determined that certain of these authorities should, in the interest of efficiency, be delegated to a lower organizational level.

3. *Cancellation.* ATF O 1100.102A, Delegation Order—Delegation to the Associate Director (Compliance Operations) of Authorities of the Director in 27 CFR part 290, Exportation

of Tobacco Products, dated 2/28/84, is canceled.

4. *Delegations.* Under the authority vested in the Director, Bureau of Alcohol, Tobacco and Firearms, by Treasury Department Order No. 120-01 (formerly 221), dated June 6, 1972, and by 26 CFR 301.7701-9, this ATF order delegates certain authorities to take final

action prescribed in 27 CFR part 44 to subordinate officials. Also, this ATF order prescribes the subordinate officials with whom applications, notices, and reports required by 27 CFR part 44, which are not ATF forms, are filed. The attached table identifies the regulatory sections, authorities and documents to be filed, and the

authorized ATF officials. The authorities in the table may not be redelegated.

5. *Questions.* If you have questions about this order, contact the Regulations Division (202-927-8210).

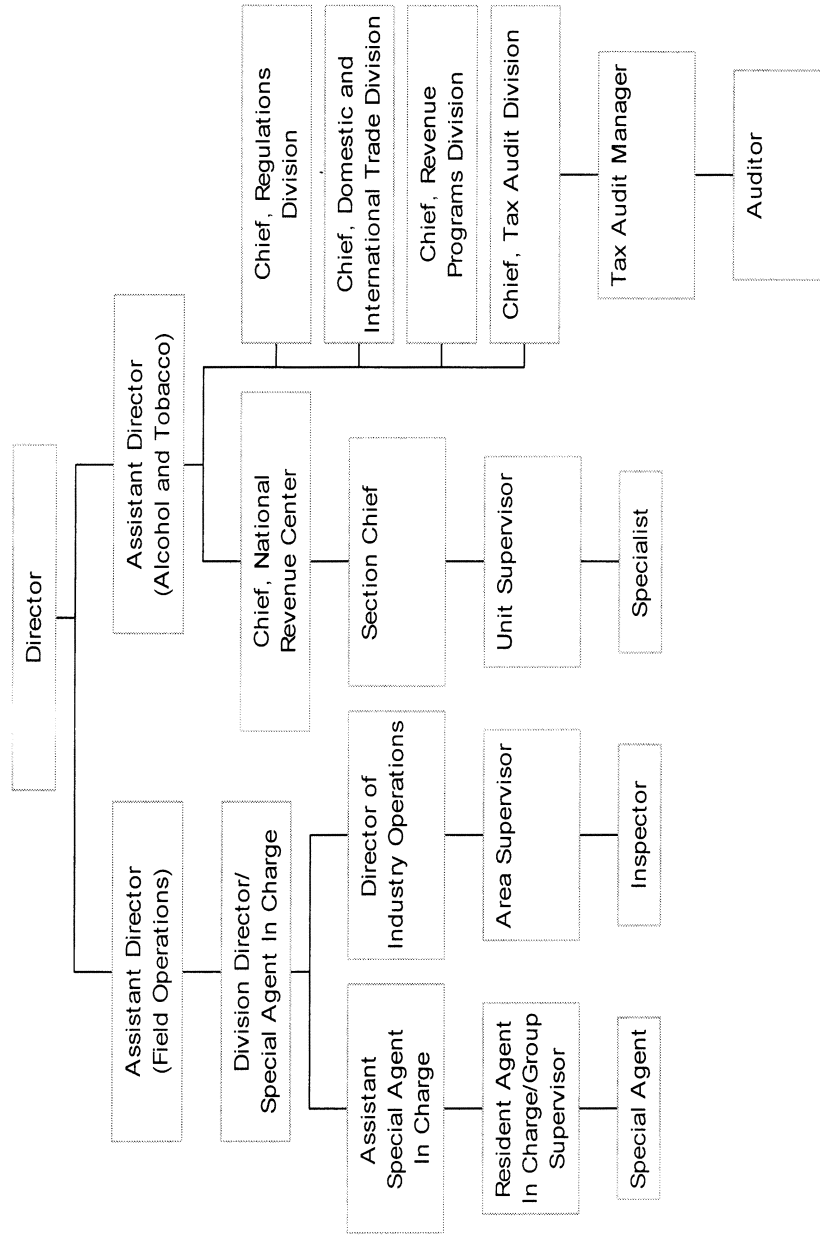
**Bradley A. Buckles,**  
*Director.*

Regulatory section	Officer(s) authorized to act or receive document
§ 44.2(a)	Chief, Regulations Division, Chief, Domestic and International Trade Division, or Chief, Revenue Programs Division.
§ 44.35(c)	Inspector, Specialist, Auditor or Special Agent.
§ 44.62	Area Supervisor.
§ 44.66	Unit Supervisor, National Revenue Center (NRC).
§ 44.70	Inspector, Specialist, Auditor or Special Agent.
§ 44.71	Inspector, Specialist, Auditor or Special Agent.
§ 44.72	Chief, Regulations Division. If alternate method or procedure does not affect an ATF approved formula, or import or export recordkeeping, Chief, NRC, may act upon the same method or procedure that has been approved by the Chief, Regulations Division.
§ 44.73	Director of Industry Operations.
§ 44.83	Unit Supervisor, NRC.
§ 44.84	Unit Supervisor, NRC.
§ 44.91	Unit Supervisor, NRC, or Area Supervisor.
§ 44.92	Specialist, NRC, to cause investigation. Director of Industry Operations to give notice and to deny.
§ 44.93	Section Chief, NRC, upon recommendation of Area Supervisor, to issue permit. Inspector, Specialist, Auditor or Special Agent to inspect permit.
§ 44.104	Unit Supervisor, NRC.
§ 44.105	Unit Supervisor, NRC.
§ 44.106	Unit Supervisor, NRC.
§ 44.112	Area Supervisor.
§ 44.121(b)	Section Chief, NRC.
§ 44.123	Unit Supervisor, NRC.
§ 44.124	Unit Supervisor, NRC, or Area Supervisor to require bond. Section Chief, NRC, to approve.
§ 44.125	Unit Supervisor, NRC, or Area Supervisor to require bond. Section Chief, NRC, to approve request from surety.
§ 44.127	Section Chief, NRC.
§ 44.129(a)	Section Chief, NRC.
§ 44.142(e)	Inspector, Specialist, Auditor or Special Agent.
§ 44.143(b)	Inspector, Specialist, Auditor or Special Agent.
§ 44.145	Section Chief, NRC, or Area Supervisor.
§ 44.147	Inspector, Specialist, Auditor or Special Agent.
§ 44.150	Section Chief, NRC, or Area Supervisor.
§ 44.152	Area Supervisor to whom report is made. To act on claim and to notify, Unit Supervisor, NRC, for claim of \$10,000 or less, Section Chief, NRC, for claim of more than \$10,000 but not more than \$100,000 or Chief, NRC, for claim of more than \$100,000.
§ 44.153	Unit Supervisor, NRC, for claim of \$10,000 or less, Section Chief, NRC, for claim of more than \$10,000 but not more than \$100,000 or Chief, NRC, for claim of more than \$100,000.
§ 44.154	Unit Supervisor, NRC, for claim of \$10,000 or less, Section Chief, NRC, for claim of more than \$10,000 but not more than \$100,000 or Chief, NRC, for claim of more than \$100,000.
§ 44.161	Unit Supervisor, NRC, with whom documents are filed and to terminate bond liability.
§ 44.162	Director of Industry Operations.
§ 44.184	Chief, Regulations Division.
§ 44.199	Unit Supervisor, NRC, with whom form is filed. Inspector, Specialist, Auditor or Special Agent to inspect.
§ 44.200	Unit Supervisor, NRC.
§ 44.201	Unit Supervisor, NRC, with whom form is filed. Inspector, Specialist, Auditor or Special Agent to inspect.
§ 44.202	Unit Supervisor, NRC.
§ 44.203	Unit Supervisor, NRC.
§ 44.204	Unit Supervisor, NRC.
§ 44.205(b)(3)	Unit Supervisor, NRC.
§ 44.206	Unit Supervisor, NRC.
§ 44.207	Unit Supervisor, NRC.
§ 44.207a	Unit Supervisor, NRC.
§ 44.208	Unit Supervisor, NRC.
§ 44.209	Unit Supervisor, NRC.
§ 44.210	Unit Supervisor, NRC.
§ 44.212	Unit Supervisor, NRC.
§ 44.213	Area Supervisor with whom notice is filed and to assign. Inspector, Specialist, Auditor or Special Agent to supervise. Unit Supervisor, NRC, with whom ATF form is filed.
§ 44.222	Area Supervisor to detail and assign. Inspector, Specialist, Auditor or Special Agent to supervise.
§ 44.223	Section Chief, NRC, to approve bond. Unit Supervisor, NRC, with whom claim is filed. Unit Supervisor, NRC, for claim of \$10,000 or less, Section Chief, NRC, for claim of more than \$10,000 but not more than \$100,000 or Chief, NRC, for claim of more than \$100,000.

Regulatory section	Officer(s) authorized to act or receive document
§ 44.224 .....	Inspector, Specialist, Auditor or Special Agent.
§ 44.225 .....	Inspector, Specialist, Auditor or Special Agent.
§ 44.226 .....	Unit Supervisor, NRC.
§ 44.227 .....	Unit Supervisor, NRC.
§ 44.228 .....	Unit Supervisor, NRC, with whom certificate is filed.
§ 44.229 .....	Unit Supervisor, NRC, with whom application is filed.
§ 44.230 .....	Unit Supervisor, NRC.
§ 44.231 .....	Unit Supervisor, NRC.
§ 44.232 .....	Unit Supervisor, NRC, for claim of \$10,000 or less, Section Chief, NRC, for claim of more than \$10,000 but not more than \$100,000 or Chief, NRC, for claim of more than \$100,000.
§ 44.242 .....	Unit Supervisor, NRC.
§ 44.244 .....	Unit Supervisor, NRC.
§ 44.245 .....	Unit Supervisor, NRC, or Area Supervisor, to require bond. Section Chief, NRC, to approve bond.
§ 44.246 .....	Unit Supervisor, NRC, or Area Supervisor, to require bond. Section Chief, NRC, to approve bond termination.
§ 44.257 .....	Unit Supervisor, NRC, with whom form is filed. Inspector, Specialist, Auditor or Special Agent to inspect.
§ 44.258 .....	Unit Supervisor, NRC.
§ 44.259 .....	Unit Supervisor, NRC.
§ 44.260 .....	Unit Supervisor, NRC.
§ 44.261 .....	Unit Supervisor, NRC.
§ 44.262 .....	Unit Supervisor, NRC.
§ 44.263 .....	Unit Supervisor, NRC.
§ 44.264 .....	Unit Supervisor, NRC.
§ 44.264a .....	Unit Supervisor, NRC.
§ 44.265 .....	Unit Supervisor, NRC.
§ 44.266 .....	Inspector, Specialist or Special Agent.
§ 44.267 .....	Unit Supervisor, NRC, with whom form is filed. Inspector, Specialist, Auditor or Special Agent to inspect.

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# ATF Organization



This is not a complete organizational chart of ATF