

ate as part of Navy in time of war or when President directs as provided in section 3 of Title 14, Coast Guard. See section 108 of Title 49, Transportation.

For transfer of functions of other officers, employees, and agencies of Department of the Treasury, with certain exceptions, to Secretary of the Treasury with power to delegate, see Reorg. Plan No. 26 of 1950, §§1, 2, eff. July 31, 1950, 15 F.R. 4935, 64 Stat. 1280, 1281, set out in the Appendix to Title 5, Government Organization and Employees. Functions of Coast Guard, and Commandant of Coast Guard, were excepted from transfer when Coast Guard is operating as part of Navy under sections 1 and 3 of Title 14.

“Commandant of the Coast Guard” substituted for “Secretary of Commerce” and a reference to Department of Commerce changed to Coast Guard on authority of Reorg. Plan No. 3 of 1946, §§101–104, set out in the Appendix to Title 5.

Upon incorporation into the Code, the words “Secretary of Commerce” were substituted for “Secretary of Commerce and Labor” to conform to act Mar. 4, 1913, which provided that the Secretary of Commerce and Labor should be called the Secretary of Commerce.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 1235, 1236 of this title.

§ 1235. Transfer of authority to regulate to head of other department

The authority and power bestowed upon the Commandant of the Coast Guard by sections 1233 and 1234 of this title may be transferred for any special occasion to the head of another department by the President whenever in his judgment such transfer is desirable.

(Apr. 28, 1908, ch. 151, §3, 35 Stat. 69; Mar. 4, 1913, ch. 141, §1, 37 Stat. 736; 1946 Reorg. Plan No. 3, §§101–104, eff. July 16, 1946, 11 F.R. 7875, 60 Stat. 1097.)

CODIFICATION

Section was not enacted as part of the Ports and Waterways Safety Act which comprises this chapter.

Section was formerly classified to section 456 of former Title 46, Shipping.

TRANSFER OF FUNCTIONS

Coast Guard transferred to Department of Transportation, and all functions, powers, and duties relating to Coast Guard of Secretary of the Treasury and of other officers and offices of Department of the Treasury transferred to Secretary of Transportation by Pub. L. 89–670, §6(b)(1), Oct. 15, 1966, 80 Stat. 938. Section 6(b)(2) of Pub. L. 89–670, however, provided that notwithstanding such transfer of functions, Coast Guard shall operate as part of Navy in time of war or when President directs as provided in section 3 of Title 14, Coast Guard. See section 108 of Title 49, Transportation.

For transfer of functions of other officers, employees, and agencies of Department of the Treasury, with certain exceptions, to Secretary of the Treasury with power to delegate, see Reorg. Plan No. 26 of 1950, §§1, 2, eff. July 31, 1950, 15 F.R. 4935, 64 Stat. 1280, 1281, set out in the Appendix to Title 5, Government Organization and Employees. Functions of Coast Guard, and Commandant of Coast Guard, were excepted from transfer when Coast Guard is operating as part of Navy under sections 1 and 3 of Title 14.

“Commandant of the Coast Guard” substituted for “Secretary of Commerce” on authority of Reorg. Plan No. 3 of 1946, §§101–104, set out in the Appendix to Title 5.

Upon incorporation into the Code, the words “Secretary of Commerce” were substituted for “Secretary of Commerce and Labor” to conform to act Mar. 4, 1913, which provided that the Secretary of Commerce and Labor should be called the Secretary of Commerce.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 1234, 1236 of this title.

§ 1236. Penalties for violations of regulations

For any violation of regulations issued pursuant to sections 1233 to 1235 of this title the following penalties shall be incurred:

(a) A licensed officer shall be liable to suspension or revocation of license in the manner now prescribed by law for incompetency or misconduct.

(b) Any person in charge of the navigation of a vessel other than a licensed officer shall be liable to a penalty of \$5,000.

(c) The owner of a vessel (including any corporate officer of a corporation owning the vessel) actually on board shall be liable to a penalty of \$5,000, unless the violation of regulations shall have occurred without his knowledge.

(d) Any other person shall be liable to a penalty of \$2,500.

The Commandant of the Coast Guard is authorized and empowered to mitigate or remit any penalty herein provided for in the manner prescribed by law for the mitigation or remission of penalties for violation of the navigation laws.

(Apr. 28, 1908, ch. 151, §4, 35 Stat. 69; Mar. 4, 1913, ch. 141, §1, 37 Stat. 736; 1946 Reorg. Plan No. 3, §§101–104, eff. July 16, 1946, 11 F.R. 7875, 60 Stat. 1097; Pub. L. 101–380, title IV, §4302(k), Aug. 18, 1990, 104 Stat. 539.)

REFERENCES IN TEXT

The navigation laws, referred to in text, are classified generally to this title.

CODIFICATION

Section was not enacted as part of the Ports and Waterways Safety Act which comprises this chapter.

Section was formerly classified to section 457 of former Title 46, Shipping.

AMENDMENTS

1990—Subsecs. (b) to (d). Pub. L. 101–380 substituted “\$5,000” for “\$500” in subsecs. (b) and (c) and “\$2,500” for “\$250” in subsec. (d).

EFFECTIVE DATE OF 1990 AMENDMENT

Amendment by Pub. L. 101–380 applicable to incidents occurring after Aug. 18, 1990, see section 1020 of Pub. L. 101–380, set out as an Effective Date note under section 2701 of this title.

TRANSFER OF FUNCTIONS

Coast Guard transferred to Department of Transportation, and all functions, powers, and duties relating to Coast Guard of Secretary of the Treasury and of other officers and offices of Department of the Treasury transferred to Secretary of Transportation by Pub. L. 89–670, §6(b)(1), Oct. 15, 1966, 80 Stat. 938. Section 6(b)(2) of Pub. L. 89–670, however, provided that notwithstanding such transfer of functions, Coast Guard shall operate as part of Navy in time of war or when President directs as provided in section 3 of Title 14, Coast Guard. See section 108 of Title 49, Transportation.

For transfer of functions of other officers, employees, and agencies of Department of the Treasury, with certain exceptions, to Secretary of the Treasury with power to delegate, see Reorg. Plan No. 26 of 1950, §§1, 2, eff. July 31, 1950, 15 F.R. 4935, 64 Stat. 1280, 1281, set out in the Appendix to Title 5, Government Organization

and Employees. Functions of Coast Guard, and Commandant of Coast Guard, were excepted from transfer when Coast Guard is operating as part of Navy under sections 1 and 3 of Title 14.

“Commandant of the Coast Guard” substituted for “Secretary of Commerce” on authority of Reorg. Plan No. 3 of 1946, §§101–104, set out in the Appendix to Title 5.

Upon incorporation into the Code, the words “Secretary of Commerce” were substituted for “Secretary of Commerce and Labor” to conform to act Mar. 4, 1913, which provided that the Secretary of Commerce and Labor should be called the Secretary of Commerce.

CHAPTER 26—WATER POLLUTION PREVENTION AND CONTROL

SUBCHAPTER I—RESEARCH AND RELATED PROGRAMS

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1251.</p> <p>(a) Restoration and maintenance of chemical, physical and biological integrity of Nation's waters; national goals for achievement of objective.</p> <p>(b) Congressional recognition, preservation, and protection of primary responsibilities and rights of States.</p> <p>(c) Congressional policy toward Presidential activities with foreign countries.</p> <p>(d) Administrator of Environmental Protection Agency to administer chapter.</p> <p>(e) Public participation in development, revision, and enforcement of any regulation, etc.</p> <p>(f) Procedures utilized for implementing chapter.</p> <p>(g) Authority of States over water.</p> <p>1252. Comprehensive programs for water pollution control.</p> <p>(a) Preparation and development.</p> <p>(b) Planning for reservoirs; storage for regulation of streamflow.</p> <p>(c) Basins; grants to State agencies.</p> <p>1252a. Reservoir projects, water storage; modification; storage for other than for water quality, opinion of Federal agency, committee resolutions of approval; provisions inapplicable to projects with certain prescribed water quality benefits in relation to total project benefits.</p> <p>1253. Interstate cooperation and uniform laws.</p> <p>1254. Research, investigations, training, and information.</p> <p>(a) Establishment of national programs; cooperation; investigations; water quality surveillance system; reports.</p> <p>(b) Authorized activities of Administrator.</p> <p>(c) Research and studies on harmful effects of pollutants; cooperation with Secretary of Health and Human Services.</p> <p>(d) Sewage treatment; identification and measurement of effects of pollutants; augmented streamflow.</p> <p>(e) Field laboratory and research facilities.</p> <p>(f) Great Lakes water quality research.</p> <p>(g) Treatment works pilot training programs; employment needs forecasting; training projects and grants; research fellowships; technical training; report to the President and transmittal to Congress.</p> | <p>Sec.</p> <p>(h) Lake pollution.</p> <p>(i) Oil pollution control studies.</p> <p>(j) Solid waste disposal equipment for vessels.</p> <p>(k) Land acquisition.</p> <p>(l) Collection and dissemination of scientific knowledge on effects and control of pesticides in water.</p> <p>(m) Waste oil disposal study.</p> <p>(n) Comprehensive studies of effects of pollution on estuaries and estuarine zones.</p> <p>(o) Methods of reducing total flow of sewage and unnecessary water consumption; reports.</p> <p>(p) Agricultural pollution.</p> <p>(q) Sewage in rural areas; national clearinghouse for alternative treatment information; clearinghouse on small flows.</p> <p>(r) Research grants to colleges and universities.</p> <p>(s) River Study Centers.</p> <p>(t) Thermal discharges.</p> <p>(u) Authorization of appropriations.</p> <p>(v) Studies concerning pathogen indicators in coastal recreation waters.</p> <p>1254a. Research on effects of pollutants.</p> <p>1255. Grants for research and development.</p> <p>(a) Demonstration projects covering storm waters, advanced waste treatment and water purification methods, and joint treatment systems for municipal and industrial wastes.</p> <p>(b) Demonstration projects for advanced treatment and environmental enhancement techniques to control pollution in river basins.</p> <p>(c) Research and demonstration projects for prevention of water pollution by industry.</p> <p>(d) Accelerated and priority development of waste management and waste treatment methods and identification and measurement methods.</p> <p>(e) Research and demonstration projects covering agricultural pollution and pollution from sewage in rural areas; dissemination of information.</p> <p>(f) Limitations.</p> <p>(g) Maximum grants.</p> <p>(h) Authorization of appropriations.</p> <p>(i) Assistance for research and demonstration projects.</p> <p>(j) Assistance for recycle, reuse, and land treatment projects.</p> <p>1256. Grants for pollution control programs.</p> <p>(a) Authorization of appropriations for State and interstate programs.</p> <p>(b) Allotments.</p> <p>(c) Maximum annual payments.</p> <p>(d) Limitations.</p> <p>(e) Grants prohibited to States not establishing water quality monitoring procedures or adequate emergency and contingency plans.</p> <p>(f) Conditions.</p> <p>(g) Reallotment of unpaid allotments.</p> <p>1257. Mine water pollution control demonstrations.</p> <p>(a) Comprehensive approaches to elimination or control of mine water pollution.</p> <p>(b) Consistency of projects with objectives of Appalachian Regional Development Act of 1965.</p> <p>(c) Watershed selection.</p> <p>(d) Conditions upon Federal participation.</p> <p>(e) Authorization of appropriations.</p> |
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