

Public Law 107–295
107th Congress

An Act

Nov. 25, 2002
[S. 1214]

To amend the Merchant Marine Act, 1936, to establish a program to ensure greater security for United States seaports, and for other purposes.

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

Maritime
Transportation
Security Act of
2002.
46 USC 2101
note.

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) **SHORT TITLE.**—This Act may be cited as the “Maritime Transportation Security Act of 2002”.

(b) **TABLE OF CONTENTS.**—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—MARITIME TRANSPORTATION SECURITY

- Sec. 101. Findings.
- Sec. 102. Port security.
- Sec. 103. International seafarer identification.
- Sec. 104. Extension of seaward jurisdiction.
- Sec. 105. Suspension of limitation on strength of Coast Guard.
- Sec. 106. Extension of Deepwater Port Act to natural gas.
- Sec. 107. Assignment of Coast Guard personnel as sea marshals and enhanced use of other security personnel.
- Sec. 108. Technical amendments concerning the transmittal of certain information to the Customs Service.
- Sec. 109. Maritime security professional training.
- Sec. 110. Additional reports.
- Sec. 111. Performance standards.
- Sec. 112. Report on foreign-flag vessels.
- Sec. 113. Revision of Port Security Planning Guide.

TITLE II—MARITIME POLICY IMPROVEMENT

- Sec. 201. Short title.
- Sec. 202. Vessel COASTAL VENTURE.
- Sec. 203. Expansion of American Merchant Marine Memorial Wall of Honor.
- Sec. 204. Discharge of agricultural cargo residue.
- Sec. 205. Recording and discharging notices of claim of maritime lien.
- Sec. 206. Tonnage of R/V DAVIDSON.
- Sec. 207. Miscellaneous certificates of documentation.
- Sec. 208. Exemption for Victory Ships.
- Sec. 209. Certificate of documentation for 3 barges.
- Sec. 210. Certificate of documentation for the EAGLE.
- Sec. 211. Waiver for vessels in New World Challenge Race.
- Sec. 212. Vessel ASPHALT COMMANDER.
- Sec. 213. Coastwise trade authorization.
- Sec. 214. Jones Act waiver for delayed vessel delivery.
- Sec. 215. Realignment of policy responsibility in the Department of Transportation.

TITLE III—COAST GUARD PERSONNEL AND MARITIME SAFETY

Sec. 301. Short title.

Subtitle A—Personnel Management

Sec. 311. Coast Guard band director rank.

as entertainment personnel, with no duties, including emergency duties, related to the navigation of the vessel or the safety of the vessel, its crew, cargo or passengers; and”.

SEC. 325. PENALTIES FOR NEGLIGENT OPERATIONS AND INTERFERING WITH SAFE OPERATION.

Section 2302(a) of title 46, United States Code, is amended by striking “\$1,000.” and inserting “\$5,000 in the case of a recreational vessel, or \$25,000 in the case of any other vessel.”.

Subtitle C—Renewal of Advisory Groups

SEC. 331. COMMERCIAL FISHING INDUSTRY VESSEL ADVISORY COMMITTEE.

(a) COMMERCIAL FISHING INDUSTRY VESSEL ADVISORY COMMITTEE.—Section 4508 of title 46, United States Code, is amended—

(1) by inserting “**Safety**” in the section heading after “**Vessel**”;

(2) by inserting “**Safety**” in subsection (a) after “**Vessel**”;

(3) by striking “(5 App. U.S.C. 1 et seq.)” in subsection (e)(1) and inserting “(5 App. U.S.C.)”; and

(4) by striking “on September 30, 2000” in subsection (e)(1) and inserting “on September 30, 2005”.

(b) CONFORMING AMENDMENT.—The table of sections for chapter 45 of title 46, United States Code, is amended by striking the item relating to section 4508 and inserting the following:

“4508. Commercial Fishing Industry Vessel Safety Advisory Committee.”.

SEC. 332. HOUSTON-GALVESTON NAVIGATION SAFETY ADVISORY COMMITTEE.

Section 18(h) of the Coast Guard Authorization Act of 1991 (Public Law 102–241) is amended by striking “September 30, 2000.” and inserting “September 30, 2005.”.

SEC. 333. LOWER MISSISSIPPI RIVER WATERWAY ADVISORY COMMITTEE.

Section 19(g) of the Coast Guard Authorization Act of 1991 (Public Law 102–241) is amended by striking “September 30, 2000” and inserting “September 30, 2005”.

SEC. 334. NAVIGATION SAFETY ADVISORY COUNCIL.

Section 5(d) of the Inland Navigational Rules Act of 1980 (33 U.S.C. 2073) is amended by striking “September 30, 2000” and inserting “September 30, 2005”.

SEC. 335. NATIONAL BOATING SAFETY ADVISORY COUNCIL.

Section 13110(e) of title 46, United States Code, is amended by striking “September 30, 2000” and inserting “September 30, 2005”.

SEC. 336. TOWING SAFETY ADVISORY COMMITTEE.

The Act entitled “An Act to establish a Towing Safety Advisory Committee in the Department of Transportation” approved October 6, 1980 (33 U.S.C. 1231a), is amended by striking “September 30, 2000.” in subsection (e) and inserting “September 30, 2005.”.