

Public Law 100-540
100th Congress

An Act

To amend title 46, United States Code, to require alerting and locating equipment on manned uninspected vessels, to provide for exemption of uninspected vessels from certain requirements of that title, and to increase penalties for violations of certain uninspected vessel requirements.

Oct. 28, 1988
[H.R. 4557]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. ALERTING AND LOCATING EQUIPMENT.

(a) IN GENERAL.—Subsection (e) of section 4102 of title 46, United States Code, is amended to read as follows:

“(e) Each manned uninspected vessel operating on the high seas or beyond three nautical miles from the coastline of the Great Lakes shall be equipped with the number and type of alerting and locating equipment, including emergency position indicating radio beacons, prescribed by the Secretary.”.

SEC. 2. EXEMPTIONS FROM UNINSPECTED VESSEL REQUIREMENTS.

Section 4103 of title 46, United States Code, is amended—

(1) by inserting “(b)” before “Section”; and

(2) by inserting before subsection (b) (as so designated) the following:

“(a) The Secretary may exempt a vessel from any part of this chapter if, under regulations prescribed by the Secretary (including regulations on special operating conditions), the Secretary finds that—

“(1) good cause exists for granting an exemption; and

“(2) the safety of the vessel and individuals on board will not be adversely affected.”.

SEC. 3. PENALTY FOR VIOLATION OF UNINSPECTED VESSEL REQUIREMENTS.

Section 4106 of title 46, United States Code, is amended by striking “\$100” and inserting “not more than \$5,000”.

Approved October 28, 1988.

LEGISLATIVE HISTORY—H.R. 4557:

HOUSE REPORTS: No. 100-967 (Comm. on Merchant Marine and Fisheries).
CONGRESSIONAL RECORD, Vol. 134 (1988):

Sept. 26, considered and passed House.

Oct. 12, considered and passed Senate.