

PART 101—GENERAL PROVISIONS

Sec.

- 101.0 Scope.
- 101.1 Definitions.
- 101.2 Authority of Customs officers.
- 101.3 Customs service ports and ports of entry.
- 101.4 Entry and clearance of vessels at Customs stations.
- 101.5 Customs preclearance offices in foreign countries.
- 101.6 Hours of business.
- 101.7 Customs seal.
- 101.8 Identification cards.
- 101.9 Test programs or procedures; alternate requirements.

AUTHORITY: 5 U.S.C. 301; 19 U.S.C. 2, 66, 1202 (General Note 20, Harmonized Tariff Schedule of the United States), 1623, 1624, 1646a.

Section 101.3 and 101.4 also issued under 19 U.S.C. 1 and 58b;

Section 101.9 also issued under 19 U.S.C. 1411-1414.

SOURCE: T.D. 77-241, 42 FR 54937, Oct. 12, 1977, unless otherwise noted.

§ 101.0 Scope.

This part sets forth general regulations governing the authority of Customs officers, and the location of Customs ports of entry, service ports and Customs stations. It further sets forth regulations concerning the entry and clearance of vessels at Customs stations and a listing of Customs preclearance offices in foreign countries. In addition, this part contains provisions concerning the hours of business of Customs offices, the Customs seal, and the identification cards issued to Customs officers and employees.

[T.D. 77-241, 42 FR 54937, Oct. 12, 1977, as amended by T.D. 99-27, 64 FR 13675, Mar. 22, 1999]

§ 101.1 Definitions.

As used in this chapter, the following terms shall have the meanings indicated unless either the context in which they are used requires a different meaning or a different definition is prescribed for a particular part or portion thereof:

Business day. A “business day” means a weekday (Monday through Friday), excluding national holidays as specified in § 101.6(a).

Customs station. A “Customs station” is any place, other than a port of entry, at which Customs officers or employees are stationed, under the authority contained in article IX of the President’s Message of March 3, 1913 (T.D. 33249), to enter and clear vessels, accept entries of merchandise, collect duties, and enforce the various provisions of the Customs and navigation laws of the United States.

Customs territory of the United States. “Customs territory of the United States” includes only the States, the District of Columbia, and Puerto Rico.

Date of entry. The “date of entry” or “time of entry” of imported merchandise shall be the effective time of entry of such merchandise, as defined in § 141.68 of this chapter.

Date of exportation. “Date of exportation” or “time of exportation” shall be as defined in § 152.1(c) of this chapter.

Date of importation. “Date of importation” means, in the case of merchandise imported otherwise than by vessel, the date on which the merchandise arrives within the Customs territory of the United States. In the case of merchandise imported by vessel, “date of importation” means the date on which the vessel arrives within the limits of a port in the United States with intent then and there to unlade such merchandise.

Duties. “Duties” means Customs duties and any internal revenue taxes which attach upon importation.

Entry or withdrawal for consumption. “Entry or withdrawal for consumption” means entry for consumption or withdrawal from warehouse for consumption.

Exportation. “Exportation” means a severance of goods from the mass of things belonging to this country with the intention of uniting them to the mass of things belonging to some foreign country. The shipment of merchandise abroad with the intention of returning it to the United States with a design to circumvent provisions of restriction or limitation in the tariff laws or to secure a benefit accruing to imported merchandise is not an exportation. Merchandise of foreign origin returned from abroad under these circumstances is dutiable according to its

§ 101.2

nature, weight, and value at the time of its original arrival in this country.

Importer. "Importer" means the person primarily liable for the payment of any duties on the merchandise, or an authorized agent acting on his behalf. The importer may be:

- (1) The consignee, or
- (2) The importer of record, or
- (3) The actual owner of the merchandise, if an actual owner's declaration and superseding bond has been filed in accordance with § 141.20 of this chapter, or
- (4) The transferee of the merchandise, if the right to withdraw merchandise in a bonded warehouse has been transferred in accordance with subpart C of part 144 of this chapter.

Port and port of entry. The terms "port" and "port of entry" refer to any place designated by Executive Order of the President, by order of the Secretary of the Treasury, or by Act of Congress, at which a Customs officer is authorized to accept entries of merchandise to collect duties, and to enforce the various provisions of the Customs and navigation laws. The terms "port" and "port of entry" incorporate the geographical area under the jurisdiction of a port director. (The Customs ports in the Virgin Islands, although under the jurisdiction of the Secretary of the Treasury, have their own Customs laws (48 U.S.C. 1406(i)). These ports, therefore, are outside the Customs territory of the United States and the ports thereof are not "ports of entry" within the meaning of these regulations).

Principal field officer. A "principal field officer" is an officer in the field service whose immediate supervisor is located at Customs Service Headquarters.

Service port. The term "service port" refers to a Customs location having a full range of cargo processing functions, including inspections, entry, collections, and verification.

Shipment. "Shipment" means the merchandise described on the bill of lading or other document used to file

19 CFR Ch. I (4-1-00 Edition)

or support entry, or in the oral declaration when applicable.

[T.D. 77-241, 42 FR 54937, Oct. 12, 1977, as amended by T.D. 84-213, 49 FR 41170, Oct. 19, 1984; 49 FR 44867, Nov. 9, 1984; T.D. 94-51, 59 FR 30294, June 13, 1994; T.D. 95-77, 60 FR 50011, Sept. 27, 1995; T.D. 99-57, 64 FR 40987, July 28, 1999]

§ 101.2 Authority of Customs officers.

(a) **Supremacy of delegated authority.** Action taken by any person pursuant to authority delegated to him by the Secretary of the Treasury, whether directly or by subdelegation, shall be valid despite the existence of any statute or regulation, including any provision of this chapter, which provides that such action shall be taken by some other person. Any person acting under such delegated authority shall be deemed to have complied with any statute or regulation which provides or indicates that it shall be the duty of some other person to perform such action.

(b) **Consolidation of functions.** Any reorganization of the Customs Service or consolidation of the functions of two or more persons into one office which results in the failure of a designated Customs officer to perform an action required by statute or regulation, shall not invalidate the performance of that action by any other Customs officer.

(c) **Customs supervision.** Whenever anything is required by the regulations in this chapter or by any provision of the customs or navigation laws to be done or maintained under the supervision of Customs officers, such supervision shall be carried out as prescribed in the regulations of this chapter or by instructions from the Secretary of the Treasury or the Commissioner of Customs in particular cases. In the absence of a governing regulation or instruction, supervision shall be direct and continuous or by such occasional verification as the principal Customs field officer shall direct if such officer shall determine that less intensive supervision will ensure proper enforcement of the law and protection of the revenue. Nothing in this section shall be deemed to warrant any failure to direct and furnish required supervision

United States Customs Service, Treasury

§ 101.3

or to excuse any failure of a party in interest to comply with prescribed procedures for obtaining any required supervision.

[T.D. 77-241, 42 FR 54937, Oct. 12, 1977, as amended by T.D. 98-22, 63 FR 11825, Mar. 11, 1998]

§ 101.3 Customs service ports and ports of entry.

(a) *Designation of Customs field organization.* The Deputy Assistant Secretary (Regulatory, Tariff, and Trade Enforcement), pursuant to authority delegated by the Secretary of the Treasury, is authorized to establish, rearrange or consolidate, and to discontinue Customs ports of entry as the needs of the Customs Service may require.

(b) *List of Ports of Entry and Service Ports.* The following is a list of Customs Ports of Entry and Service Ports. Many of the ports listed were created by the President's message of March 3, 1913, concerning a reorganization of the Customs Service pursuant to the Act of August 24, 1912 (37 Stat. 434; 19 U.S.C. 1). Subsequent orders of the President or of the Secretary of the Treasury which affected these ports, or which created (or subsequently affected) additional ports, are cited following the name of the ports.

(1) *Customs ports of entry.* A list of Customs ports of entry by State and the limits of each port are set forth below:

Ports of entry	Limits of port
Alabama	
Birmingham	
Huntsville	T.D. 83-196.
Mobile	Including territory described in T.D. 76-259.
Alaska	
Alcan	T.D. 71-210.
Anchorage	T.D.s 55295 and 68-50.
Dalton Cache	T.D. 79-74.
Fairbanks	E.O. 8064, Mar. 9, 1939 (4 FR 1191).
Juneau	
Ketchikan	Including territory described in T.D. 74-100.
Kodiak	T.D. 98-65.
Sitka	Including territory described in T.D. 55609.
Skagway	
Valdez	Including territory described in T.D. 79-201.
Wrangell	Including territory described in T.D. 56420.
Arizona	
Douglas	Including territory described in E.O. 9382, Sept. 25, 1943 (8 FR 13083).
Lukeville	E.O. 10088, Dec. 3, 1949 (14 FR 7287).
Naco	
Nogales	Including territory described in T.D. 77-285.
Phoenix	T.D. 71-103.
San Luis	E.O. 5322, Apr. 9, 1930.
Sasabe	E.O. 5608, Apr. 22, 1931.
Tucson	Including territory described in T.D. 89-102.
Arkansas	
Little Rock-North Little Rock	T.D. 70-146. (Restated in T.D. 84-126).
California	
Andrade	E.O. 4780, Dec. 13, 1927.
Calexico	
Eureka	
Fresno	Including territory described in T.D. 74-18.
+ Los Angeles-Long Beach	Including territory described in T.D. 78-130.
Port Hueneme	T.D. 92-10.
Port San Luis	
San Diego	T.D. 85-163.

§ 101.3

19 CFR Ch. I (4-1-00 Edition)

Ports of entry	Limits of port
+ San Francisco-Oakland	Including Benicia, Martinez, Richard, Sacramento, San Jose, and Stockton, T.D. 82-9.
San Jose	95-80
Tecate	E.O. 4780, Dec. 13, 1927.
Colorado	
Denver	T.D. 80-180.
Connecticut	
Bridgeport	Including territory described in T.D. 68-224.
Hartford	Including territory described in T.D. 68-224.
New Haven	Including territory described in T.D. 68-224.
New London	Including territory described in T.D. 68-224.
Delaware	
Wilmington	Included in the Consolidated Port of the Delaware River and Bay described in T.D. 96-4.
District of Columbia	
Washington	Including territory described in T.D. 68-67.
Florida	
Fernandina Beach	Including St. Mary's, GA; T.D. 53033.
Fort Myers	T.D. 99-9
Jacksonville	T.D. 69-45.
Key West	Including territory described in T.D. 53994.
+ Miami	Including territory described in T.D. 53514.
Orlando	T.D. 76-306.
Orlando-Sanford Airport	T.D. 97-64.
Panama City	E.O. 3919, Nov. 1, 1923.
Pensacola	
Port Canaveral	Including territory described in T.D. 66-212.
Port Everglades	E.O. 5770, Dec. 31, 1931; including territory described in T.D. 53514. Mail: Fort Lauderdale, FL.
Port Manatee	T.D. 88-14.
St. Petersburg	E.O. 7928, July 14, 1938 (3 FR 1749); including territory described in T.D. 53994.
Tampa	Including territory described in T.D. 68-91.
West Palm Beach	E.O. 4324, Oct. 15, 1925; including territory described in T.D. 53514.
Georgia	
Atlanta	Including territory described in T.D. 55548.
Brunswick	Including territory described in T.D. 86-162.
Fernandina Beach, FL	Including St. Mary's, GA; T.D. 53033.
Savannah	Including territory described in E.O. 8367, Mar. 5, 1940 (5 FR 985).
Hawaii	
Hilo	T.D. 95-11.
Honolulu	Including territory described in T.D. 90-59.
Kahului	T.D. 95-11.
Nawiliwili-Port Allen	E.O. 4385, Feb. 25, 1926; including territory described in T.D. 56424.
Idaho	
Boise	Pub.L. 98-573; T.D. 85-22.
Eastport	
Porthill	
Illinois	
+ Chicago	Including territory described in T.D. 71-121.

United States Customs Service, Treasury

§ 101.3

Ports of entry	Limits of port
Davenport, IA-Moline and Rock Island, IL .. Peoria Rockford	T.D.s 86-76 and 89-10. Including territory described in T.D.72-130. T.D. 95-62.
Indiana	
Cincinnati, OH-Lawrenceburg, IN Indianapolis Owensboro, KY-Evansville, IN	Consolidated port, T.D. 84-91. Consolidated port, T.D. 84-91.
Iowa	
Davenport, IA-Moline and Rock Island, IL ... Des Moines	T.D.s 86-76 and 89-10. T.D. 75-104.
Kansas	
Wichita	T.D. 74-93.
Kentucky	
Louisville Owensboro, KY-Evansville, IN	Including territory described in T.D. 77-232. Consolidated port, T.D. 84-91.
Louisiana	
Baton Rouge Gramercy Lake Charles Morgan City + New Orleans Shreveport-Bossier City	E.O. 5993, Jan. 13, 1933; including territory described in T.D.s 53514 and 54381. (Restated in T.D. 84-126). T.D. 82-93. (Restated in T.D. 84-126). E.O. 5475, Nov. 3, 1930; including territory described in T.D. 54137. T.D. 54682; including territory described in T.D.s 66-266 and 94-77. (Restated in T.D. 84-126). E.O. 5130, May 29, 1929; including territory described in T.D. 74-206. (Restated in T.D. 84-126). Including territory described in T.D. 86-145.
Maine	
Bangor Bar Harbor Bath Belfast Bridgewater Calais Eastport Fort Fairfield Fort Kent Houlton Jackman Jonesport Limestone Madawaska Portland Portsmouth, N.H Rockland Van Buren Vanceboro	Including Brewer, ME, E.O. 9297, Feb. 1, 1943 (8 FR 1479). Including Mount Desert Island, the city of Ellsworth, and the townships of Hancock, Sullivan, Sorrento, Gouldsboro, and Winter Harbor and Trenton, E.O. 4572, Jan. 27, 1927, and T.D. 78-130. Including Booth Bay and Wiscasset, E.O. 4356, Dec. 15, 1925. Including Searsport, E.O. 6754, June 28, 1934. E.O. 8079, Apr. 4, 1939 (4 FR 1475). Including townships of Calais, Robbinston, and Baring, E.O. 6284, Sept. 13, 1933. Including Lubec and Cutler, E.O. 4296, Aug. 26, 1925. E.O. 4156, Feb. 14, 1925. Including townships of Jackman, Sandy Bay, Bald Mountain, Holeb, Attean, Lowelltown, Dennistown, and Moose River, T.D. 54683. Including towns (townships) of Beals, Jonesboro, Roque Bluffs, and Machiasport, E.O. 4296, Aug. 26, 1925; E.O. 8695, Feb. 25, 1941 (6 FR 1187). Including territory described in E.O. 9297, Feb. 1, 1943 (8 FR 1479). Including Kittery, ME.
Maryland	
Annapolis Baltimore Cambridge	Including territory described in T.D. 68-123. E.O. 3888, Aug. 13, 1923; Crisfield.

§ 101.3

19 CFR Ch. I (4-1-00 Edition)

Ports of entry	Limits of port
Massachusetts	
+ Boston	Including territory and waters adjacent thereto described in T.D. 56493.
Fall River	Including territory described in T.D. 54476.
Gloucester	
Lawrence	E.O. 5444, Sept. 16, 1930; E.O. 10088, Dec. 3, 1949 (14 FR 7287); including territory described in T.D. 71-12.
New Bedford	
Plymouth	
Salem	Including Beverly, Marblehead, and Lynn; including Peabody, E.O. 9207, July 29, 1942 (7 FR 5931).
Springfield	T.D. 69-189.
Worcester	
Michigan	
Battle Creek	T.D. 72-233.
Detroit	Including territory described in E.O. 9073, Feb. 25, 1942 (7 FR 1588), and T.D. 53738.
Grand Rapids	T.D. 77-4.
Marinette, WI	Including Menominee, MI.
Muskegon	E.O. 8315, Dec. 22, 1939 (4 FR 4941); including territory described in T.D. 56230.
Port Huron	Including territory described in T.D. 87-117.
Saginaw-Bay City-Flint	Consolidated port, T.D. 79-74; including territory described in T.D. 82-9.
Sault Ste. Marie	Including territory described in T.D. 79-74.
Minnesota	
Baudette	E.O. 4422, Apr. 19, 1926.
Duluth, MN and Superior, WI	Including territory described in T.D. 55904.
Grand Portage	T.D. 56073.
International Falls-Ranier	Including territory described in T.D. 66-246.
Minneapolis-St. Paul	Including territory described in T.D. 69-15.
Noyes	E.O. 5835, Apr. 13, 1932.
Pinecreek	E.O. 7632, June 15, 1937 (2 FR 1245).
Roseau	E.O. 7632, June 15, 1937 (2 FR 1245).
Warroad	
Mississippi	
Greenville	T.D. 73-325. (Restated in T.D. 84-126).
Gulfport	
Pascagoula	Including territory described in T.D. 86-68.
Vicksburg	T.D. 72-123; including territory described in T.D. 93-32. (Restated in T.D. 84-126).
Missouri	
Kansas City	Including Kansas City, KS and North Kansas City, MO, E.O. 8528, Aug. 27, 1940 (5 FR 3403); including territory described in T.D. 67-56.
Spirit of St. Louis Airport	Including territory described in T.D. 97-7.
Springfield	Including all territory within Greene and Christian Counties, T.D. 84-84.
St. Joseph	
St. Louis	Including territory described in T.D.s 67-57 and 69-224.
Montana	
Butte	T.D. 73-121.
Del Bonita	E.O. 7947, Aug. 9, 1938 (3 FR 1965); Mail: Cut Bank, MT.
Great Falls	
Morgan	E.O. 7632, June 15, 1937 (2 FR 1245); Mail: Loring, MT.
Opheim	E.O. 7632, June 15, 1937 (2 FR 1245).
Piegan	E.O. 7632, June 15, 1937 (2 FR 1245); Mail: Babb, MT.
Raymond	E.O. 7632, June 15, 1937 (2 FR 1245).
Roosville	E.O. 7632, June 15, 1937 (2 FR 1245); Mail: Eureka, MT.
Scobey	E.O. 7632, June 15, 1937 (2 FR 1245).
Sweetgrass	
Turner	E.O. 7632, June 15, 1937 (2 FR 1245).
Whitetail	E.O. 7632, June 15, 1937 (2 FR 1245).

United States Customs Service, Treasury

§ 101.3

Ports of entry	Limits of port
Whitlash	E.O. 7632, June 15, 1937 (2 FR 1245).
Nebraska	
Omaha	Including territory described in T.D. 73–228.
Nevada	
Las Vegas	Including territory described in T.D. 79–74.
Reno	Including territory described in T.D. 73–56.
New Hampshire	
Portsmouth	Including Kittery, ME.
New Jersey	
Camden, Gloucester City, and Salem	Included in the Consolidated Port of the Delaware River and Bay described in T.D. 96–4.
Perth Amboy	
New Mexico	
Albuquerque	Including territory described in T.D. 74–304.
Columbus	
Santa Teresa	T.D. 94–34.
New York	
Albany	
Alexandria Bay	Including territory described in E.O. 10042, Mar. 10, 1949 (14 FR 1155).
Buffalo-Niagara Falls	T.D. 56512.
Cape Vincent	
Champlain-Rouses Point	Including territory described in T.D. 67–68.
Clayton	
Massena	T.D. 54834.
+ New York	Including territory described in E.O. 4205, Apr. 15, 1925 (T.D. 40809).
Ogdensburg	
Oswego	
Rochester	
Sodus Point	
Syracuse	
Trout River	Consolidated port includes Chateaugay and Fort Covington, T.D. 83–253.
Utica	
North Carolina	
Beaufort-Morehead City	Including territory described in T.D. 87–76.
Charlotte	T.D. 56079.
Durham	E.O. 4876, May 3, 1928; including territory described in E.O. 9433, Apr. 4, 1944 (9 FR 3761), and T.D. 82–9.
Reidsville	E.O. 5159, July 18, 1929; including territory described in E.O. 9433, Apr. 6, 1944 (9 FR 3761).
Wilmington	Including townships of Northwest, Wilmington, and Cape Fear, E.O. 7761, Dec. 3, 1937 (2 FR 2679); including territory described in E.O. 10042, Mar. 10, 1949 (14 FR 1155).
Winston-Salem	Including territory described in T.D. 87–64.
North Dakota	
Ambrose	E.O. 5835, April 13, 1932.
Antler	
Carbury	E.O. 5137, June 17, 1929.
Dunseith	E.O. 7632, June 15, 1937 (2 FR 1245).
Fortuna	E.O. 7632, June 15, 1937 (2 FR 1245).
Hannah	
Hansboro	
Maida	E.O. 7632, June 15, 1937 (2 FR 1245).

§ 101.3

19 CFR Ch. I (4-1-00 Edition)

Ports of entry	Limits of port
Neché Noonan Northgate Pembina Portal Sarles Sherwood St. John Walhalla Westhope	E.O. 7632, June 15, 1937 (2 FR 1245). E.O. 5835, Apr. 13, 1932. E.O. 4236, June 1, 1925.
Ohio	
Ashtabula/Conneaut Cincinnati, OH-Lawrenceburg, IN Cleveland Columbus Dayton Toledo-Sandusky	Consolidated port, T.D. 77-232. Consolidated port, T.D. 84-91. Including territory described in T.D. 77-232; consolidated port, T.D. 87-123. Including territory described in T.D. 96-67. Including territory described in T.D. 76-77. Consolidated port, T.D. 84-89.
Oklahoma	
Oklahoma City Tulsa	Including territory described in T.D. 66-132. T.D. 69-142.
Oregon	
Astoria Coos Bay Newport Portland	Including territory described in T.D. 73-338. E.O. 4094, Oct. 28, 1924; E.O. 5193, Sept. 14, 1929; E.O. 5445, Sept. 16, 1930; E.O. 9533, Mar. 23, 1945 (10 FR 3173).
Pennsylvania	
Chester Erie Harrisburg Lehigh Valley Philadelphia Pittsburgh Wilkes-Barre/Scranton	Included in the Consolidated Port of the Delaware River and Bay described in T.D. 96-4. Including territory described in T.D. 77-5. T.D. 71-233. T.D. 93-75. Included in the Consolidated Port of the Delaware River and Bay described in T.D. 96-4. Including territory described in T.D. 67-197. T.D. 75-64.
Puerto Rico	
Aquadilla Fajardo Guanica Humacao Jobos Mayaguez Ponce San Juan	Including territory described in T.D. 70-157. E.O. 9162, May 13, 1942 (7 FR 3569). T.D. 22305. Including territory described in T.D. 54017. Including territory described in T.D. 54017.
Rhode Island	
Newport Providence	Including territory described in T.D. 67-3.
South Carolina	
Charleston Columbia Georgetown Greenville-Spartanburg	Including territory described in T.D. 76-142. Including all territory in Richland and Lexington Counties, T.D. 82-239. T.D. 70-148.

United States Customs Service, Treasury

§ 101.3

Ports of entry	Limits of port
South Dakota	
Sioux Falls	T.D. 96-3.
Tennessee	
Chattanooga	(Restated in T.D. 84-126).
Knoxville	T.D. 75-128. (Restated in T.D. 84-126).
Memphis	(Restated in T.D. 84-126).
Nashville	(Restated in T.D. 84-126).
Texas	
Amarillo	T.D. 75-129.
Austin	T.D. 81-170.
Beaumont, Orange, Port Arthur, Sabine	Consolidated port, T.D. 74-231; including territory described in T.D. 81-160.
Brownsville	Including territory described in T.D. 79-254.
Corpus Christi	E.O. 8288, Nov. 22, 1939 (4 FR 4691), and territory described in T.D. 78-130.
Dallas-Fort Worth	T.D. 73-297; T.D. 79-232; T.D. 81-170.
Del Rio	
Eagle Pass	Including territory described in T.D. 91-93.
El Paso	T.D. 54407, including territory described in T.D. 78-221.
Fabens	E.O. 4869, May 1, 1928.
Freeport	E.O. 7632, June 15, 1937 (2 FR 1245).
Hidalgo	T.D. 85-164.
+ Houston-Galveston	Consolidated port includes territory lying within corporate limits of both Houston and Galveston, and remaining territory in Harris and Galveston Counties, T.D.s 81-160 and 82-15.
Laredo	Including territory described in T.D. 90-69.
Lubbock	T.D. 76-79.
Port Lavaca-Point Comfort	T.D. 56115.
Presidio	E.O. 2702, Sept. 7, 1917.
Progreso	T.D. 85-164.
Rio Grande City	Including territory described in T.D. 92-43.
Roma	E.O. 4830, Mar. 14, 1928.
San Antonio	
Utah	
Salt Lake City	T.D. 69-76.
Vermont	
Beecher Falls	
Burlington	Including town of South Burlington, T.D. 54677.
Derby Line	
Highgate Springs/Alburg	E.O. 7632, June 15, 1937 (2 FR 1245); includes territory described in T.D. 77-165.
Norton	T.D. 73-249.
Richford	
St. Albans	Including township of St. Albans, E.O. 3925, Nov. 13, 1923; E.O. 7632, June 15, 1937 (2 FR 1245); T.D. 77-165.
Virginia	
Alexandria, VA	T.D. 68-67.
Front Royal	T.D. 89-63.
Norfolk-Newport News	Consolidated port includes waters and shores of Hampton Roads.
Richmond-Petersburg	Consolidated port, T.D. 68-179.
Virgin Islands, U.S.	
Charlotte Amalie, St. Thomas	
Christiansted, St. Croix	
Coral Bay, St. John	
Cruz Bay, St. John	
Frederiksted, St. Croix	

§ 101.3

19 CFR Ch. I (4-1-00 Edition)

Ports of entry	Limits of port	
Washington		
Aberdeen	Including territory described in T.D.s 56229, 79-169, and 84-90. E.O. 5835, Apr. 13, 1932. T.D. 67-65.	
Blaine		
Boundary		
Darville		
Ferry		
Frontier		T.D. 67-65.
Laurier		
Longview		Including territory described in T.D. 73-338.
Lynden		E.O. 7632, June 15, 1937 (2 FR 1245).
Metaline Falls		E.O. 7632, June 15, 1937 (2 FR 1245).
Nighthawk	E.O. 5206, Oct. 11, 1929. T.D. 78-272.	
Oroville		
Point Roberts		
Puget Sound		Consolidated port includes Seattle, Anacortes, Bellingham, Everett, Friday Harbor, Neah Bay, Olympia, Port Angeles, Port Townsend, and Tacoma, T.D. 96-63.
Spokane		
Sumas		
West Virginia		
Charleston	T.D. 73-170 and including territory described in T.D. 73-212.	
Wisconsin		
Ashland	Including territory described in T.D. 55904. Including townships of Ashwaubenon, Allouez, Preble, and Howard, and city of De Pere, T.D. 54597.	
Duluth, MN and Superior, WI		
Green Bay		
Manitowoc	Including Menominee, MI. Including territory described in T.D. 72-105. Including city of Kenosha and townships of Mount Pleasant and Somers, T.D. 54884.	
Marinette		
Milwaukee		
Racine		
Sheboygan		

+ Indicates Drawback unit/office.

(2) *Customs service ports.* A list of Customs service ports and the States in which they are located is set forth below:

State	Service ports
Alabama	Mobile.
Alaska	Anchorage.
Arizona	Nogales.
California	Los Angeles. LAX. San Diego. San Francisco.
Colorado	Denver.
Florida	Miami. Tampa.
Georgia	Savannah.
Hawaii	Honolulu.
Illinois	Chicago.
Louisiana	New Orleans.
Maine	Portland.
Maryland	Baltimore.
Massachusetts	Boston.
Michigan	Detroit.
Minnesota	Duluth. Minneapolis.
Missouri	St. Louis.
Montana	Great Falls.
New Jersey	New York/Newark.
New York	Buffalo.

State	Service ports
North Carolina	Champlain. JFK. New York/Newark.
North Dakota	Charlotte.
Ohio	Pembina.
Oregon	Cleveland.
Pennsylvania	Portland.
Puerto Rico	Philadelphia.
Rhode Island	San Juan.
South Carolina	Providence.
Texas	Charleston. Dallas. El Paso. Houston. Laredo.
Vermont	St. Albans.
Virginia	Dulles. Norfolk.
Virgin Islands	Charlotte Amalie.
Washington	Blaine. Seattle.
Wisconsin	Milwaukee.

[T.D. 95-77, 60 FR 50011, Sept. 27, 1995, as amended by T.D. 95-80, 60 FR 52628, Oct. 10, 1995; T.D. 96-4, 60 FR 67056, Dec. 28, 1995; T.D. 96-3, 60 FR 67057, Dec. 28, 1995; T.D. 96-63, 61 FR 43429, Aug. 23, 1996; T.D. 96-67, 61 FR 49059, Sept. 18, 1996; T.D. 96-68, 61 FR 51364, Oct. 2, 1996; T.D. 97-7, 62 FR 6721, Feb. 13, 1997; T.D. 97-64, 62 FR 37133, July 11, 1997; T.D. 98-24, 63 FR 12994, Mar. 17, 1998; T.D. 98-37, 63 FR 24746, May 5, 1998; T.D. 98-65, 63 FR 40824, July 31, 1998; T.D. 99-9, 64 FR 7502, Feb. 16, 1999; T.D. 99-27, 64 FR 13674, Mar. 22, 1999]

§ 101.4 Entry and clearance of vessels at Customs stations.

(a) *Entry at Customs station.* A vessel shall not be entered or cleared at a Customs station, or any other place that is not a port of entry, unless entry or clearance is authorized by the director of the port under whose jurisdiction the station or place falls pursuant to the provisions of section 447, Tariff Act of 1930, as amended (19 U.S.C. 1447).

(b) *Authorization to enter.* Authorization to enter or be cleared at a Customs station shall be granted by the director of the port under whose jurisdiction the station or place falls provided the port director is notified in advance of the arrival of the vessel concerned and the following conditions are met:

(1) Such Customs supervision as may be necessary can be provided.

(2) All applicable Customs and navigation laws and regulations are complied with.

(3) The owner, master or agent of a vessel sought to be entered at a Customs station reimburses the Government for the salary and expenses of the Customs officer or employee stationed at or sent to such Customs station or other place which is not a port of entry for services rendered in connection with the entry or clearance of such vessel, and

(4) Except as otherwise provided by these regulations, the Government is reimbursed by the interested parties for the expenses, including any per diem allowed in lieu of subsistence, but not the salary of a Customs officer or employee for services rendered in connection with the entry or delivery of merchandise.

(c) *Customs stations designated.* The Customs stations and the ports of entry having supervision thereof are listed below:

Customs station	Supervisory port of entry
Alaska	
Barrow	Fairbanks.
Dutch Harbor	Anchorage.
Eagle	Alcan.
Fort Yukon	Fairbanks.
Haines	Dalton Cache.
Hyder	Ketchikan.
Kaktovik (Barter Island)	Fairbanks.
Kenai (Nikiski)	Anchorage.
Northway	Alcan.
Pelican	Juneau.
Petersburg	Wrangell.
California	
Campo	Tecate.
Otay Mesa	San Diego.
San Ysidro	San Diego.
Colorado	
Colorado Springs	Denver.
Delaware	
Lewes	Philadelphia, PA.
Florida	
Fort Pierce	West Palm Beach.
Green Cove Springs	Jacksonville.
Port St. Joe	Panama City.
Indiana	
Fort Wayne	Indianapolis.
Maine	
Bucksport	Belfast.
Coburn Gore	Jackman.
Daaquam	Jackman.
Easton	Fort Fairfield.
Estcourt	Fort Kent.
Forest City	Houlton.
Hamlin	Van Buren.
Maryland	
Salisbury	Baltimore.
Massachusetts	
Provincetown	Plymouth.
Michigan	
Alpena	Saginaw-Bay City-Flint.
Detour	Sault Ste. Marie.
Escanaba	Sault Ste. Marie.
Grand Haven	Muskegon.
Houghton	Sault Ste. Marie.
Marquette	Sault Ste. Marie.
Rogers City	Saginaw-Bay City-Flint.

§ 101.5

Customs station	Supervisory port of entry
Minnesota	
Crane Lake	Duluth, MN-Superior, WI.
Ely	Duluth, MN-Superior, WI.
Lancaster	Noyes.
Oak Island	Warroad.
Mississippi	
Biloxi	Mobile, AL.
Montana	
Wild Horse	Great Falls.
Willow Creek	Great Falls.
New Jersey	
Atlantic City	Philadelphia-Chester, PA and Wilmington, DE.
Port Norris	Philadelphia-Chester, PA and Wilmington, DE.
Tuckerton	Philadelphia-Chester, PA and Wilmington, DE, PA.
New York	
Cannons Corners	Champlain-Rouses Point.
Churubusco	Trout River.
Jamieson's Line	Trout River.
New Hampshire	
Pittsburg	Beecher Falls, VT.
Monticello	Houlton, ME.
Orient	Houlton, ME.
St. Aurelie	Jackman, ME.
St. Pamphile	Jackman, ME.
New Mexico	
Antelope Wells (Mail: Hachita, NM).	Rio Grande City, TX.
North Dakota	
Grand Forks	Pembina.
Minot	Pembina.
Ohio	
Akron	Cleveland.
Fairport Harbor	Ashtabula/Conneaut.
Lorain	Sandusky.
Marblehead-Lakeside	Sandusky.
Put-in-Bay	Sandusky.
Oklahoma	
Muskogee	Tulsa.
Texas	
Amistad Dam	Del Rio.
Falcon Dam	Roma.
Fort Hancock	Fabens.

19 CFR Ch. I (4-1-00 Edition)

Customs station	Supervisory port of entry
Los Ebanos	Rio Grande City.
Marathon	El Paso.
Vermont	
Beebe Plaine	Derby Line.
Canaan	Beecher Falls.
East Richford	Richford.
Newport	Derby Line.
North Troy	Derby Line.
West Berkshire	Richford.

(d) *Temporary Customs stations.* Customs stations may be designated for a temporary time only, to provide Customs facilities where needed because of certain large-scale operations. Because these designations change from time to time they are not listed. However, current information as to the existence of such stations may be obtained from the local port director.

[T.D. 77-241, 42 FR 54937, Oct. 12, 1977]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting §101.4, see the List of CFR Sections Affected in the Finding Aids section of this volume.

§ 101.5 Customs preclearance offices in foreign countries.

Listed below are the preclearance offices in foreign countries where U.S. Customs offices are stationed and the Customs officers under whose supervision they function:

Country	Customs office	Customs officer having supervision
The Bahamas	Freeport	Port Director, Miami, Florida.
	Nassau	Do.
Bermuda	Kindley Field	Do.
Canada	Calgary, Alberta	Port Director, Chicago, Illinois.
	Edmonton, Alberta ...	Do.
	Montreal, Quebec	Do.
	Toronto, Ontario	Do.
	Vancouver, British Columbia.	Do.
	Winnipeg, Manitoba	Do.

[T.D. 87-66, 52 FR 16374, May 5, 1987]

§ 101.6 Hours of business.

Except as specified in paragraphs (a) through (g) of this section, each Customs office shall be open for the transactions of general Customs business between the hours of 8:30 a.m. and 5 p.m. on all days of the year:

(a) *Saturdays, Sundays and national holidays.* In addition to Saturdays, Sundays, and any other calendar day designated as a holiday by Federal statute or Executive Order, Customs offices shall be closed on the following national holidays:

- (1) The first day of January.
- (2) The third Monday of February.
- (3) The last Monday of May.
- (4) The fourth day of July.
- (5) The first Monday of September.
- (6) The second Monday of October.
- (7) The eleventh day of November.
- (8) The fourth Thursday of November.
- (9) The twenty-fifth day of December.

If a holiday falls on Saturday, the day immediately preceding such Saturday will be observed. If a holiday falls on Sunday, the day immediately following such Sunday will be observed. (5 U.S.C. 6103(b)(1)); (E.O. No. 11582, Jan. 1, 1971; 34 FR 2957; 3 CFR Ch. 11)

(b) *Local conditions requiring different hours.* If, because of local conditions, different but equivalent hours are required to maintain adequate service, such hours shall be observed provided the Commissioner of Customs approves them and provided further that a notice of business hours is prominently displayed at the principal entrance and in each public room of the Customs office.

(c) *Fixing of hours.* At each port or station where there is no full-time Customs employee, the port director shall fix the hours during which the Customs office will be open for the transaction of general Customs business. Notice of such hours shall be prominently displayed at the principal entrance of the office.

(d) *State and local holidays.* Each Customs office shall be open for the transaction of business on all State and local holidays occurring on days other than Saturdays, Sundays, and national holidays listed in paragraph (a) of this section. The appropriate principal field officer may excuse any employee(s) without charge to leave when a state or local holiday interferes with the performance of his work in a Customs office.

(e) *Services performed outside a Customs office.* Customs services required to be performed outside a Customs office shall be furnished between the

hours of 8 a.m. and 5 p.m. (or between the corresponding hours at ports where different but equivalent hours are required for the maintenance of adequate service) on all days when the Customs office is open for the transaction of general Customs business.

(f) *Customs services not within prescribed hours.* Where there is a regularly recurring need for Customs services outside the hours prescribed in paragraphs (a) through (e) of this section and the volume and duration of the required services are uniformly such as to require, of themselves or in immediately consecutive combination with other essential Customs activities of the port, the full time of one or more Customs employees, the necessary number of regular tours of duty to furnish such services on all days of the year except Sundays and national holidays may be established with the approval of the Commissioner of Customs.

(g) *Customs services furnished private interests.* Other than as specified in this section. Customs services shall be furnished private interests only in accordance with the provisions of §24.16 of this chapter.

[T.D. 77-241, 42 FR 54937, Oct. 12, 1977, as amended by T.D. 82-145, 47 FR 35478, Aug. 16, 1982; T.D. 95-77, 60 FR 50019, Sept. 27, 1995]

§ 101.7 Customs seal.

(a) *Design.* According to the design furnished by the Department of the Treasury, the Customs seal of the United States shall consist of the seal of the Department of the Treasury surrounded by an outer circle in which appear the words "Treasury" at the top and "U.S. Customs Service" at the bottom.

(b) *Use of the Customs seal.* The Customs seal currently in official use, including the dies, rolls, plates, and like devices now in the possession of the Bureau of Engraving and Printing, shall continue to be equally effective as the official seal of the United States Customs Service and shall continue to be so used by each Customs officer and employee having possession of the seal until that particular device requires replacing and is replaced. Use of the United States Customs seal shall be restricted in the following manner:

§ 101.8

19 CFR Ch. I (4-1-00 Edition)

(1) The Customs seal of the United States shall be impressed upon all official documents requiring the impress of a seal. It shall be impressed upon all marine documents and landing certificates, certificates of weight, gauge, or measure, and similar classes of documents for outside interests.

(2) The impress of the seal is not necessary on documents passing within the Customs Service nor shall the seal be used in the manner of a notary seal to indicate authority to administer oaths.

§ 101.8 Identification cards.

Each Customs employee shall be issued an appropriate identification card with that employee's photograph and signature, signed by the appropriate issuing officer.

§ 101.9 Test programs or procedures; alternate requirements.

(a) *General testing.* For purposes of conducting a test program or procedure designed to evaluate the effectiveness of new technology or operational procedures regarding the processing of passengers, vessels, or merchandise, the Commissioner of Customs may impose requirements different from those specified in the Customs Regulations, but only to the extent that such different requirements do not affect the collection of the revenue, public health, safety, or law enforcement. The imposition of any such different requirements shall be subject to the following conditions:

(1) *Defined purpose.* The test is limited in scope, time, and application to such relief as may be necessary to facilitate the conduct of a specified program or procedure;

(2) *Prior publication requirement.* Whenever a particular test allows for deviation from any regulatory requirements, notice shall be published in the FEDERAL REGISTER not less than thirty days prior to implementing such test, followed by publication in the Customs Bulletin. The notice shall invite public comments concerning the methodology of the test program or procedure, and inform interested members of the public of the eligibility criteria for voluntary participation in the test and the basis for selecting participants.

(b) *NCAP testing.* For purposes of conducting an approved test program or procedure designed to evaluate planned components of the National Customs Automation Program (NCAP), as described in section 411(a)(2) of the Tariff Act of 1930 (19 U.S.C. 411), the Commissioner of Customs may impose requirements different from those specified in the Customs Regulations, but only to the extent that such different requirements do not affect the collection of the revenue, public health, safety, or law enforcement. In addition to the requirement of paragraph (a)(1) of this section, the imposition of any such different requirements shall be subject to the following conditions:

(1) *Prior publication requirement.* For tests affecting the NCAP, notice shall be published in the FEDERAL REGISTER not less than thirty days prior to implementing such test, followed by publication in the Customs Bulletin. The notice shall invite public comments concerning any aspect of the test program or procedure, and inform interested members of the public of the eligibility criteria for voluntary participation in the test and the basis for selecting participants; and,

(2) *Post publication requirement.* Within a reasonable time period following the completion of the test, a complete description of the results shall be published in both the FEDERAL REGISTER and the Customs Bulletin.

[T.D. 95-21, 60 FR 14214, Mar. 16, 1995]

PART 102—RULES OF ORIGIN

Sec.
102.0 Scope.

Subpart A—General

102.1 Definitions.

Subpart B—Rules of Origin

- 102.11 General rules.
- 102.12 Fungible goods.
- 102.13 De Minimis.
- 102.15 Disregarded materials.
- 102.17 Non-qualifying operations.
- 102.18 Rules of interpretation.
- 102.19 NAFTA preference override.
- 102.20 Specific rules by tariff classification.
- 102.21 Textile and apparel products.