

[70-4611]

**VERMONT YANKEE NUCLEAR POWER CORP.****Notice of Proposed Issue and Sale of Short-Term Notes**

APRIL 5, 1968.

Notice is hereby given that Vermont Yankee Nuclear Power Corp. ("Vermont Yankee"), 77 Grove Street, Rutland, Vt. 05701, an electric utility company and an indirect subsidiary company of both Northeast Utilities and New England Electric System, registered holding companies, has filed an application and an amendment thereto with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating section 6(b) thereof as applicable to the proposed transactions. All interested persons are referred to the amended application, which is summarized below, for a complete statement of the proposed transactions.

Vermont Yankee is constructing a nuclear electric generating plant with a net expected capacity of approximately 540 megawatts. Upon commencement of commercial operation, scheduled for 1971, all of the net energy output of the plant will be purchased by Vermont Yankee's 10 stockholder companies. The total capital cost of the plant is estimated at \$115 million.

In order to obtain interim financing for the construction of its plant, Vermont Yankee proposes to issue and sell to Bankers Trust Co. ("Bankers Trust") and the First National Bank of Boston, from time to time prior March 14, 1969, its promissory notes in a maximum aggregate amount of \$20 million, each of which will mature in 90 days from the date of issue, or no later than March 14, 1969, will be prepayable at any time without penalty and will bear interest at one-fourth of 1 percent above the prime commercial rate in effect at Bankers Trust on the date of issue of the note. It is contemplated that Vermont Yankee's permanent financing for construction will be obtained by the issuance and sale of long-term debt securities and of additional common stock, both of which will be the subject of future filings. The notes to be issued under this application will be retired with proceeds therefrom.

It is stated that the Vermont Public Service Board has jurisdiction over the proposed issuance and sale of the Vermont Yankee notes and that no other State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given that any interested person may, not later than April 26, 1968, request in writing that a hearing be held in respect of such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application which he desires to controvert; or he may request that he be notified should the Commission order a hearing in respect thereof. Any such request should be addressed:

Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the applicant at the above-stated address, and proof of service thereof (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application, as amended or as it may be further amended, may be granted and permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 68-4366; Filed, Apr. 11, 1968; 8:46 a.m.]

[File No. 1-4371]

**WESTEC CORP.****Order Suspending Trading**

APRIL 5, 1968.

The common stock, 10 cents par value, of Westec Corporation, being listed and registered on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Westec Corp., being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to sections 15(c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 7, 1968, through April 16, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 68-4367; Filed, Apr. 11, 1968; 8:47 a.m.]

[File No. 2-24176]

**ZIMOCO PETROLEUM CORP.****Order Suspending Trading**

APRIL 8, 1968.

It appearing to the Securities and Exchange Commission that the summary

suspension of trading in the common stock of Zimoco Petroleum Corp., New York, N.Y., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 9, 1968, through April 18, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 68-4368; Filed, Apr. 11, 1968; 8:47 a.m.]

**SMALL BUSINESS ADMINISTRATION**

[Declaration of Disaster Loan Area 655]

**TENNESSEE****Declaration of Disaster Loan Area**

Whereas, it has been reported that during the month of April 1968, because of the effects of certain disasters, damage resulted to residences and business property located in Shelby County, in the State of Tennessee;

Whereas, the Small Business Administration has investigated and received other reports of investigations of conditions in the area affected;

Whereas, after reading and evaluating reports of such conditions, I find that the conditions in such area constitute a catastrophe within the purview of the Small Business Act, as amended.

Now, therefore, as Administrator of the Small Business Administration, I hereby determine that:

1. Applications for disaster loans under the provisions of section 7(b)(1) of the Small Business Act, as amended, may be received and considered by the offices below indicated from persons or firms whose property, situated in the aforesaid County, and areas adjacent thereto, suffered damage or destruction resulting from tornado occurring on or about April 3 and April 4, 1968.

**OFFICE**

Small Business Administration Regional Office, 500 Union Street, Nashville, Tenn. 37219.

2. A temporary office will be established at Millington, Tennessee, address to be announced locally.

3. Applications for disaster loans under the authority of this declaration will not be accepted subsequent to October 31, 1968.

Dated: April 5, 1968.

ROBERT C. MOOT,  
Administrator.

[F.R. Doc. 68-4370; Filed, Apr. 11, 1968; 8:47 a.m.]

# INTERSTATE COMMERCE COMMISSION

## FOURTH SECTION APPLICATIONS FOR RELIEF

APRIL 9, 1968.

Protests to the granting of an application must be prepared in accordance with Rule 1100.40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the *FEDERAL REGISTER*.

### LONG-AND-SHORT HAUL

FSA No. 41282—*Pulpboard or fiberboard to Chicago, Ill.* Filed by Traffic Executive Association-Eastern Railroads, agent (E.R. No. 2909), for interested rail carriers. Rates on pulpboard or fiberboard, n.o.i.b.n., in carloads, from Coshocton, Ohio, to Chicago, Ill., and points taking same rates.

Grounds for relief—Market competition.

Tariff—Supplement 101 to Traffic Executive Association-Eastern Railroads, agent, tariff ICC C-366.

FSA No. 41283—*Class and commodity rates between points in Texas.* Filed by Texas-Louisiana Freight Bureau, agent (No. 610), for interested rail carriers. Rates on sweetening compounds and other commodities named in the application, in carloads and tank carloads, between points in Texas, over interstate routes through adjoining States.

Grounds for relief—Intrastate rates and maintenance of rates from and to points in other States not subject to the same competition.

Tariff—Supplement 77 to Texas-Louisiana Freight Bureau, agent, tariff ICC 998.

### AGGREGATE-OF-INTERMEDIATES

FSA No. 41284—*Class and commodity rates between points in Texas.* Filed by Texas-Louisiana Freight Bureau, agent (No. 611), for interested rail carriers. Rates on sweetening compounds and other commodities named in the application, in carloads and tank carloads, between points in Texas, over interstate routes through adjoining States.

Grounds for relief—Maintenance of depressed rates published to meet intrastate competition without use of such rates as factors in constructing combination rates.

Tariff—Supplement 77 to Texas-Louisiana Freight Bureau, agent, tariff ICC 998.

By the Commission.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 68-4395; Filed, Apr. 11, 1968;  
8:49 a.m.]

## [Notice 584]

## MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

APRIL 9, 1968.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC 67 (49 CFR Part 340), published in the *FEDERAL REGISTER*, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the *FEDERAL REGISTER* publication within 15 calendar days after the date of notice of the filing of the application is published in the *FEDERAL REGISTER*. One copy of such protest must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the field office to which protests are to be transmitted.

### MOTOR CARRIERS OF PROPERTY

No. MC 67866 (Sub-No. 22A), filed March 29, 1968. Applicant: FILM TRANSIT, INC., 291 Hernando, Post Office Box 444, Memphis, Tenn. 38126. Applicant's representative: James W. Wrape, Sterick Building, Memphis, Tenn. 38103. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *General commodities* (except dangerous explosives, household goods as defined in Practices of Motor Common Carriers of Household Goods, 17 M.C.C. 467, commodities in bulk, and livestock), (1) between Memphis, Tenn., and points in its commercial zone in Tennessee, on the one hand, and on the other, points in Kentucky, (1) on U.S. Highway 51 between Fulton and Clinton, Ky.; (2) on Kentucky State Highway 94 between its intersection with U.S. Highway 51 and the Kentucky-Tennessee State line; (3) on U.S. Highway 44 between Fulton, and Paducah, Ky.; (4) on U.S. Highway 641 between the Kentucky-Tennessee State line and its intersection with U.S. Highway 68, then on U.S. Highway 68 to Paducah, Ky.; and (5) including the terminals as described above; (2) between Memphis, Tenn., and its commercial zone in Arkansas and Tennessee, on the one hand, and on the other, points in Missouri, within an area beginning at the intersection of U.S. Highway 61 and the Arkansas-Missouri State line, westwardly along the State line to the St. Francis River, thence along the St. Francis River to its intersection with U.S. Highway 62, thence along U.S.

Highway 62 to its intersection with U.S. Highway 61, thence along U.S. Highway 61 to its intersection with the Arkansas-Missouri State line, and additionally serving the off route points of New Madrid, Lillbourn and Caruthersville, Mo.; (3) between Memphis, Tenn., and its commercial zone in Tennessee and Arkansas, on the one hand, and on the other, points in Alabama on U.S. Highway 72 between the Mississippi-Alabama State line and Florence, Ala. (including Florence, Ala.), and Red Bay and Hamilton, Ala. Restrictions: (1) No service shall be rendered in the transportation of any package or article weighing more than 70 pounds or exceeding 108 inches in length and girth combined; (2) no service shall be provided in the transportation of packages or articles weighing in the aggregate more than 100 pounds from one consignor to one consignee on any one day, for 180 days. Supporting shippers: There are approximately (130) statements of support attached to the application, which may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: W. W. Garland, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 390 Federal Office Building, 167 North Main Street, Memphis, Tenn. 38103.

No. MC 103654 (Sub-No. 135 TA), filed March 29, 1968. Applicant: SCHIRMER TRANSPORTATION COMPANY, INCORPORATED, 1145 Homer Street, St. Paul, Minn. 55116. Applicant's representative: Andrew R. Clark, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Water*, from Chippewa Falls, Wis., to Minneapolis, Minn., and Duluth, Minn., for 180 days. Supporting shipper: Seven-Up Bottling Co., 3612 East 44th Street, Minneapolis, Minn. 55406. Send protests to: District Supervisor A. E. Rathert, Interstate Commerce Commission, Bureau of Operations, 448 Federal Building and U.S. Courthouse, 110 South Fourth Street, Minneapolis, Minn. 55401.

No. MC 104004 (Sub-No. 176 TA), filed March 29, 1968. Applicant: ASSOCIATED TRANSPORT, INC., 380 Madison Avenue, New York, N.Y. 10017. Applicant's representative: John J. Tynan (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those injurious or contaminating to other lading, between Nashville, Tenn., and Cumberland City, Tenn., from Nashville over Tennessee Highway 12 to junction Tennessee Highway 49, thence over Tennessee Highway 49 to Erin, Tennessee, thence over Tennessee Highway 149 to Cumberland City, and

return over the same route with service at intermediate and off-route points within 5 miles of Cumberland City, Tenn., including the Cumberland steam plant, for 180 days. Supporting shipper: Tennessee Valley Authority, Chattanooga, Tenn. 37401. Send protests to: Stephen P. Tomany, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 346 Broadway, New York, N.Y. 10013.

No. MC 104004 (Sub-No. 177 TA), filed March 29, 1968. Applicant: ASSOCIATED TRANSPORT, INC., 380 Madison Avenue, New York, N.Y. 10017. Applicant's representative: Associated Transport, Inc. (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic materials, synthetic resins*, in bulk, in sealed tanks, between plantsites of Stein, Hall & Co., Inc., Charlotte, N.C., and Long Island City, N.Y., for 150 days. Supporting shipper: Stein, Hall & Co., Inc., 605 Third

Avenue, New York, N.Y. 10016. Send protests to: Stephen P. Tomany, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 346 Broadway, New York, N.Y. 10013.

No. MC 108207 (Sub-No. 240 TA), filed March 29, 1968. Applicant: FROZEN FOOD EXPRESS, 318 Cadiz Street, 75207, Dallas, Tex. 75222. Applicant's representative: J. B. Ham (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fresh meat*, from Omaha, Nebr., to Hutchinson, Kans. for 150 days. Note: Applicant intends to tack with existing authority. Supporting shipper: Doskocil Sausage, Inc., 9 North Main, South Hutchinson, Kans. 67501. Send protests to: E. K. Willis, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 513 Thomas Building, 1314 Wood Street, Dallas, Tex. 75202.

No. MC 124895 (Sub-No. 1 TA), filed March 29, 1968. Applicant: ADIRES B.

SWAN, doing business as A. B. SWAN, 111 Crescent Street, Rutland, Vt. 05701. Applicant's representative: Richard F. Sullivan, Woolworth Building, Rutland, Vt. 05701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Wood chips*, in bulk, and *wood cores*, from Rutland Town and Rutland City, Vt., to Ticonderoga, N.Y., for 180 days. Supporting shipper: Rutland Plywood Corp., Center Rutland, Rutland, Vt. Send protests to: Martin P. Monaghan Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, Post Office Box 38, Montpelier, Vt. 05602.

By the Commission.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 68-4396; Filed, Apr. 11, 1968; 8:49 a.m.]

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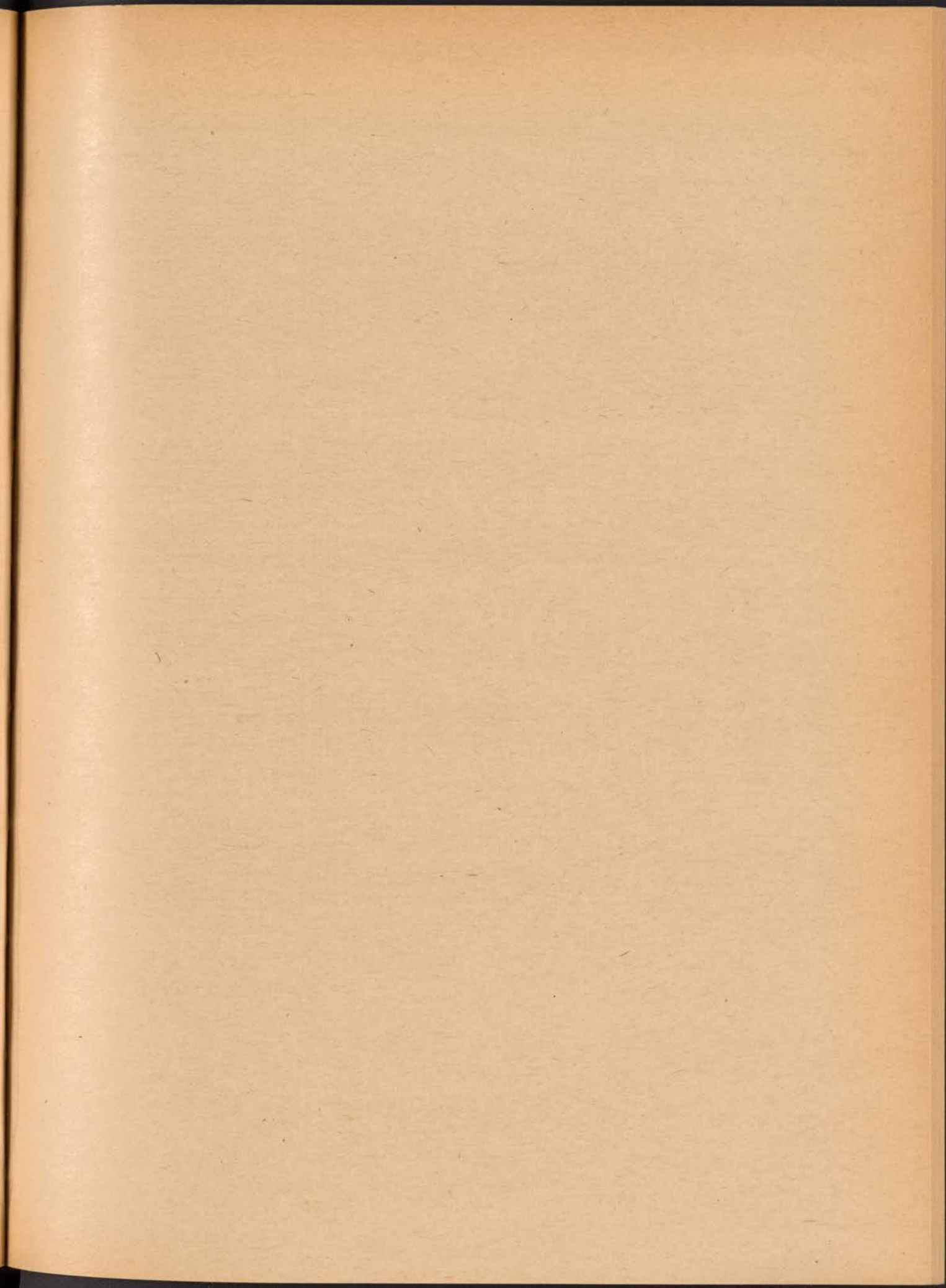
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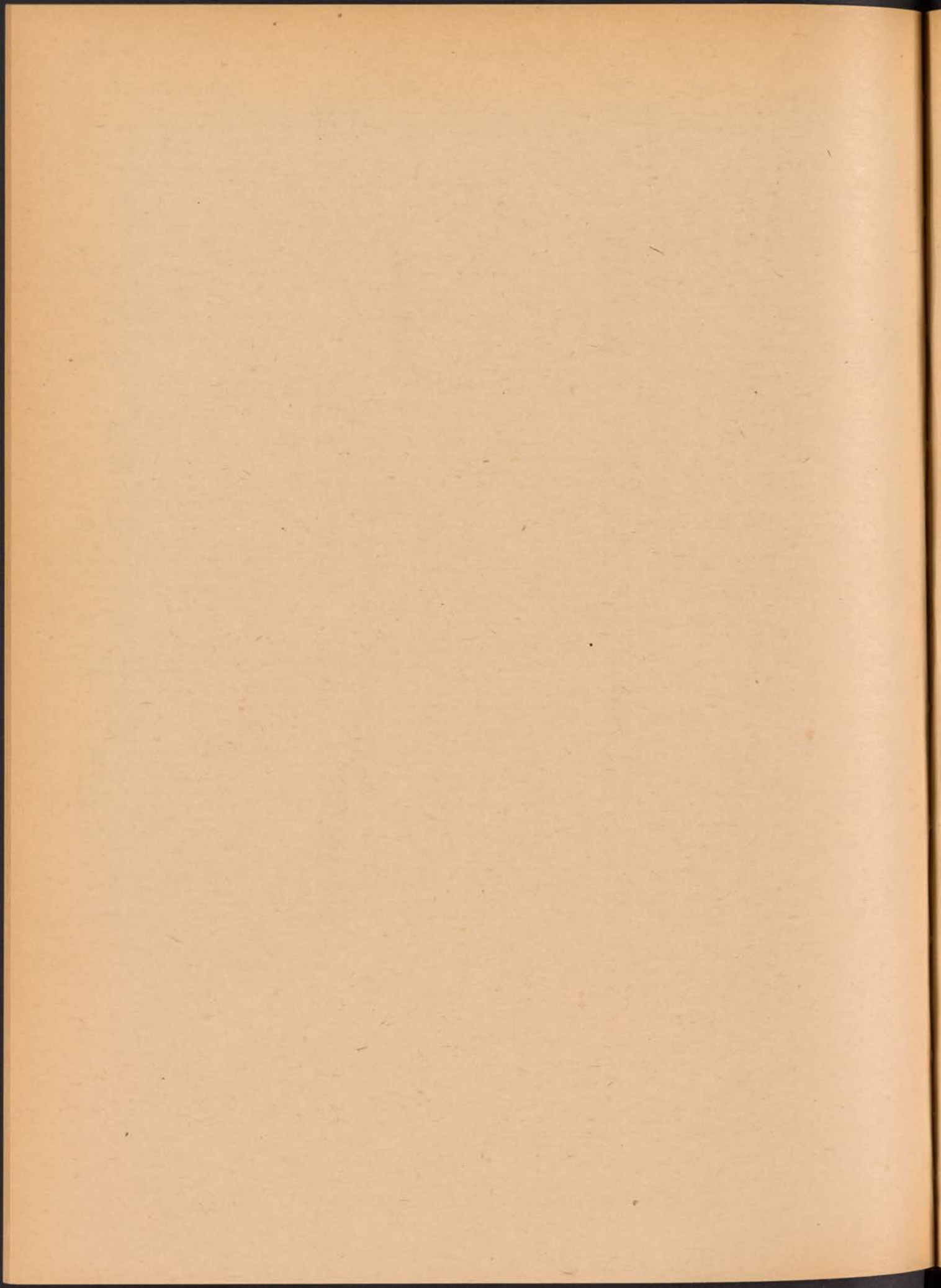
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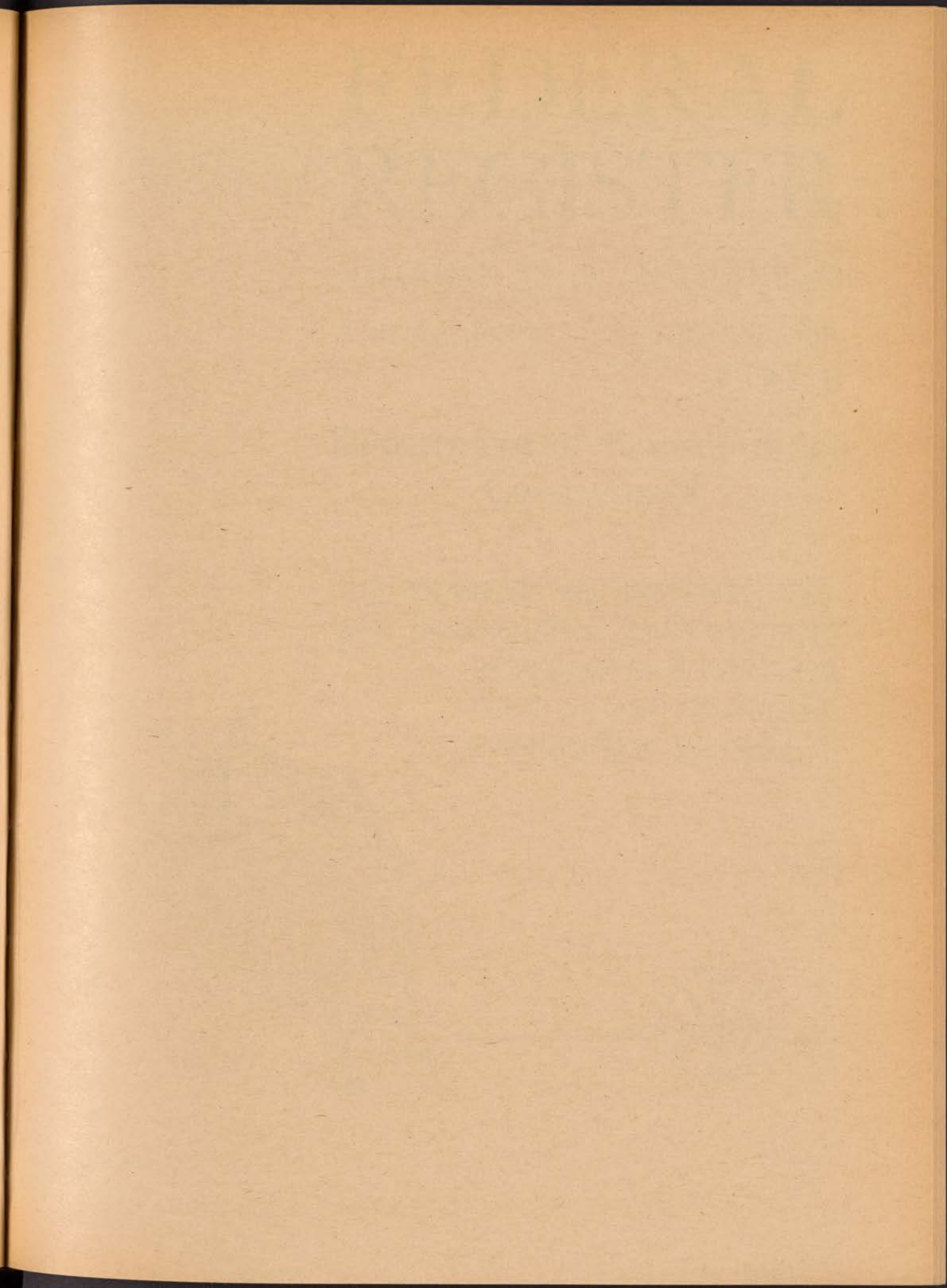
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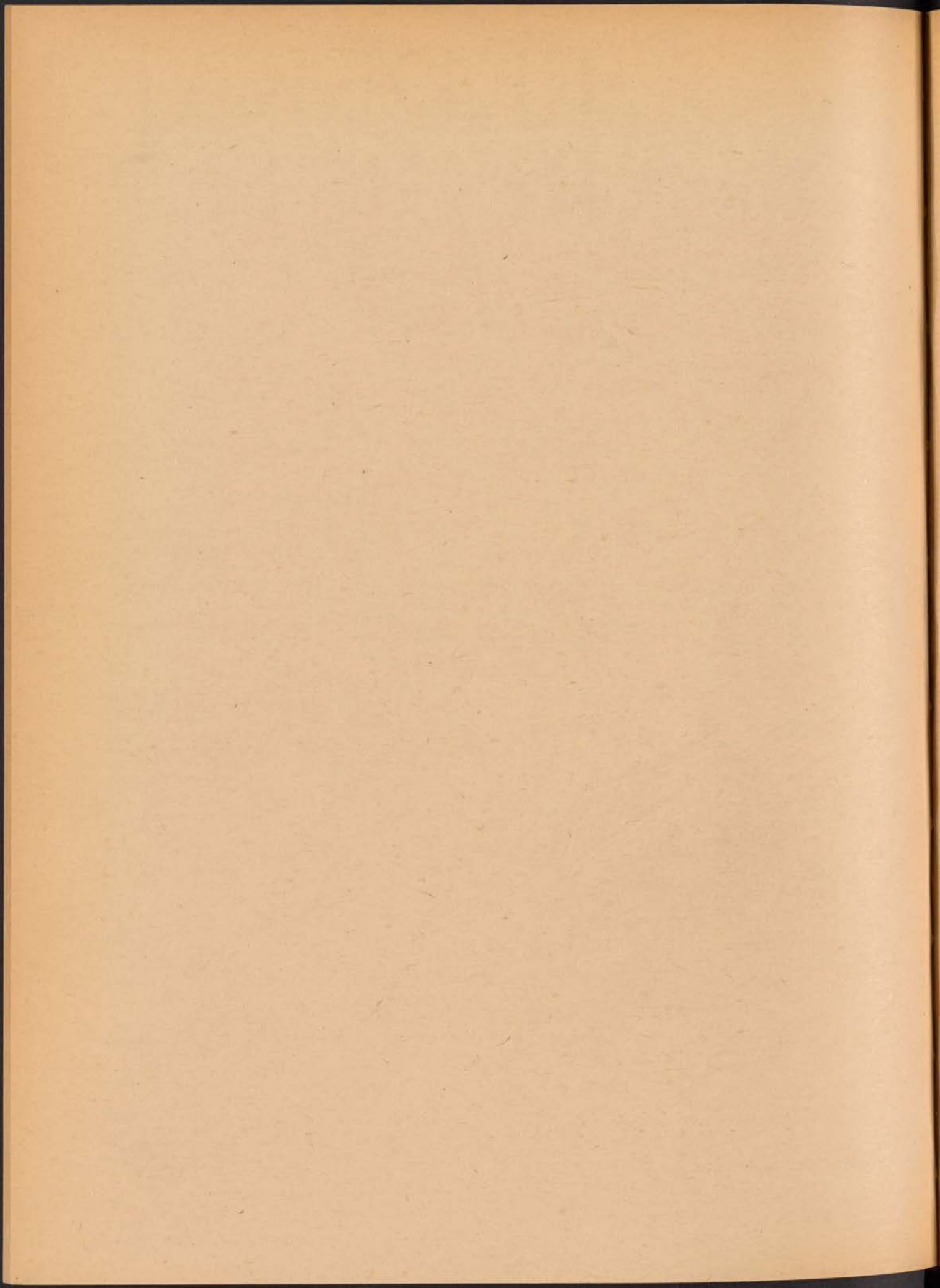
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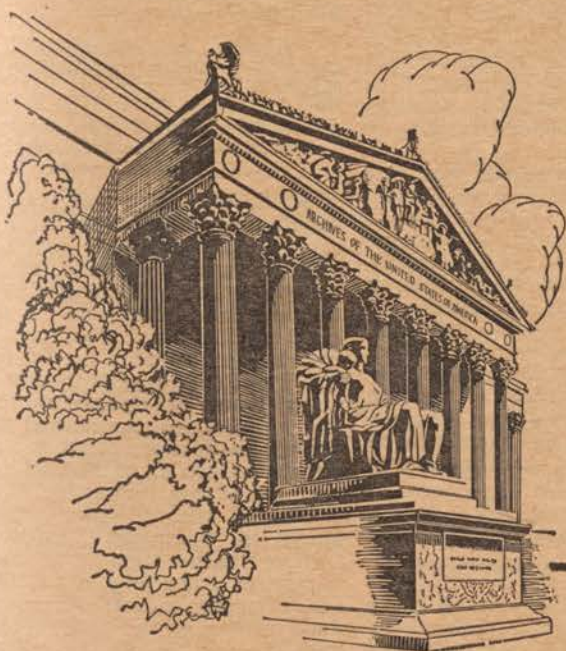
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Friday, April 12, 1968 • Washington, D.C.

PART II

Department of Transportation  
Coast Guard

LIFESAVING EQUIPMENT, VES-  
SEL INSPECTION, AND MOTOR-  
BOAT OPERATORS OR  
OPERATORS OF SMALL  
PASSENGER VESSELS



## Title 46—SHIPPING

### Chapter I—Coast Guard, Department of Transportation

[CGFR 68-32]

#### LIFESAVING EQUIPMENT, VESSEL INSPECTION, AND MOTORBOAT OPERATORS OR OPERATORS OF SMALL PASSENGER VESSELS

1. Pursuant to the notice of proposed rule making published in the *FEDERAL REGISTER* of January 24, 1967 (32 F.R. 795-807), and the Merchant Marine Council Public Hearing Agenda dated March 20, 1967 (CG-249), the Merchant Marine Council held a public hearing on March 20, 1967, for the purpose of receiving comments, views, and data. The proposals considered were identified as Items PH 1-67 to PH 13-67, inclusive. Item PH 8-67 contained proposals regarding lifesaving equipment (CG-249, pages 130 to 147, inclusive). Item PH 9-67 contained proposals regarding vessel inspections (CG-249, pages 148 to 169, inclusive). Item PH 11-67 contained proposals regarding operators or ocean operators of small passenger vessels and motorboat operators (CG-249, pages 187 to 197, inclusive). These proposals, as revised, are adopted and set forth in this document.

2. Interested persons have been afforded an opportunity to participate in the consideration of these proposals and certain changes were made in the proposals as a result thereof. With respect to the additional life preservers required on small passenger vessels (Item PH 8a), the text of 46 CFR 180.25-5(b) was revised to reflect that it applied when the vessels are on international voyages and are carrying more than 12 passengers. The proposal regarding color of lifeboats and buoyant apparatus on small passenger vessels (Item PH 8b) was changed so that the effective date therefore in 46 CFR 180.10-5, 180.10-15, and 180.10-20 will be July 1, 1968. The proposal regarding hydraulic (hydrostatic) and manual releases for lifesaving equipment (Item PH 8d) in 46 CFR subpart 160.062 was revised and additional procedures designated 46 CFR 2.75-17 to 2.75-19, inclusive, were added. The major changes provide for compliance with requirements of the Administrative Procedure Act and the Director of the Federal Register regarding incorporation of standards by reference. The changes in 46 CFR 33.20-20, 75.15-10(e), 94.15-10(e), 167.35-3, 180.20-1(c), and 192.15-10(e) clarify and require after July 1, 1969, only approved hydraulic releases and provide for existing hydraulic releases to be reconditioned to obtain Coast Guard approval.

3. With respect to the proposals regarding vessel inspection (Item PH 9a), the text of 46 CFR 35.10-3, regarding display of plans on tank vessels (TB/ALL), was clarified to show that application applied only to tank vessels of more than 100 gross tons. The miscellaneous updating changes for various inspection regulations (Item PH 9d) were

revised. The changes in 46 CFR 31.01-5, 71.20-15, 91.20-15, and 176.05-5 clarify the requirements and include reference to inspections of unfired pressure vessels. The proposal to define "primary lifesaving equipment" for tank, passenger, cargo and miscellaneous vessels was withdrawn. With respect to requirements for masts and sails on lifeboats, the requirement that the cover be made of canvas was deleted from 46 CFR 33.15-10(s), 75.20-15(s), and 94.20-15(s). In the proposals to update the regulations for uninspected vessels (Item PH 9e), the definitions for barge and oceanographic vessels were clarified, see 46 CFR 24.10-2 and 24.10-20. With respect to pilot ladders, the requirement in 46 CFR 26.03-15 was changed to require that at night illumination for such ladder shall be readily available rather than a specific requirement to have a light shining over the side.

4. With respect to the proposals regarding operators or ocean operators of auxiliary sailing vessels (Item PH 11a), the language was edited to have uniformity of style without changing the requirements. The proposal regarding recency of service for license as motorboat operator (Item PH 11d) was withdrawn.

5. The proposals in Items PH 8-67, PH 9-67, and PH 11-67 not mentioned in the preceding paragraphs were accepted as proposed. The Merchant Marine Council's actions with respect to comments received and proposals in Items PH 8-67, PH 9-67, and PH 11-67 are approved. With the publication of this document, the actions based on the Merchant Marine Council Public Hearing Agenda (CG-249), dated March 20, 1967, have been completed.

6. Various editorial amendments to the rules and regulations have been included in this document to bring them up to date and to show the assignment of functions to the U.S. Coast Guard in the Department of Transportation, including deletion of references to Treasury Department Orders describing delegations of authority.

7. By virtue of the authority vested in me as Commandant, U.S. Coast Guard, by section 632 of Title 14, United States Code, and the delegation of the Secretary of Transportation in 49 CFR 1.4(a)(2) (32 F.R. 5606), to promulgate regulations in accordance with the laws cited with the regulations below, the following amendments and new regulations are prescribed and shall be effective on July 1, 1968, or such later date as may be stated in specific regulations; however, the regulations in this document may be complied with in lieu of existing requirements prior to that date:

#### SUBCHAPTER A—PROCEDURES APPLICABLE TO THE PUBLIC

##### PART 2—VESSEL INSPECTIONS

1. To reflect the transfer of the Coast Guard to the Department of Transportation, the authority note for Part 2 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 2 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 838; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2).

Interpret or apply sec. 552, 80 Stat. 383, as amended; 5 U.S.C. 552. Additional authority is cited in parentheses following the sections affected.

#### Subpart 2.01—Inspecting and Certificating of Vessels

2. To reflect the transfer of the Coast Guard to the Department of Transportation, the authority note for Subpart 2.01 is amended to read as follows:

**AUTHORITY:** The provisions of this Subpart 2.01 interpret or apply R.S. 4421, as amended, 4453, as amended; 46 U.S.C. 399, 435; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority is cited in parentheses following the sections affected.

#### Subpart 2.45—Waivers of Navigation and Vessel Inspection Laws

3. To reflect the transfer of the Coast Guard to the Department of Transportation, the authority note for Subpart 2.45 is amended to read as follows:

**AUTHORITY:** The provisions of this Subpart 2.45 issued under secs. 1, 2, 64 Stat. 1120, as amended; 46 U.S.C. note preceding section 1.

#### Subpart 2.75—Approvals of Safety Equipment, Materials and Installations, and Qualifications for Construction Personnel

4. The authority note for Subpart 2.75 is amended to read as follows:

**AUTHORITY:** The provisions of this Subpart 2.75 interpret or apply R.S. 4488, as amended, 4491, as amended, secs. 1, 2, 49 Stat. 1544, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 54 Stat. 347, as amended, sec. 3, 70 Stat. 152, sec. 4(e), 67 Stat. 462, sec. 3, 68 Stat. 675, sec. 8, 75 Stat. 403; 46 U.S.C. 481, 489, 367, 526p, 1333, 390b, 43 U.S.C. 1333(e), 50 U.S.C. 198, 33 U.S.C. 1007. Additional authority is cited in parentheses following the sections affected.

5. Subpart 2.75 is amended by inserting after § 2.75-15 the following new sections:

#### § 2.75-17 General policy regarding acceptance and use of industry specifications, standards, and codes.

(a) Certain equipment, materials and installations required by various provisions of the navigation and vessel inspection laws, and regulations in this chapter or in 33 CFR Parts 140 through 146 (artificial islands and fixed structures on the Outer Continental Shelf) have to be approved by the Commandant, U.S. Coast Guard, prior to their use. For many items of equipment, materials, and installations, the normal manufacturing practices are based on the use of certain industrial or Federal specifications, standards, and codes. However, it is realized that certain provisions are based on conditions normally found "ashore," rather than in the marine environment which may be experienced on board vessels or artificial islands and fixed structures. Industry specifications, standards, and codes are adopted and shall form a part of the regulations of this chapter to the extent specified in this subpart and in the more detailed regulations in Parts 160 through 164 (Subchapter Q—Specifications) of this chapter.

Unless specifically stated otherwise with the adopting regulations in Parts 160 through 164 of this chapter, the current issue of the specifications, standards or codes, including addenda or changes, described in the regulations shall be used. The current issue is that issue, including any addenda or changes, in effect on the date the work is contracted for, or, if no contract exists, the date fabrication is begun. The Commandant may authorize the use of an issue of an earlier or later date when circumstances warrant such action.

(b) Copies of the industry specifications, standards, and codes referred to in Parts 160 through 164 (Subchapter Q—Specifications) of this chapter may be obtained from the issuing authority unless indicated otherwise in the specific regulation. Copies of the specifications (including plans), standards, and codes referred to in Parts 160 through 164 of this chapter may, upon request, be examined at Coast Guard Headquarters, Washington, D.C. A set of these specifications (including plans), standards, and codes, including any addenda or changes, will be maintained by the Coast Guard so long as they are in effect and for a period of 10 years thereafter.

(c) The following organizations have specific selected specifications, standards, or codes referenced in Parts 160 through 164 (Subchapter Q—Specifications) of this chapter:

(1) American Society for Testing and Materials (ASTM), 1916 Race Street, Philadelphia, Pa. 19103.

(2) National Fire Protection Association (NFPA), 60 Batterymarch Street, Boston, Mass. 02110.

(3) Underwriters' Laboratories, Inc. (UL), 207 East Ohio Street, Chicago, Ill. 60611.

(d) The following Federal agencies have specific selected specifications (including plans), standards, and codes referenced in Parts 160 through 164 (Subchapter Q—Specifications) of this chapter:

(1) Coast Guard specifications and plans; Commandant (MMT), U.S. Coast Guard, Washington, D.C. 20591.

(2) Federal specifications or standards: Business Service Center, General Services Administration, Washington, D.C. 20407.

(3) Military or Navy specifications: Commanding Officer, Naval Supply Depot, 5801 Tabor Avenue, Philadelphia, Pa. 19120.

(4) Mine schedules: U.S. Bureau of Mines, Department of the Interior, Washington, D.C. 20240.

(5) National Bureau of Standards publications: Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

(6) Public Health Service standards: U.S. Department of Health, Education, and Welfare, Public Health Service, Washington, D.C. 20201.

(Sec. 552, 80 Stat. 383, as amended; 5 U.S.C. 552)

**§ 2.75-18 Changes, interpretations, and exceptions to specifications, standards, and codes.**

(a) When changes are made to the specifications, standards, and codes referenced in Parts 160 through 164 (Subchapter Q—Specifications) of this chapter, the effective date for their use as a part of the regulations in this chapter shall be the effective date set by the issuing authority of the specification, standard, or code. Any regulation in Parts 160 through 164 of this chapter containing material reproduced from a referenced specification, standard, or code will be changed by amendments published in the FEDERAL REGISTER without prior notice of proposed rule making. The effective date of such amendments will be the same as that set by the issuing authority of the applicable specification, standard, or code.

(b) If any person or organization desires changes, interpretations, or exceptions to requirements in any specification, standard, or code referenced in Parts 160 through 164 of this chapter, such person or organization should first present such request to the issuing organization and obtain a ruling thereon. The Coast Guard's policy with respect to such changes, interpretations or exceptions to any specification, standard, or code is to have them presented to the issuing authority for resolution; however, the right to provide specific exceptions or to restrict or to limit the use of a specification, standard, or code is expressly reserved. When an exception or restrictive action has general applicability, it will be published as a rule or regulation in Parts 160 through 164 of this chapter under rule making procedures governing emergency situations.

**§ 2.75-19 Procedures followed when Coast Guard takes exception to changes in referenced published specifications, standards, and codes.**

(a) The normal manufacturing practices are based on the use of certain industrial specifications, standards, and codes which are referenced in the text of Parts 160 through 164 (Subchapter Q—Specifications) of this chapter. However, it is realized that certain provisions of such requirements are based on conditions normally found ashore rather than what may exist in the marine environment on board vessels or artificial islands and fixed structures. Therefore, when the Coast Guard determines that a change in a specification, standard, or code referenced in the text of Parts 160 through 164 of this chapter permits material or equipment that is unsatisfactory for marine use, a restriction or prohibition will be published as a rule or regulation under rule making procedures governing emergency situations. The basis or reason underlying this determination will be included along with the published rule or regulation. This matter will also be considered at a Merchant Marine Council Public Hear-

ing as described in 33 CFR 1.05-15 so that all affected parties may present comments, suggestions, and recommendations, with respect to requirements for marine use.

(b) If a person or organization feels aggrieved by the decision of the Officer in Charge, Marine Inspection, based on a restriction or prohibition published under procedures governing emergency situations, such person or organization may appeal such actions in accordance with the provisions in § 2.01-70.

**Subpart 2.95—Retention of Records by the Public**

6. To reflect the transfer of the Coast Guard to the Department of Transportation, the authority note for Subpart 2.95 is amended to read as follows:

**AUTHORITY:** The provisions of this Subpart 2.95 also interpret or apply sec. 4, 67 Stat. 462, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 43 U.S.C. 1333(e), 46 U.S.C. 390b, 50 U.S.C. 198.

**SUBCHAPTER B—MERCHANT MARINE OFFICERS AND SEAMEN**

**PART 10—LICENSING OF OFFICERS AND MOTORBOAT OPERATORS AND REGISTRATION OF STAFF OFFICERS**

1. The authority note for Part 10 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 10 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Additional statutes interpreted or applied are cited with sections affected.

**Subpart 10.02—General Requirements for All Deck and Engineer Officers' Licenses**

2. The authority note for Subpart 10.02 is amended to read as follows:

**AUTHORITY:** The provisions of this Subpart 10.02 interpret or apply R.S. 4417a, as amended, 4426, as amended, 4427, as amended, 4438, as amended, 4438a, as amended, 4439, as amended, 4440, as amended, 4441, as amended, 4442, as amended, 4443, as amended, 4445, as amended, sec. 2, 29 Stat. 188, as amended, sec. 1, 34 Stat. 1411, as amended, secs. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 70 Stat. 152, and sec. 3, 68 Stat. 675; 46 U.S.C. 391a, 404, 405, 224, 224a, 226, 228, 229, 214, 230, 231, 225, 237, 367, 390b, 50 U.S.C. 198. Additional authority is cited in parentheses following the sections affected.

**§ 10.02-1 [Amended]**

3. Section 10.02-1 *Issuance of licenses* is amended by deleting from the additional authority citation at end thereof reference to "Treasury Department Order 167-9, August 3, 1954, 19 F.R. 5195."

**§ 10.02-29 [Amended]**

4. Section 10.02-29 *Suspension and revocation of licenses* is amended by deleting from the additional authority citation at end thereof reference to "Treasury Department Order 167-9, August 3, 1954, 19 F.R. 5195."

### Subpart 10.05—Professional Requirements for Deck Officers' Licenses (Inspected Vessels)

5. The authority note for Subpart 10.05 is amended to read as follows:

**AUTHORITY:** The provisions of this Subpart 10.05 interpret or apply R.S. 4417a, as amended, 4426, as amended, 4427, as amended, 4438, as amended, 4438a, as amended, 4439, as amended, 4440, as amended, 4442, as amended, 4443, as amended, 4445, as amended, sec. 1, 34 Stat. 1411, as amended, secs. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 70 Stat. 152, and sec. 3, 68 Stat. 675; 46 U.S.C. 391a, 404, 405, 224, 224a, 226, 228, 214, 230, 231, 233, 225, 237, 367, 390b, 50 U.S.C. 198. Additional authority is cited in parentheses following the sections affected.

#### § 10.05-46 [Amended]

6. Section 10.05-46 *Radar observer* is amended by changing in paragraph (d) (1) (ii) the street number from "A50" to "450."

### Subpart 10.10—Professional Requirements for Engineer Officers' Licenses (Inspected Vessels)

7. The authority note for Subpart 10.10 is amended to read as follows:

**AUTHORITY:** The provisions of this Subpart 10.10 interpret or apply R.S. 4417a as amended, 4426, as amended, 4427, as amended, 4438, as amended, 4438a, as amended, 4441, as amended, 4443, as amended, 4445, as amended, 4445a, as amended, 4447, as amended, sec. 2, 29 Stat. 188, as amended, sec. 1, 34 Stat. 1411, as amended, secs. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 70 Stat. 152, and sec. 3, 68 Stat. 675; 46 U.S.C. 391a, 404, 405, 224, 224a, 229, 230, 231, 233, 225, 237, 367, 390b, 50 U.S.C. 198.

#### § 10.10-4 [Amended]

8. Section 10.10-4 *Examination for license as engineer officer of steam or motor vessels* is amended by changing in subject numbered 77 in Table 10.10-4(b) the word from "flammable" to "flam-  
mable."

### Subpart 10.13—Licensing of Radio Officers

9. The authority note for Subpart 10.13 is amended to read as follows:

**AUTHORITY:** The provisions of this Subpart 10.13 interpret or apply secs. 1-8, 62 Stat. 232-234; 46 U.S.C. 229a-229h. Additional authority is cited in parentheses following the sections affected.

#### § 10.13-5 [Amended]

10. Section 10.13-5 *General provisions respecting all licenses issued* is amended by deleting from the additional authority citation at end thereof reference to "Treasury Department Order 167-9, August 3, 1954, 19 F.R. 5195."

#### § 10.13-21 [Amended]

11. Section 10.13-21 *General requirements for renewal of licenses* is amended by deleting from the additional authority citation at end thereof reference to "Treasury Department Order 167-9, August 3, 1954, 19 F.R. 5195."

### Subpart 10.15—Licensing of Officers for Uninspected Vessels

12. The authority note for Subpart 10.15 is amended to read as follows:

**AUTHORITY:** The provisions of this Subpart 10.15 interpret or apply R.S. 4438a, as amended; 46 U.S.C. 224a. Additional authority is cited in parentheses following the sections affected.

#### § 10.15-25 [Amended]

13. Section 10.15-25 *Application and experience required for original or raise of grade of licenses* is amended by changing in the first sentence of paragraph (a) the phrase from "possess all the qualifications" to "possess all of the qualifications" and by deleting from the additional authority citation at end thereof reference to "Treasury Department Order 167-9, August 3, 1954, 19 F.R. 5195."

### Subpart 10.20—Motorboat Operators' Licenses

14. The authority note for Subpart 10.20 is amended to read as follows:

**AUTHORITY:** The provisions of this Subpart 10.20 interpret or apply secs. 7, 17, 54 Stat. 165, as amended, 166, as amended; 46 U.S.C. 526f, 526p. Additional authority is cited in parentheses following the sections affected.

#### § 10.20-3 [Amended]

15. Section 10.20-3 *General requirements* is amended by deleting from the additional authority citation at end thereof reference to "Treasury Department Order 167-9, August 3, 1954, 19 F.R. 5195."

16. Section 10.20-9 is amended by revising the authority citation following paragraph (d) and transferring it to the end of the section, and by adding new paragraphs (e) and (f), which read as follows:

#### § 10.20-9 Requirements for renewal.

(e) Every Officer in Charge, Marine Inspection, shall, before renewing an existing license for a motorboat operator who presents evidence of having served under the authority of his license within the 3 years next preceding the date of application for renewal, or who has been employed in a position closely related to the operation of such motorboats during the same 3-year period, require such licensed operator to present an affidavit that he has reviewed within the 3 months next preceding the date of application, the Rules of the Road applicable to the waters for which he is licensed, and demonstrate his knowledge of the application of the Rules of the Road.

(f) Every Officer in Charge, Marine Inspection, shall, before renewing the existing license for a motorboat operator who has not served under authority of his license within the 3 years next preceding the date of application for renewal, or who has not been employed in a position closely related to the operation of vessels or motorboats during the same 3-year period, satisfy himself that such licensed motorboat operator is thoroughly

familiar with the Rules of the Road applicable to the waters for which the applicant is licensed.

(Sec. 2, 68 Stat. 484; 46 U.S.C. 239b)

### Subpart 10.25—Registration of Staff Officers

17. The authority note for Subpart 10.25 is amended to read as follows:

**AUTHORITY:** The provisions of this Subpart 10.25 interpret or apply sec. 7, 53 Stat. 1147, as amended; 46 U.S.C. 247. Additional authority is cited in parentheses following the sections affected.

#### § 10.25-7 [Amended]

18. Section 10.25-7 *General requirements* is amended by deleting from the additional authority citation at end thereof reference to "Treasury Department Order 167-9, August 3, 1954, 19 F.R. 5195."

### PART 11—LICENSES IN TEMPORARY GRADES OR SPECIAL ENDORSEMENTS ON LICENSES TO PERMIT TEMPORARY SERVICE

The authority note for Part 11 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 11 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417a, as amended, 4426, as amended, 4427, as amended, 4438, as amended, 4440, as amended, 4441, as amended, 4445, as amended, 4447, as amended, sec. 2, 29 Stat. 188, as amended, sec. 1, 34 Stat. 1411, as amended, secs. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 391a, 404, 405, 224, 228, 229, 231, 233, 367, 50 U.S.C. 198.

### PART 12—CERTIFICATION OF SEAMEN

The authority note for Part 12 is amended to read as follows:

**AUTHORITY:** The provisions of this part 12 issued under R.S. 4405, as amended, 4462, as amended, sec. 7, 49 Stat. 1936, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 689, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417a, as amended, 4488, as amended, 4551, as amended, sec. 13, 38 Stat. 1169, as amended, secs. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 54 Stat. 347, as amended, secs. 2, 3, 68 Stat. 484, 675; 46 U.S.C. 391a, 481, 643, 672, 367, 1333, 239b, 50 U.S.C. 198. Additional authority is cited in parentheses following the sections affected.

### PART 14—SHIPMENT AND DISCHARGE OF SEAMEN

1. The authority note for Part 14 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 14 issued under R.S. 4551, as amended, sec. 13, 38 Stat. 1169, as amended, sec. 7, 49 Stat. 1936, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 643, 672, 689, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Additional authority is cited in parentheses following the sections affected.

# Subpart 14.05—Shipping Articles

## § 14.05-1 [Amended]

2. Section 14.05-1 *Preparation and number of copies of shipping articles* is amended by changing in the second sentence the ZIP number from "20226" to "20591."

## § 14.05-10 [Amended]

3. Section 14.05-10 *Completing entries in shipping articles at completion of voyage* is amended by changing in paragraph (a) the ZIP number from "20226" to "20591."

## § 14.05-20 [Amended]

4. Section 14.05-20 *Master reporting shipping and discharging of seamen on Form CG-735-T* is amended by changing in paragraph (c) the ZIP number from "20226" to "20591."

# PART 15—ALLOTMENTS OF SEAMEN

The authority note for Part 15 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 15 issued under sec. 10, 23 Stat. 55, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 599, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2).

# PART 16—UNITED STATES SHIPPING COMMISSIONERS

The authority note for Part 16 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 16 issued under sec. 7, 49 Stat. 1936, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 689, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2).

## SUBCHAPTER C—UNINSPECTED VESSELS

# PART 24—GENERAL PROVISIONS

1. The authority note for Part 24 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 24 issued under R.S. 4405, as amended, 4462, as amended, sec. 17, 54 Stat. 166, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 526p, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Additional authority is cited in parentheses following the sections affected.

## Subpart 24.01—Authority and Purpose

2. Section 24.01-5 is amended to read as follows:

### § 24.01-5 Assignment of functions.

(a) The Department of Transportation Act (Public Law 89-670, 80 Stat. 931-950, 49 U.S.C. 1651-1659), transferred to and vested in the Secretary of Transportation " \* \* \* all functions, powers, and duties, relating to the Coast Guard, of the Secretary of the Treasury and of other officers and offices of the Department of the Treasury" (subsection 6(b)(1), 49 U.S.C. 1655(b)). This transfer is subject to certain conditions, modifications, and exceptions as set forth in such act. By rule in 49 CFR 1.4(a) the Secretary of Transportation delegated to the Commandant, U.S. Coast Guard, authority to exercise certain functions, powers,

and duties as set forth in subsections 6(a)(4), 6(b)(1), and 6(g) of such act (49 U.S.C. 1655), subject to conditions, exceptions and modifications as described in 49 CFR Part 1. By a rule in 49 CFR 1.9 the Secretary of Transportation continued in effect actions taken prior to April 1, 1967.

(b) The Commandant, U.S. Coast Guard, in a notice dated March 31, 1967, and effective April 1, 1967 (32 F.R. 5611), approved the continuation of orders, rules, regulations, policies, procedures, privileges, waivers, and other actions, which had been made, allowed, granted, or issued prior to April 1, 1967, and provided that they shall continue in effect according to their terms until modified, terminated, repealed, superseded, or set aside by appropriate authority.

## Subpart 24.10—Definition of Terms Used in This Subchapter

3. Subpart 24.10 is amended by inserting after § 24.10-1 a new § 24.10-2 reading as follows:

### § 24.10-2 Barge.

This term means any vessel not equipped with means of self-propulsion.

4. Subpart 24.10 is amended by inserting after § 24.10-19 a new § 24.10-20 reading as follows:

### § 24.10-20 Oceanographic vessel.

This term means an "oceanographic vessel" as defined in sections 441 and 442 of 46, U.S. Code, and is a vessel "employed exclusively in instruction in oceanography or limnology, or both, or exclusively in oceanographic research," or both.

## Subpart 24.15—Equivalents

### § 24.15-5 [Amended]

5. Section 24.15-5 *Canadian pleasure craft temporarily using navigable waters of the United States* is amended by deleting from the authority note at the end thereof the reference "Treasury Department Order 167-32, September 23, 1958, 23 F.R. 7605."

## Subpart 24.20—General Marine Engineering Requirements

### § 24.20-1 [Amended]

6. Section 24.20-1 *Marine engineering details* is amended by changing the authority note at the end thereof to read as follows:

(R.S. 4418, as amended, sec. 1, 54 Stat. 163, as amended; 46 U.S.C. 392, 526)

# PART 25—REQUIREMENTS

1. The authority note for Part 25 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 25 issued under R.S. 4405, as amended, 4462, as amended, sec. 17, 54 Stat. 166, as amended, sec. 6(b)(1), 80 Stat. 938; U.S.C. 375, 416, 526p, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Additional authority is cited in parentheses following the sections affected.

# Subpart 25.25—Life Preservers and Other Lifesaving Equipment

2. Subpart 25.25 is amended by inserting after § 25.25-20 a new § 25.25-25 reading as follows:

### § 25.25-25 Work vests.

(a) Approved work vests are considered to be items of safety apparel and may be carried aboard vessels to be worn by crew members when working near or over the water under favorable working conditions. When carried, such vests are not acceptable as a substitute for any portion of the approved lifesaving devices required by § 25.25-10.

(R.S. 4438, as amended, 4491, as amended; 46 U.S.C. 481, 489)

## Subpart 25.30—Fire Extinguishing Equipment

3. Section 25.30-10(e) is amended to read as follows:

§ 25.30-10 Hand portable fire extinguishers and semiportable fire extinguishing systems.

(e) Vaporizing-liquid type fire extinguishers containing carbon tetrachloride or chlorobromomethane or other toxic vaporizing liquids are not acceptable as equipment required by this subchapter.

# PART 26—OPERATIONS

1. The authority note for Part 26 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 26 issued under R.S. 4405, as amended, 4462, as amended, sec. 17, 54 Stat. 166, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 526p, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Additional authority is cited in parentheses following the sections affected.

## Subpart 26.03—Special Operating Requirements

2. Subpart 26.03 is amended by adding after § 26.03-5 new §§ 26.03-10 and 26.03-15, which read as follows:

### § 26.03-10 Signaling light.

(a) All vessels of over 150 gross tons, when engaged on an international voyage, shall be equipped with an efficient daylight signaling lamp in accordance with the requirements of Subchapter J (Electrical Engineering) of this chapter.

(Sec. 633, 63 Stat. 545; 14 U.S.C. 633; E.O. 11239, 3 CFR, 1965 Supp.)

### § 26.03-15 Pilot ladders.

(a) All vessels on ocean and coastwise voyages in the course of which pilots are likely to be employed shall have a ladder for the use of the pilot. A man rope, and a safety line shall be kept readily available for use in conjunction with the pilot ladder whenever circumstances may so require. At night illumination for the pilot ladder shall be readily available.

(Sec. 633, 63 Stat. 545; 14 U.S.C. 633; E.O. 11239, 3 CFR, 1965 Supp.)

**Subpart 26.15—Boarding****§ 26.15-1 [Amended]**

3. Section 26.15-1 *May board at any time* is amended by deleting from the authority note at the end thereof the reference "Treasury Department Order 167-32, Sept. 23, 1958, 23 F.R. 7605."

**Subpart 26.20—Exhibition of Motorboat Operator's License****§ 26.20-1 [Amended]**

4. Section 26.20-1 *Must be available* is amended by deleting from the authority note at the end thereof the reference "Treasury Department Order 167-20, June 18, 1956, 21 F.R. 4894."

**SUBCHAPTER D—TANK VESSELS****PART 30—GENERAL PROVISIONS**

1. The authority note for Part 30 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 30 issued under R.S. 4405, as amended, 4417a, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 391a, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply sec. 3, 68 Stat. 675; 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority is cited in parentheses following the sections affected.

**Subpart 30.01—Administration**

2. Section 30.01-1 is amended to read as follows:

**§ 30.01-1 Purpose of regulations.**

(a) The rules and regulations in this subchapter are prescribed for all tank vessels in accordance with the intent of the various statutes administered by the Coast Guard and to provide for a correct and uniform administration of the vessel inspection requirements applicable to tank vessels.

3. Subpart 30.01 is amended by inserting after § 30.01-1 a new § 30.01-3 reading as follows:

**§ 30.01-3 Assignment of functions—TB/ALL.**

(a) The Department of Transportation Act (Public Law 89-670, 80 Stat. 931-950, 49 U.S.C. 1651-1659), transferred to and vested in the Secretary of Transportation " \* \* \* all functions, powers, and duties, relating to the Coast Guard, of the Secretary of the Treasury and of other officers and offices of the Department of the Treasury" (subsection 6(b)(1), 49 U.S.C. 1655(b)). This transfer is subject to certain conditions, modifications, and exceptions as set forth in such act. By a rule in 49 CFR 1.4(a) the Secretary of Transportation delegated to the Commandant, U.S. Coast Guard, authority to exercise certain functions, powers, and duties as set forth in subsections 6(a)(4), 6(b)(1), and 6(g) of such act (49 U.S.C. 1655), subject to conditions, exceptions and modifications as described in 49 CFR Part 1. By a rule in 49 CFR 1.9 the Secretary of Transportation continued in effect actions taken prior to April 1, 1967.

(b) The Commandant, U.S. Coast Guard, in a notice dated March 31, 1967, and effective April 1, 1967 (32 F.R. 5611), approved the continuation of orders, rules, regulations, policies, procedures, privileges, waivers, and other actions, which had been made, allowed, granted, or issued prior to April 1, 1967, and provided that they shall continue in effect according to their terms until modified, terminated, repealed, superseded, or set aside by appropriate authority.

**Subpart 30.10—Definitions****§ 30.10-35 [Amended]**

4. Section 30.10-35 *Headquarters—TB/ALL* is amended by changing the ZIP number from "20226" to "20591."

**PART 31—INSPECTION AND CERTIFICATION**

1. The authority note for Part 31 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 31 issued under R.S. 4405, as amended, 4417a, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 391a, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply sec. 3, 68 Stat. 675; 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority is cited in parentheses following the sections affected.

**Subpart 31.01—General****§ 31.01-1 [Amended]**

2. Section 31.01-1 *Inspections required—TB/ALL* is amended by deleting from the authority note at the end thereof the references "Treasury Department Orders CGFR 56-28, July 24, 1956, 21 F.R. 5659; 167-38, Oct. 26, 1959, 24 F.R. 8857."

3. Section 31.01-5(a) is amended to read as follows:

**§ 31.01-5 Scope of initial inspection—TB/ALL.**

(a) The initial inspection, which may consist of a series of inspections during the construction of a vessel, shall include a complete inspection of the structure, including the outside of the vessel's bottom, the machinery, unfired pressure vessels, equipment and the inside and outside of the boilers. The inspection shall be such as to insure that the arrangements, material, and scantlings of the structure, boilers and other pressure vessels and their appurtenances, piping, main and auxiliary machinery, electrical installations, lifesaving appliances, fire-detecting and extinguishing equipment, pilot ladders and other equipment fully comply with the applicable regulations for such vessel and are in accordance with approved plans, and determine that the vessel is in possession of a valid certificate issued by the Federal Communications Commission, if any. The inspection shall also be such as to insure that the workmanship of all parts of the vessel and its equipment is in all respects satisfactory and that the vessel is provided with lights, and means of making sound signals and distress signals as

required by applicable regulations and the applicable Rules of the Road.

**Subpart 31.10—Inspections****§ 31.10-1 [Amended]**

4. Section 31.10-1 *Recognized classification society—TB/ALL* is amended in the last sentence of paragraph (b) by changing the ZIP number from "20226" to "20591."

5. Section 31.10-15(b) is amended to read as follows:

**§ 31.10-15 Inspection for certification—TB/ALL.**

(b) The inspection for certification shall include an inspection of the structure, boilers, and other pressure vessels, machinery and equipment. The inspection shall be such as to insure that the vessel, as regards the structure, boilers, and other pressure vessels and their appurtenances, piping, main and auxiliary machinery, electrical installations, lifesaving appliances, fire-detecting and extinguishing equipment, pilot ladders, and other equipment is in satisfactory condition and fit for the service for which it is intended, and that it complies with the applicable regulations for such vessels, and determine that the vessel is in possession of a valid certificate issued by the Federal Communications Commission, if required. The lights and means of making sound signals and the distress signals carried by the vessel shall also be subject to the above mentioned inspection for certification for the purpose of insuring that they comply with the requirements of the applicable regulations and of the applicable Rules of the Road.

**§ 31.10-18 [Amended]**

6. Section 31.10-18 *Firefighting equipment: General—TB/ALL* is amended by changing in footnote 1 to Table 31.10-18(b) and in footnote 1 to Table 31.10-18(c) the name from "Interstate Commerce Department" to "Department of Transportation."

7. Section 31.10-20(a)(4) is amended to read as follows:

**§ 31.10-20 Drydocking or hauling out—TB/ALL.**

(a) \* \* \*

(4) Each tank vessel shall be drydocked or hauled out at intervals not to exceed 60 months if it operates exclusively in fresh water or if it operates in salt water an aggregate not exceeding 1 month in each 12-month period since it was last drydocked or hauled out.

**PART 32—SPECIAL EQUIPMENT, MACHINERY, AND HULL REQUIREMENTS**

1. The authority note for Part 32 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 32 issued under R.S. 4405, as amended, 4417a, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 391a, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply sec. 3, 68 Stat. 675; 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

### Subpart 32.15—Navigation Equipment

2. Subpart 32.15 is amended by inserting after § 32.15-1 a new § 32.15-3 reading as follows:

#### § 32.15-3 Navigation lights and shapes—TB/ALL.

(a) *When required.* All tank ships shall be equipped with navigation lights and shapes as prescribed by law and regulation and shall display such navigation lights and shapes whenever prescribed by law or regulation. Tank barges need not be equipped with navigation lights and shapes, but such tank barges shall display navigation lights and shapes whenever prescribed by law or regulation.

(b) *Light screens.* Light screens required by the applicable Rules of the Road for port and starboard side lights shall be painted with a glossy black paint and shall project not less than three (3) feet forward of the center of the light source.

3. Section 32.15-15 is amended to read as follows:

#### § 32.15-15 Anchors for seagoing barge—B/OC.

(a) Every manned seagoing barge shall be equipped with at least one anchor with suitable chain or cable to be at least equivalent to the requirements of the American Bureau of Shipping rules (see § 31.10-1 of this subchapter).

### Subpart 32.40—Accommodations

4. Section 32.40-1(c) is amended by revising subparagraph (1) and by adding a new subparagraph (4), reading as follows:

#### § 32.40-1 Crew accommodations on tankships of 100 gross tons or over constructed after January 1, 1933—T/ALL.

(c) *Hospital accommodations.* (1) Except as specifically modified by subparagraph (4) of this paragraph, each tank vessel which in the ordinary course of its trade makes voyages of more than 3 days' duration between ports and which carries a crew of 12 or more, shall be provided with a hospital space. This space shall be situated with due regard to the comfort of the sick so that they may receive proper attention in all weathers.

(4) On vessels in which the crew is berthed in single occupancy rooms a hospital space will not be required: *Provided*, That one room shall be designated and fitted for use as a treatment and/or isolation room. Such room shall meet the following standards:

- (i) The room must be available for immediate medical use;
- (ii) The room must be accessible to stretcher cases;
- (iii) The room must have a single berth or examination table so arranged that it can be made accessible from both sides when necessary; and,

(iv) A washbasin with hot and cold running water must be installed either in or immediately adjacent to the space and other required sanitary facilities must be conveniently located.

### PART 33—LIFESAVING APPLIANCES

1. The authority note for Part 33 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 33 issued under R.S. 4405, as amended, 4417a, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 391a, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4488, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 481, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority is cited in parentheses following the sections affected.

#### Subpart 33.07—Substitution of Inflatable Lifeboats for Lifeboats, Other Lifeboats, Lifeboats, and Buoyant Apparatus on Certain Vessels Not on an International Voyage

2. The heading for Subpart 33.07 is amended to read as set forth above.

#### Subpart 33.15—Equipment for Lifeboats, Lifeboats, or Buoyant Apparatus

3. Section 33.15-10(s) (but not Table 33.15-10(s)) is amended by revising the written text to read as follows:

#### § 33.15-10 Description of equipment for lifeboats—TB/ALL.

(s) *Mast and sail.* A unit, consisting of a standing lug sail together with the necessary spars and rigging, shall be provided in general agreement with Table 33.15-10(s). The sails shall be of good quality canvas, or other material acceptable to the Commandant, colored Indian Orange (Cable No. 70072, Standard Color Card of America). Rigging shall consist of galvanized wire rope not less than three-sixteenths inch in diameter. The mast and sail shall be protected by a suitable cover.

#### Subpart 33.20—Stowage of Lifeboats, Lifeboats, and Buoyant Apparatus

4. Subpart 33.20 is amended by inserting after § 33.20-15 a new § 33.20-20 reading as follows:

#### § 33.20-20 Hydraulic releases—TB/ALL.

(a) Hydraulic releases approved under Subpart 160.062 of Subchapter Q (Specifications) of this chapter, and spring-tensioned gripes may be permitted in the installation of any lifeboat, inflatable lifeboat, or buoyant apparatus. On and after July 1, 1969, only hydraulic releases approved under Subpart 160.062 of this chapter may be used.

(b) Existing hydraulic releases may be returned to their manufacturers or to repair facilities designated by their

manufacturers for the purpose of determining compliance with Subpart 160.062 of this chapter. If such a release passes the periodic servicing and testing requirements in § 160.062-4(f) of this chapter and the reconditioning work (if any) is done to the satisfaction of the Officer in Charge, Marine Inspection, the complete body marking and inspection tagging required by § 160.062-5 of this chapter shall be placed on such a release indicating it is an approved item.

#### Subpart 33.25—Markings, Care and Inspection

5. Section 33.25-15 is amended by adding a new paragraph (e) reading as follows:

#### § 33.25-15 Overhaul—TB/ALL.

(e) A hydraulic release used in the installation of any lifeboat, inflatable lifeboat, or buoyant apparatus shall undergo the periodic servicing and testing required by Subpart 160.062 of Subchapter Q (Specifications) of this chapter every 12 months which may be extended to 15 months as determined by the date shown on its inspection tag. The springs of a spring-tensioned gripe used in such an installation shall be renewed when the accompanying hydraulic release is serviced and tested.

#### Subpart 33.30—Manning of Lifeboats and Lifeboats

6. Subpart 33.30 is amended by adding after § 33.30-5 two new sections designated §§ 33.30-10 and 33.30-15, which read as follows:

#### § 33.30-10 Motor-propelled lifeboat—TB/ALL.

(a) The master shall assign to each motor-propelled lifeboat a man capable of working the motor.

#### § 33.30-15 Lifeboat carrying a radiotelegraph and/or searchlight—TB/ALL.

(a) The master shall assign to each lifeboat carrying a radiotelegraph and/or searchlight a man capable of operating such equipment.

### PART 34—FIREFIGHTING EQUIPMENT

The authority note for Part 34 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 34 issued under R.S. 4405, as amended, 4417a, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 391a, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4488, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 481, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

### PART 35—OPERATIONS

1. The authority note for Part 35 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 35 issued under R.S. 4405, as amended, 4417a, as amended, 4462, as amended, sec. 6(b) (1),

80 Stat. 938; 46 U.S.C. 375, 391a, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply R.S. 4472, as amended, 4488, as amended, 4491, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 170, 481, 489, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority is cited in parentheses following the sections affected.

### Subpart 35.01—Special Operating Requirements

#### § 35.01-40 [Amended]

2. Section 35.01-40 *Prevention of oil pollution—TB/ALL* is amended by deleting from the authority note at the end thereof the reference "Treasury Department Order 167-46, Nov. 6, 1961, 26 F.R. 10609."

### Subpart 35.10—Fire and Emergency Requirements

3. Subpart 35.10 is amended by inserting after § 35.10-1 a new § 35.10-3, reading as follows:

#### § 35.10-3 Display of plans—TB/ALL.

(a) All self-propelled vessels of more than 100 gross tons and all barges of more than 100 gross tons with sleeping accommodations for more than six persons shall have permanently exhibited for the guidance of the officer in charge of the vessel, general arrangement plans showing for each deck the various fire retardant bulkheads together with particulars of the fire detecting, manual alarm and fire extinguishing systems, fire doors, means of ingress to the different compartments, and the ventilating systems including the positions of the dampers, the location of the remote means of stopping the fans, and the identification of the fans serving each section.

### Subpart 35.20—Navigation

4. Section 35.20-1 is amended by deleting obsolete information in paragraphs (c) and (d) and replacing them with a revised paragraph (c), by redesignating paragraph (e) as paragraph (d), and paragraphs (c) and (d) read as follows:

#### § 35.20-1 Notice to mariners; aids to navigation—T/OCB.

(c) Weekly Notices to Mariners (worldwide coverage) are prepared jointly by the U.S. Naval Oceanographic Office, the U.S. Coast and Geodetic Survey and the U.S. Coast Guard. They include changes in aids to navigation in assembled form for the 1st, 3d, 5th, 7th, Greater Antilles Section, 8th, 11th, 12th, 13th, 14th, and 17th Coast Guard Districts. Foreign marine information is also included in these notices. These notices are available without charge from the U.S. Naval Oceanographic Office, Washington, D.C. 20390, Branch Oceanographic Offices, U.S. Collector of Customs of the major seaports in the United States and are also on file in the U.S. Consulates where they may be inspected.

(d) All vessels shall have charts of the waters on which they operate for convenient reference at all times.

## PART 36—ELEVATED TEMPERATURE CARGOES

The authority note for Part 36 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 36 issued under R.S. 4405, as amended, 4417a, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 391a, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply R.S. 4488, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 481, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority is cited in parentheses following the sections affected.

## PART 38—LIQUEFIED FLAMMABLE GASES

1. The authority note for Part 38 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 38 issued under R.S. 4405, as amended, 4417a, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 391a, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply R.S. 4488, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 481, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority is cited in parentheses following the sections affected.

### Subpart 38.01—General

#### § 38.01-2 [Amended]

2. Section 38.01-2 *Transportation of portable cylinders or portable tanks containing or having previously contained liquefied flammable gases in dry cargo spaces—TB/ALL* is amended by changing in paragraph (a) the phrase from "ICC Cylinders, ICC Specification" to "DOT Cylinders, DOT Specification"; and by deleting from the authority citation at the end of the section the reference "Treasury Dept. Order 167-38, Oct. 26, 1959, 24 F.R. 8857."

### Subpart 38.05—Design and Installation

#### § 38.05-1 [Amended]

3. Section 38.05-1 *Design and construction of vessels—general—TB/ALL* is amended by deleting from the authority citation at the end of the section the reference "Treasury Dept. Order 167-38, Oct. 26, 1959, 24 F.R. 8857."

#### § 38.05-10 [Amended]

4. Section 38.05-10 *Installation of cargo tanks—general—TB/ALL* is amended by deleting from the authority citation at the end of the section the reference "Treasury Dept. Order 167-38, Oct. 26, 1959, 24 F.R. 8857."

### Subpart 38.10—Piping, Valves, Fittings, and Accessory Equipment

5. The authority note for Subpart 38.10 is amended to read as follows:

**AUTHORITY:** The provisions of this Subpart 38.10 also interpret or apply R.S. 4433, as amended; 46 U.S.C. 411.

### Subpart 38.15—Special Requirements

#### § 38.15-5 [Amended]

6. Section 38.15-5 *Cargo hose—TB/ALL* is amended by deleting the authority

citation at the end of the section as it duplicates that given for the part.

## PART 39—FLAMMABLE OR COMBUSTIBLE LIQUIDS HAVING LEthal CHARACTERISTICS

The authority note for Part 39 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 39 issued under R.S. 4405, as amended, 4417a, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 391a, 416, 49 U.S.C. 1655(b); 49 CFR 4.1(a)(2). Interpret or apply R.S. 4472, as amended, 4488, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 170, 481, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

## PART 40—SPECIAL CONSTRUCTION, ARRANGEMENT, AND OTHER PROVISIONS FOR CARRYING CERTAIN FLAMMABLE OR COMBUSTIBLE DANGEROUS CARGOES IN BULK

1. The authority note for Part 40 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 40 issued under R.S. 4405, as amended, 4417a, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 391a, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply sec. 3, 68 Stat. 675; 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority is cited in parentheses following the sections affected.

### Subpart 40.05—Ethylene Oxide

#### § 40.05-5 [Amended]

2. Section 40.05-5 *How ethylene oxide may be carried—TB/ALL* is amended by deleting from the authority citation at the end of the section the reference "Treasury Dept. Order 167-38, Oct. 26, 1959, 24 F.R. 8857."

#### § 40.05-75 [Amended]

3. Section 40.05-75 *Cargo hose—TB/ALL* is amended by deleting from the authority citation at the end of the section the reference "Treasury Dept. Order 167-38, Oct. 26, 1959, 24 F.R. 8857."

#### § 40.05-83 [Amended]

4. Section 40.05-83 *Special cargo handling requirements—TB/ALL* is amended by deleting from the authority citation at the end of the section the reference "Treasury Dept. Order 167-38, Oct. 26, 1959, 24 F.R. 8857."

#### § 40.05-85 [Amended]

5. Section 40.05-85 *Information board—TB/ALL* is amended by deleting from the authority citation at the end of the section the references "Treasury Dept. Orders 120, July 31, 1950, 167-36, Oct. 26, 1959, 24 F.R. 8857."

### Subpart 40.10—Propylene Oxide

#### § 40.10-5 [Amended]

6. Section 40.10-5 *How propylene oxide may be carried—TB/ALL* is amended by deleting from the authority citation at the end of the section the reference "Treasury Dept. Order 167-38, Oct. 26, 1959, 24 F.R. 8857."

§ 40.10-40 [Amended]

7. Section 40.10-40 *Valves, fittings, and accessories*—*TB/ALL* is amended by deleting from the authority citation at the end of the section the reference "Treasury Dept. Order 167-38, Oct. 26, 1959, 24 F.R. 8857."

§ 40.10-83 [Amended]

8. Section 40.10-83 *Special cargo handling requirements*—*TB/ALL* is amended by deleting from the authority citation at the end of the section the reference "Treasury Dept. Order 167-38, Oct. 26, 1959, 24 F.R. 8857."

§ 40.10-85 [Amended]

9. Section 40.10-85 *Warning signs and information cards*—*TB/ALL* is amended by deleting from the authority citation at the end of the section the reference "Treasury Dept. Order 167-38, Oct. 26, 1959, 24 F.R. 8857."

§ 40.10-87 [Amended]

10. Section 40.10-87 *Tests and inspection*—*TB/ALL* is amended by deleting from the authority citation at the end of the section the reference "Treasury Dept. Order 167-38, Oct. 26, 1959, 24 F.R. 8857."

SUBCHAPTER H—PASSENGER VESSELS

PART 70—GENERAL PROVISIONS

1. The authority note for Part 70 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 70 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 391a, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply R.S. 4399, as amended, 4400, as amended, 4421, as amended, 4426, as amended, 4453, as amended, 4488, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, sec. 5, 49 Stat. 1384, as amended, sec. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 54 Stat. 347, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 46 U.S.C. 361, 362, 404, 399, 435, 481, 366, 395, 363, 367, 526p, 1333, 390b, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority cited with subpart or in parentheses following the sections affected.

Subpart 70.01—Authority and Purpose

2. Section 70.01-5 is amended to read as follows:

§ 70.01-5 Assignment of functions.

(a) The Department of Transportation Act (Public Law 89-670, 80 Stat. 931-950, 49 U.S.C. 1651-1659), transferred to and vested in the Secretary of Transportation " \* \* \* all functions, powers, and duties, relating to the Coast Guard, of the Secretary of the Treasury and of other officers and offices of the Department of the Treasury" (subsection 6(b)(1), 49 U.S.C. 1655(b)). This transfer is subject to certain conditions, modifications, and exceptions as set forth in such act. By a rule in 49 CFR 1.4(a) the Secretary of Transportation delegated to the Commandant, U.S. Coast Guard, authority to exercise certain functions,

powers, and duties as set forth in subsections 6(a)(4), 6(b)(1) and 6(g) of such act (49 U.S.C. 1655), subject to conditions, exceptions and modifications as described in 49 CFR Part 1. By a rule in 49 CFR 1.9 the Secretary of Transportation continued in effect actions taken prior to April 1, 1967.

(b) The Commandant, U.S. Coast Guard, in a notice dated March 31, 1967, and effective April 1, 1967 (32 F.R. 5611), approved the continuation of orders, rules, regulations, policies, procedures, privileges, waivers, and other actions, which had been made, allowed, granted, or issued prior to April 1, 1967, and provided that they shall continue in effect according to their terms until modified, terminated, repealed, superseded, or set aside by appropriate authority.

Subpart 70.20—General Marine Engineering Requirements

§ 70.20-5 [Amended]

3. Section 70.20-5 *Nuclear vessels* is amended by deleting from the authority citation at the end of the section reference "Treasury Department Order 167-17, June 29, 1955, 20 F.R. 4976."

Subpart 70.35—American Bureau of Shipping's Standards

§ 70.35-5 [Amended]

4. Section 70.35-5 *Where obtainable* is amended by changing in paragraph (a), last sentence, the ZIP number from "20226" to "20591."

PART 71—INSPECTION AND CERTIFICATION

1. The authority note for Part 71 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 71 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply R.S. 4399, as amended, 4400, as amended, 4417, as amended, 4418, as amended, 4421, as amended, 4426, as amended, 4433, as amended, 4453, as amended, 4488, as amended, 4490, as amended, 4491, as amended, sec. 14, 29 Stat. 690, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, sec. 5, 49 Stat. 1384, as amended, sec. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 54 Stat. 347, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 46 U.S.C. 361, 362, 391, 392, 399, 404, 411, 435, 481, 482, 489, 366, 395, 363, 369, 367, 526p, 1333, 390b, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority cited with subpart or in parentheses following the sections affected.

Subpart 71.20—Initial Inspection

2. Section 71.20-15(a) is amended to read as follows:

§ 71.20-15 Scope of inspections.

(a) The initial inspection, which may consist of a series of inspections during the construction of a vessel, shall include a complete inspection of the structure, including the outside of the vessel's bottom, the machinery, unfired pressure

vessels, equipment and the inside and outside of the boilers. The inspection shall be such as to insure that the arrangements, material, and scantlings of the structure, boilers and other pressure vessels and their appurtenances, piping, main and auxiliary machinery, electrical installations, lifesaving appliances, fire-detecting and extinguishing equipment, pilot ladders and other equipment fully comply with the applicable regulations for such vessel and are in accordance with approved plans, and determine that the vessel is in possession of a valid certificate issued by the Federal Communications Commission, if any. The inspection shall also be such as to insure that the workmanship of all parts of the vessel and its equipment is in all respects satisfactory and that the vessel is provided with lights, and means of making sound signals and distress signals as required by applicable regulations and the applicable Rules of the Road.

Subpart 71.25—Annual Inspections

3. Section 71.25-10(a) is amended to read as follows:

§ 71.25-10 Scope of inspections.

(a) The annual inspection shall include an inspection of the structure, boilers, and other pressure vessels, machinery and equipment. The inspection shall be such as to insure that the vessel, as regards the structure, boilers and other pressure vessels, and their appurtenances, piping, main and auxiliary machinery, electrical installations, lifesaving appliances, fire-detecting and extinguishing equipment, pilot ladders, and other equipment is in satisfactory condition and fit for the service for which it is intended, and that it complies with the applicable regulations for such vessels, and determine that the vessel is in possession of a valid certificate issued by the Federal Communications Commission, if required. The lights and means of making sound signals and the distress signals carried by the vessel shall also be subject to the above-mentioned annual inspection for the purpose of insuring that they comply with the requirements of the applicable regulations and the applicable "Rules of the Road."

4. Section 71.25-15(a) is amended by adding a new subparagraph (9) reading as follows:

§ 71.25-15 Lifesaving equipment.

(a) \* \* \*  
(9) A hydraulic release used in the installation of any life raft, inflatable life raft, life float, or buoyant apparatus shall undergo the periodic servicing and testing required by Subpart 160.062 of Subchapter Q (Specifications) of this chapter every 12 months which may be extended to 15 months as determined by the date shown on its inspection tag. The springs of a spring-tensioned gripe used in such an installation shall be renewed when the accompanying hydraulic release is serviced and tested.

## § 71.25-20 [Amended]

5. Section 71.25-20 *Fire-detecting and extinguishing equipment* is amended by changing in footnote 1 of Table 71.25-20(a)(1) and in footnote 1 of Table 71.25-20(a)(2) the name from "Interstate Commerce Commission" to "Department of Transportation."

## PART 72—CONSTRUCTION AND ARRANGEMENT

The authority note for Part 72 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 72 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply R.S. 4399, as amended, 4400, as amended, 4417, as amended, 4418, as amended, 4421, as amended, 4426, as amended, 4433, as amended, 4453, as amended, 4488, as amended, 4490, as amended, 4491, as amended, sec. 14, 29 Stat. 690, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, sec. 5, 49 Stat. 1384, as amended, sec. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 54 Stat. 347, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 46 U.S.C. 361, 362, 391, 392, 399, 404, 411, 435, 481, 482, 489, 366, 395, 363, 369, 367, 526p, 1333, 390b, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority cited in parentheses following the sections affected.

## PART 73—WATERTIGHT SUBDIVISION

The authority note for Part 73 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 73 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4488, as amended, 4490, as amended, sec. 3, 24 Stat. 129, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, sec. 2, 45 Stat. 1493, as amended, sec. 2, 49 Stat. 888, as amended, sec. 5, 49 Stat. 1384, as amended, sec. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 54 Stat. 347, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 46 U.S.C. 391, 392, 404, 481, 482, 483, 395, 363, 85a, 88a, 369, 367, 1333, 390b, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

## PART 74—STABILITY

The authority note for Part 74 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 74 issued under R.S. 4405 as amended 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4488, as amended, 4490, as amended, sec. 3, 24 Stat. 129, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, sec. 2, 45 Stat. 1493, as amended, sec. 2, 49 Stat. 888, as amended, sec. 5, 49 Stat. 1384, as amended, sec. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 54 Stat. 347, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 46 U.S.C. 391, 392, 404, 481, 482, 483, 395, 363, 85a, 88a, 369, 367, 1333, 390b, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

## PART 75—LIFESAVING EQUIPMENT

1. The authority note for Part 75 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 75 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4488, as amended, 4491, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, sec. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 54 Stat. 347, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 46 U.S.C. 391, 392, 404, 481, 489, 395, 363, 367, 526p, 1333, 390b, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

## Subpart 75.15—Stowage and Marking of Lifeboats, Liferafts, Lifeboats, and Buoyant Apparatus

2. Section 75.15-10 is amended by adding a new paragraph (e) reading as follows:

## § 75.15-10 Stowage.

(e) (1) Hydraulic releases approved under Subpart 160.062 of Subchapter Q (Specifications) of this chapter, and spring-tensioned gripes may be permitted in the installation of any liferaft, inflatable liferaft, lifeboat, or buoyant apparatus. On and after July 1, 1969, only hydraulic releases approved under Subpart 160.062 of this chapter may be used.

(2) Existing hydraulic releases may be returned to their manufacturers or to repair facilities designated by their manufacturers for the purpose of determining compliance with Subpart 160.062 of this chapter. If such a release passes the periodic servicing and testing requirements in § 160.062-4(f) of this chapter and the reconditioning work (if any) is done to the satisfaction of the Officer in Charge, Marine Inspection, the complete body marking and inspection tagging required by § 160.062-5 of this chapter shall be placed on such a release indicating it is an approved item.

## Subpart 75.20—Equipment for Lifeboats, Liferafts, Lifeboats, and Buoyant Apparatus

3. Section 75.20-15(s) (but not Table 75.20-15(s)) is amended by revising the written text to read as follows:

## § 75.20-15 Description of equipment for lifeboats.

(s) *Mast and sail.* A unit, consisting of a standing lug sail together with the necessary spars and rigging, shall be provided in general agreement with Table 75.20-15(s). The sails shall be of good quality canvas, or other material acceptable to the Commandant, colored Indian Orange (Cable No. 70072, Standard Color Card of America). Rigging shall consist of galvanized wire rope not less than three-sixteenth inch in diameter. The sail and gear shall be protected by a suitable cover.

## PART 76—FIRE PROTECTION EQUIPMENT

The authority note for Part 76 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 76 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4488, as amended, 4491, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, sec. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 54 Stat. 347, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 46 U.S.C. 391, 392, 404, 481, 489, 395, 363, 367, 526p, 1333, 390b, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

## PART 77—VESSEL CONTROL AND MISCELLANEOUS SYSTEMS AND EQUIPMENT

1. The authority note for Part 77 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 77 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4488, as amended, 4491, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, sec. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 54 Stat. 347, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 46 U.S.C. 391, 392, 404, 481, 489, 395, 363, 367, 526p, 1333, 390b, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

## Subpart 77.05—Electrical Engineering and Interior Communication Systems

2. Section 77.05-1(a) is amended to read as follows:

## § 77.05-1 Installation and details.

(a) The installation of all systems of an electrical engineering or interior communications nature, together with the details of design, construction, and installation, shall be in accordance with the requirements of Subchapter J (Electrical Engineering) of this chapter. Systems of this type include the following:

- Ship's service generating systems.
- Ship's service power distribution systems.
- Ship's lighting systems.
- Electric propulsion and propulsion control systems.
- Emergency lighting and power systems.
- Electric lifeboat winch systems.
- Electric steering gear and steering control systems.
- Fire detecting and alarm systems.
- Sound powered telephone and voice tube systems.
- Engine order telegraph systems.
- Rudder angle indicator systems.
- Refrigerated spaces alarm systems.
- Navigation lights systems.
- Daylight signaling lights.
- Miscellaneous machinery alarms and controls.
- General alarm systems.

**Subpart 77.17—Navigation Lights and Shapes**

3. Subpart 77.17 is amended by inserting after § 77.17-1 a new § 77.17-5 reading as follows:

**§ 77.17-5 Light screens.**

(a) Light screens required by the applicable Rules of the Road for port and starboard side lights shall be painted with a glossy black paint and shall project not less than three (3) feet forward of the center of the light source.

**PART 78—OPERATIONS**

1. The authority note for Part 78 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 78 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4453, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, secs. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 54 Stat. 347, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 46 U.S.C. 391, 392, 404, 435, 395, 363, 367, 1333, 390b, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority is cited with the subpart or in parentheses following the sections affected.

**Subpart 78.05—Notice to Mariners and Aids to Navigation**

2. Section 78.05-1 is amended by deleting obsolete information from paragraphs (c) and (d) and by replacing them with a revised paragraph (c) reading as follows:

**§ 78.05-1 Duty of officers.**

(c) Weekly Notices to Mariners (Worldwide coverage) are prepared jointly by the U.S. Naval Oceanographic Office, the U.S. Coast and Geodetic Survey and the U.S. Coast Guard. They include changes in aids to navigation in assembled form for the 1st, 3d, 5th, 7th, Greater Antilles Section, 8th, 11th, 12th, 13th, 14th, and 17th Coast Guard Districts. Foreign marine information is also included in these notices. These notices are available without charge from the U.S. Naval Oceanographic Office, Washington, D.C. 20390, Branch Oceanographic Offices, U.S. Collector of Customs of the major seaports in the United States and are also on file in the U.S. Consulates where they may be inspected.

(d) [Deleted]

**Subpart 78.07—Notice of Casualty and Voyage Records**

3. The authority note for Subpart 78.07 is amended by deleting reference to "Treasury Department Orders 167-32, September 23, 1958, 23 F.R. 7605; 167-38, October 26, 1959, 24 F.R. 8857."

**Subpart 78.13—Station Bills**

4. The authority note for Subpart 78.13 is amended by deleting reference to "Treasury Department Order 167-38, October 26, 1959, 24 F.R. 8857."

**Subpart 78.14—Manning of Lifeboats and Liferafts**

5. The authority note for Subpart 78.14 is amended by deleting reference to "Treasury Department Order 167-38, October 26, 1959, 24 F.R. 8857."

6. Section 78.14-20 is amended to read as follows:

**§ 78.14-20 Lifeboat carrying a radio-telegraph or searchlight.**

(a) The master shall assign to each lifeboat carrying a radiotelegraph and/or searchlight a man capable of operating such equipment.

**Subpart 78.17—Tests, Drills, and Inspections**

7. The authority note for Subpart 78.17 is amended by deleting reference to "Treasury Department Order 167-38, October 26, 1959, 24 F.R. 8857."

**Subpart 78.30—Lookouts, Pilothouse Watch, Patrolmen, and Watchmen**

8. The authority note for Subpart 78.30 is amended by deleting reference to "Treasury Department Order 167-38, October 26, 1959, 24 F.R. 8857."

**Subpart 78.47—Markings for Fire and Emergency Equipment, etc.**

9. The authority note for Subpart 78.47 is amended by deleting reference to "Treasury Department Order 167-38, October 26, 1959, 24 F.R. 8857."

**Subpart 78.75—Motion Picture Film and Equipment**

**§ 78.75-1 [Amended]**

10. Section 78.75-1 *Type required* is amended by deleting from the authority citation at the end of the section reference to "Treasury Department Order 167-38, October 26, 1959, 24 F.R. 8857."

**Subpart 78.80—Power-Operated Industrial Trucks**

11. The authority note for Subpart 78.80 is amended by deleting reference to "Treasury Department Order 167-38, October 26, 1959, 24 F.R. 8857."

**Subpart 78.85—Prevention of Oil Pollution**

**§ 78.85-1 [Amended]**

12. Section 78.85-1 *Prohibited zones* is amended by deleting from the authority citation at the end of the section reference to "Treasury Department Order 167-46, November 6, 1961, 21 F.R. 10609."

**PART 80—DISCLOSURE OF SAFETY STANDARDS**

The authority note for Part 80 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 80 issued under R.S. 4400, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 362, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2).

**SUBCHAPTER I—CARGO AND MISCELLANEOUS VESSELS**

**PART 90—GENERAL PROVISIONS**

1. The authority note for Part 90 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 90 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4399, as amended, 4400, as amended, 4426, as amended, 4427, as amended, sec. 14, 29 Stat. 690, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, secs. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 361, 362, 404, 405, 366, 395, 363, 367, 526p, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority cited in parentheses following sections affected.

**Subpart 90.01—Authority and Purpose**

2. Section 90.01-5 is amended to read as follows:

**§ 90.01-5 Assignment of functions.**

(a) The Department of Transportation Act (Public Law 89-670, 80 Stat. 931-950, 49 U.S.C. 1651-1659), transferred to and vested in the Secretary of Transportation " \* \* \* all functions, powers, and duties, relating to the Coast Guard of the Secretary of the Treasury and of other officers and offices of the Department of the Treasury" (subsection 6(b) (1), 49 U.S.C. 1655(b)). This transfer is subject to certain conditions, modifications, and exceptions as set forth in such act. By a rule in 49 CFR 1.4(a) the Secretary of Transportation delegated to the Commandant, U.S. Coast Guard, authority to exercise certain functions, powers, and duties as set forth in subsections 6(a) (4), 6(b) (1), and 6(g) of such act (49 U.S.C. 1655), subject to conditions, exceptions and modifications as described in 49 CFR Part 1. By a rule in 49 CFR 1.9 the Secretary of Transportation continued in effect actions taken prior to April 1, 1967.

(b) The Commandant, U.S. Coast Guard, in a notice dated March 31, 1967, and effective April 1, 1967 (32 F.R. 5611), approved the continuation of orders, rules, regulations, policies, procedures, privileges, waivers, and other actions, which had been made, allowed, granted, or issued prior to April 1, 1967, and provided that they shall continue in effect according to their terms until modified, terminated, repealed, superseded, or set aside by appropriate authority.

**Subpart 90.20—General Marine Engineering Requirements**

**§ 90.20-5 [Amended]**

3. Section 90.20-5 *Nuclear vessels* is amended by deleting from the statutory citation at the end of the section reference to "Treasury Department Order 167-17, June 29, 1955, 20 F.R. 4976."

## Subpart 90.35—American Bureau of Shipping's Standards

### § 90.35-5 [Amended]

4. Section 90.35-5 *Where obtainable* is amended by changing in paragraph (a) the ZIP number from "20226" to "20591."

## PART 91—INSPECTION AND CERTIFICATION

1. The authority note for Part 91 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 91 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4399, as amended, 4400, as amended, 4417, as amended, 4418, as amended, 4426, as amended, 4427, as amended, 4433, as amended, 4453, as amended, 4488, as amended, sec. 14, 29 Stat. 690, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, secs. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 361, 362, 391, 392, 404, 405, 411, 435, 481, 366, 395, 363, 367, 526p, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority cited with subpart or in parentheses following sections affected.

### Subpart 91.20—Initial Inspection

2. Section 91.20-15(a) is amended to read as follows:

#### § 91.20-15 Scope of inspection.

(a) The initial inspection, which may consist of a series of inspections during the construction of a vessel, shall include a complete inspection of the structure, including the outside of the vessel's bottom, the machinery, unfired pressure vessels, equipment and the inside and outside of the boilers. The inspection shall be such as to insure that the arrangements, material, and scantlings of the structure, boilers, and other pressure vessels and their appurtenances, piping, main and auxiliary machinery, electrical installations, lifesaving appliances, fire-detecting and extinguishing equipment, pilot ladders and other equipment fully comply with the applicable regulations for such vessel and are in accordance with approved plans, and determine that the vessel is in possession of a valid certificate issued by the Federal Communications Commission, if any. The inspection shall also be such as to insure that the workmanship of all parts of the vessel and its equipment is in all respects satisfactory and that the vessel is provided with lights, and means of making sound signals and distress signals as required by applicable regulations and the applicable Rules of the Road.

### Subpart 91.25—Inspection for Certification

3. Section 91.25-10(a) is amended to read as follows:

### § 91.25-10 Scope of inspection.

(a) The inspection for certification shall include an inspection of the structure, boilers, and other pressure vessels, machinery, and equipment. The inspection shall be such as to insure that the vessel, as regards the structure, boilers and other pressure vessels, and their appurtenances, piping, main and auxiliary machinery, electrical installations, lifesaving appliances, fire-detecting and extinguishing equipment, pilot ladders, and other equipment, is in satisfactory condition and fit for the service for which it is intended, and that it complies with the applicable regulations for such vessel and determine that the vessel is in possession of a valid certificate issued by the Federal Communications Commission, if required. The lights and means of making sound signals and the distress signals carried by the vessel shall also be subject to the above mentioned inspection for certification for the purpose of insuring that they comply with the requirements of the applicable regulations and the applicable Rules of the Road.

4. Section 91.25-15(a) is amended by adding a new subparagraph (8) reading as follows:

#### § 91.25-15 Lifesaving equipment.

(a) \* \* \*

(8) A hydraulic release used in the installation of any liferaft, inflatable liferaft, lifeboat, or buoyant apparatus shall undergo the periodic servicing and testing required by Subpart 160.062 of Subchapter Q (Specifications) of this chapter every 12 months which may be extended to 15 months as determined by the date shown on its inspection tag. The springs of a spring-tensioned gripe used in such an installation shall be renewed when the accompanying hydraulic release is serviced and tested.

#### § 91.25-20 [Amended]

5. Section 91.25-20 *Fire-extinguishing equipment* is amended by changing in footnote 1 to Table 91.25-20(a) (1) and in footnote 1 to Table 91.25-20(a) (2) the name from "Interstate Commerce Commission" to "Department of Transportation."

### Subpart 91.40—Drydocking

6. Section 91.40-1(a) (4) is amended to read as follows:

#### § 91.40-1 When required.

(a) \* \* \*

(4) Each vessel shall be drydocked or hauled out at intervals not to exceed 60 months if it operates exclusively in fresh water or if it operates in salt water an aggregate not exceeding 1 month in each 12-month period since it was last drydocked or hauled out.

### Subpart 91.55—Plan Approval

#### § 91.55-15 [Amended]

7. Section 91.55-15 *Procedure for submission of plans* is amended by changing

in paragraph (a) (2) the ZIP number from "20226" to "20591."

## PART 92—CONSTRUCTION AND ARRANGEMENT

1. The authority note for Part 92 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 92 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4488, as amended, 4490, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, secs. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 391, 392, 404, 481, 482, 395, 363, 367, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority cited in parentheses following the sections affected.

### Subpart 92.20—Accommodations for Officers and Crew

2. Section 92.20-35 is amended by revising paragraph (a) and by adding a new paragraph (f), reading as follows:

#### § 92.20-35 Hospital space.

(a) Except as specifically modified by paragraph (f) of this section, each vessel, which in the ordinary course of its trade makes voyages of more than 3 days duration between ports and which carries a crew of 12 or more, shall be provided with a hospital space. This space shall be situated with due regard to the comfort of the sick so that they may receive proper attention in all weathers.

(f) On vessels in which the crew is berthed in single occupancy rooms a hospital space will not be required; *Provided*, That one room shall be designated and fitted for use as a treatment and/or isolation room. Such room shall meet the following standards:

- (1) The room must be available for immediate medical use;
- (2) The room must be accessible to stretcher cases;
- (3) The room must have a single berth or examination table so arranged that it can be made accessible from both sides when necessary; and,
- (4) A washbasin with hot and cold running water must be installed either in or immediately adjacent to the space and other required sanitary facilities must be conveniently located.

## PART 93—STABILITY

1. The authority note for Part 93 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 93 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4488, as amended, 4490, as amended, sec. 3, 24 Stat. 129, as amended, 41 Stat. 305, as amended, sec. 2, 45 Stat. 1943, as amended, sec. 2, 49 Stat. 888, as amended, secs. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 391, 392, 404, 481, 482, 483, 363, 85a.

88a, 367, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority cited in parentheses following sections affected.

### Subpart 93.13—Ballast

#### § 93.13-10 [Amended]

2. Section 93.13-10 *Liquid ballast* is amended by deleting from the authority citation at the end of the section the reference "Treasury Department Order 167-46, Nov. 6, 1961, 26 F.R. 10609."

## PART 94—LIFESAVING EQUIPMENT

1. The authority note for Part 94 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 94 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4488, as amended, 4491, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, secs. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 391, 392, 404, 481, 489, 395, 363, 367, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

### Subpart 94.15—Stowage and Marking of Lifeboats, Liferafts, Lifeboats, and Buoyant Apparatus

2. Section 94.15-10 is amended by adding a new paragraph (e) reading as follows:

#### § 94.15-10 Stowage.

(e) *Hydraulic releases.* (1) Hydraulic releases approved under Subpart 160.062 of Subchapter Q (Specifications) of this chapter, and spring-tensioned gripes may be permitted in the installation of any liferaft, inflatable liferaft, lifeboat, or buoyant apparatus. On and after July 1, 1969, only hydraulic releases approved under Subpart 160.062 of this chapter may be used.

(2) Existing hydraulic releases may be returned to their manufacturers or to repair facilities designated by their manufacturers for the purpose of determining compliance with Subpart 160.062 of this chapter. If such a release passes the periodic servicing and testing requirements in § 160.062-4(f) of this chapter and the reconditioning work (if any) is done to the satisfaction of the Officer in Charge, Marine Inspection, the complete body marking and inspection tagging required by § 160.062-5 of this chapter shall be placed on such a release indicating it is an approved item.

### Subpart 94.20—Equipment for Lifeboats, Liferafts, Lifeboats, and Buoyant Apparatus

3. Section 94.20-15(s) (but not Table 94.20-15(s)) is amended by revising the written text to read as follows:

#### § 94.20-15 Description of equipment for lifeboats.

(s) *Mast and sail.* A unit, consisting of a standing lug sail together with the

necessary spars and rigging, shall be provided in general agreement with Table 94.20-15(s). The sails shall be of good quality canvas, or other material acceptable to the Commandant, colored Indian Orange (Cable No. 70072, Standard Color Card of America). Rigging shall consist of galvanized wire rope not less than three-sixteenths inch in diameter. The mast and sail shall be protected by a suitable cover.

4. Subpart 94.90, consisting of §§ 94.90-1 to 94.90-10, inclusive, is amended to read as follows:

### Subpart 94.90—Ship's Distress Signals

**Sec.**  
94.90-1 Application.  
94.90-5 Vessels in ocean or coastwise service.  
94.90-10 Vessels in Great Lakes service.  
94.90-15 Vessels on short runs.

### Subpart 94.90—Ship's Distress Signals

#### § 94.90-1 Application.

(a) The provisions of this subpart shall apply to all manned vessels as specifically noted.

#### § 94.90-5 Vessels in ocean or coastwise service.

(a) All vessels of 150 gross tons and over in ocean and coastwise service shall carry within the pilothouse or on the navigator's bridge 12 approved hand-held rocket-propelled parachute red flare distress signals, contained in a portable watertight container, constructed in accordance with Subpart 160.036 of Subchapter Q (Specifications) of this chapter. The service use of the distress signals shall be limited to a period of 3 years from date of manufacture, and replacement of outdated items shall be made at the first port of arrival in the United States where such distress signals are available, except that replacement shall be made in all cases within 12 months after the date of expiration.

(b) All vessels of less than 150 gross tons in ocean and coastwise service carrying persons in addition to the crew shall carry within the pilothouse six hand red flare distress signals and six hand orange smoke distress signals or 12 hand combination flare and smoke distress signals constructed in accordance with Subparts 160.021 and 160.037 or Subpart 160.023 of Subchapter Q (Specifications) of this chapter. Such distress signals shall be stowed in a portable watertight container. The service use of the distress signals shall be limited to a period of 3 years from date of manufacture.

#### § 94.90-10 Vessels in Great Lakes service.

(a) All vessels of 150 gross tons and over in Great Lakes service shall carry within the pilothouse or on the navigator's bridge, 12 approved hand-held red flare distress signals, contained in a portable watertight container, constructed in accordance with Subpart 160.021 or Subpart 160.023 of Subchapter Q (Specifications) of this chapter. The

service use of distress signals shall be limited to a period of 3 years from date of manufacture, and replacement of outdated items shall be made at the first port of arrival in the United States where such distress signals are available, except that replacement shall be made in all cases within 12 months after the date of expiration.

#### § 94.90-15 Vessels on short runs.

(a) Distress signals are not required on vessels operating on short runs. A vessel is considered to be on a short run when its operating time away from a dock is limited to approximately 30 minutes.

## PART 96—VESSEL CONTROL AND MISCELLANEOUS SYSTEMS AND EQUIPMENT

1. The authority note for Part 96 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 96 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4488, as amended, 4491, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, secs. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 391, 392, 404, 481, 489, 395, 363, 367, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR 1965 Supp.

### Subpart 96.05—Electrical Engineering and Interior Communications Systems

2. Section 96.05-1(a) is amended to read as follows:

#### § 96.05-1 Installation and details.

(a) The installation of all systems of an electrical engineering or interior communication nature, together with the details of design, construction, and installation, shall be in accordance with the requirements of Subchapter J (Electrical Engineering) of this chapter. Systems of this type include the following:

Ship's service generating systems.  
Ship's service power distribution systems.  
Ship's lighting systems.  
Electric propulsion and propulsion control systems.  
Emergency lighting and power systems.  
Electric lifeboat winch systems.  
Electric steering gear and steering control systems.  
Fire detecting and alarm systems.  
Sound powered telephone and voice tube systems.  
Engine order telegraph systems.  
Rudder angle indicator systems.  
Refrigerated spaces alarm systems.  
Navigation lights systems.  
Daylight signaling lights.  
Miscellaneous machinery alarms and controls.  
General alarm systems.

### Subpart 96.07—Anchors, Chains, and Hawsers

3. Section 96.07-5(a) is amended to read as follows:

### § 96.07-5 Ocean, coastwise, or Great Lakes service.

(a) Vessels in ocean, coastwise, or Great Lakes service, except unmanned barges, shall be fitted with anchors, chains, and hawsers in general agreement with the Standards established by the American Bureau of Shipping, see Subpart 90.35 of this subchapter.

### Subpart 96.20—Navigation Lights and Shapes, Whistles, Foghorns, Fog Bells, and Gongs

4. Subpart 96.20 is amended by inserting after § 96.20-10 a new § 96.20-15 reading as follows:

#### § 96.20-15 Light screens.

(a) Light screens required by the applicable Rules of the Road for port and starboard side lights shall be painted with a glossy black paint and shall project not less than three (3) feet forward of the center of the light source.

## PART 97—OPERATIONS

### Subpart 97.05—Notice to Mariners and Aids to Navigation

1. Section 97.05-1 is amended by deleting obsolete information from paragraphs (c) and (d) and by replacing them with a revised paragraph (c) reading as follows:

#### § 97.05-1 Duty of officers.

(c) Weekly Notices to Mariners (worldwide coverage) are prepared jointly by the U.S. Naval Oceanographic Office, the U.S. Coast and Geodetic Survey and the U.S. Coast Guard. They include changes in aids to navigation in assembly form for the 1st, 3d, 5th, 7th, Greater Antilles Section, 8th, 11th, 12th, 13th, 14th, and 17th Coast Guard Districts. Foreign marine information is also included in these notices. These notices are available without charge from the U.S. Naval Oceanographic Office, Washington, D.C. 20390, Branch Oceanographic Offices, U.S. Collector of Customs of the major seaports in the United States and are also on file in the U.S. Consulates where they may be inspected.

(d) [Deleted]

(R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2))

### Subpart 97.14—Manning of Lifeboats and Liferrafts

2. Section 97.14-20 is amended to read as follows:

#### § 97.14-20 Lifeboat carrying a radio-telegraph and/or searchlight.

(a) The master shall assign to each lifeboat carrying a radiotelegraph and/or searchlight a man capable of operating such equipment.

(R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4488, as amended; 46 U.S.C. 481)

## PART 98—SPECIAL CONSTRUCTION, ARRANGEMENT, AND PROVISIONS FOR CERTAIN DANGEROUS CARGOES IN BULK

The authority note for Part 98 is amended to read as follows:

AUTHORITY: The provisions of this Part 98 issued under R.S. 4405, as amended, 4462, as amended, 4472, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 170, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417a, as amended, 4488, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 391a, 481, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp. Additional authority cited in parentheses following sections affected.

## SUBCHAPTER J—ELECTRICAL ENGINEERING

### PART 110—GENERAL PROVISIONS

1. The authority note for Part 110 is amended to read as follows:

AUTHORITY: The provisions of this Part 110 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4399, as amended, 4400, as amended, 4417, as amended, 4417a, as amended, 4418, as amended, 4421, as amended, 4426, as amended, 4427, as amended, 4433, as amended, 4453, as amended, 4488, as amended, 4491, as amended, sec. 14, 29 Stat. 690, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, sec. 5, 49 Stat. 1384, as amended, sec. 3, 54 Stat. 1544, 1545, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 46 U.S.C. 361, 362, 391, 391a, 392, 399, 404, 405, 411, 435, 481, 489, 366, 395, 363, 369, 367, 526p, 1333, 390b, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

### Subpart 110.01—Basis and Purpose of Regulations

2. Section 110.01-5 is amended to read as follows:

#### § 110.01-5 Assignment of functions.

(a) The Department of Transportation Act (Public Law 89-670, 80 Stat. 931-950, 49 U.S.C. 1651-1659), transferred to and vested in the Secretary of Transportation "all functions, powers, and duties, relating to the Coast Guard, of the Secretary of the Treasury and of other officers and offices of the Department of the Treasury" (subsection 6(b) (1), 49 U.S.C. 1655(b)). This transfer is subject to certain conditions, modifications, and exceptions as set forth in such act. By a rule in 49 CFR 1.4(a) the Secretary of Transportation delegated to the Commandant, U.S. Coast Guard, authority to exercise certain functions, powers, and duties as set forth in subsections 6(a) (4), 6(b) (1), and 6(g) of such act (49 U.S.C. 1655), subject to conditions, exceptions and modifications as described in 49 CFR Part 1. By a rule in 49 CFR 1.9 the Secretary of Transportation continued in effect actions taken prior to April 1, 1967.

(b) The Commandant, U.S. Coast Guard, in a notice dated March 31, 1967, and effective April 1, 1967 (32 F.R. 5611), approved the continuation of orders,

rules, regulations, policies, procedures, privileges, waivers, and other actions, which had been made, allowed, granted, or issued prior to April 1, 1967, and provided that they shall continue in effect according to their terms until modified, terminated, repealed, superseded, or set aside by appropriate authority.

### Subpart 110.15—Definition of Terms Used in This Subchapter

#### § 110.15-95 [Amended]

3. Section 110.15-95 *Headquarters* is amended by changing the ZIP number from "20226" to "20591."

## PART 111—ELECTRICAL SYSTEM; GENERAL REQUIREMENTS

The authority note for Part 111 is amended to read as follows:

AUTHORITY: The provisions of this Part 111 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4399, as amended, 4400, as amended, 4417, as amended, 4417a, as amended, 4418, as amended, 4421, as amended, 4426, as amended, 4427, as amended, 4433, as amended, 4453, as amended, 4488, as amended, 4491, as amended, sec. 14, 29 Stat. 690, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, sec. 5, 49 Stat. 1384, as amended, sec. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 54 Stat. 347, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 46 U.S.C. 361, 362, 391, 391a, 392, 399, 404, 405, 411, 435, 481, 489, 366, 395, 363, 369, 367, 526p, 1333, 390b, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

## PART 112—EMERGENCY LIGHTING AND POWER SYSTEM

The authority note for Part 112 is amended to read as follows:

AUTHORITY: The provisions of this Part 112 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4399, as amended, 4400, as amended, 4417, as amended, 4417a, as amended, 4418, as amended, 4421, as amended, 4426, as amended, 4427, as amended, 4433, as amended, 4453, as amended, 4488, as amended, 4491, as amended, sec. 14, 29 Stat. 690, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, sec. 5, 49 Stat. 1384, as amended, sec. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 54 Stat. 347, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 46 U.S.C. 361, 362, 391, 391a, 392, 399, 404, 405, 411, 435, 481, 489, 366, 395, 363, 369, 367, 526p, 1333, 390b, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

## PART 113—COMMUNICATION AND ALARM SYSTEMS AND EQUIPMENT

The authority note for Part 113 is amended to read as follows:

AUTHORITY: The provisions of this Part 113 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4399, as amended, 4400, as amended, 4417, as amended, 4417a,

as amended, 4418, as amended, 4421, as amended, 4426, as amended, 4427, as amended, 4433, as amended, 4453, as amended, 4488, as amended, 4491, as amended, sec. 14, 29 Stat. 690, as amended, sec. 10, 35 Stat. 428, as amended, 41 Stat. 305, as amended, sec. 5, 49 Stat. 1384, as amended, sec. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 54 Stat. 347, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 46 U.S.C. 361, 362, 391, 391a, 392, 399, 404, 405, 411, 435, 481, 489, 366, 395, 363, 369, 367, 526p, 1333, 390b, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

SUBCHAPTER M—BULK GRAIN CARGOES

PART 144—LOADING AND STOWAGE OF GRAIN CARGOES

1. The authority note for Part 144 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 144 issued under R.S. 4405, as amended, 4462, as amended, sec. 632, 63 Stat. 545, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 14 U.S.C. 632, 49 U.S.C. 1655(b); 49 CFR 1.4 (a)(2). Interpret or apply R.S. 4417, as amended, 4426, as amended, sec. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 68 Stat. 675; 46 U.S.C. 391, 404, 367, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

Subpart 144.01—Preface

2. Subpart 144.01 is amended by adding after § 144.01-1 a new § 144.01-5 reading as follows:

§ 144.01-5 Assignment of functions.

(a) The Department of Transportation Act (Public Law 89-670, 80 Stat. 931-950, 49 U.S.C. 1651-1659), transferred to and vested in the Secretary of Transportation " \* \* \* all functions, powers, and duties, relating to the Coast Guard of the Secretary of the Treasury and of other officers and offices of the Department of the Treasury" (subsection 6(b)(1), 49 U.S.C. 1655(b)). This transfer is subject to certain conditions, modifications, and exceptions as set forth in such act. By a rule in 49 CFR 1.4(a) the Secretary of Transportation delegated to the Commandant, U.S. Coast Guard, authority to exercise certain functions, powers, and duties as set forth in subsections 6(a)(4), 6(b)(1) and 6(g) of such act (49 U.S.C. 1655), subject to conditions, exceptions and modifications as described in 49 CFR Part 1. By a rule in 49 CFR 1.9 the Secretary of Transportation continued in effect actions taken prior to April 1, 1967.

(b) The Commandant, U.S. Coast Guard, in a notice dated March 31, 1967, and effective April 1, 1967 (32 F.R. 5611), approved the continuation of orders, rules, regulations, policies, procedures, privileges, waivers, and other actions, which had been made, allowed, granted, or issued prior to April 1, 1967, and provided that they shall continue in effect according to their terms until modified, terminated, repealed, superseded, or set aside by appropriate authority.

Subpart 144.10—General Requirements

§ 144.10-50 [Amended]

3. Section 144.10-50 *Shores* is amended in paragraph (c) by changing the phrase from "shores shall be set forth" to "shores shall be as set forth."

SUBCHAPTER P—MANNING OF VESSELS

PART 157—MANNING REQUIREMENTS

1. The authority note for Part 157 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 157 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Additional authority cited with the subpart or in parentheses following sections affected.

Subpart 157.01—Authority and Purpose

2. Section 157.01-5 is amended to read as follows:

§ 157.01-5 Assignment of functions.

(a) The Department of Transportation Act (Public Law 89-670, 80 Stat. 931-950, 49 U.S.C. 1651-1659), transferred to and vested in the Secretary of Transportation " \* \* \* all functions, powers, and duties, relating to the Coast Guard, of the Secretary of the Treasury and of other officers and offices of the Department of the Treasury" (subsection 6(b)(1), 49 U.S.C. 1655(b)). This transfer is subject to certain conditions, modifications, and exceptions as set forth in such act. By a rule in 49 CFR 1.4(a) the Secretary of Transportation delegated to the Commandant, U.S. Coast Guard, authority to exercise certain functions, powers, and duties as set forth in subsections 6(a)(4), 6(b)(1), and 6(g) of such act (49 U.S.C. 1655), subject to conditions, exceptions and modifications as described in 49 CFR Part 1. By a rule in 49 CFR 1.9 the Secretary of Transportation continued in effect actions taken prior to April 1, 1967.

(b) The Commandant, U.S. Coast Guard, in a notice dated March 31, 1967, and effective April 1, 1967 (32 F.R. 5611), approved the continuation of orders, rules, regulations, policies, procedures, privileges, waivers, and other actions, which had been made, allowed, granted, or issued prior to April 1, 1967, and provided that they shall continue in effect according to their terms until modified, terminated, repealed, superseded, or set aside by appropriate authority.

SUBCHAPTER Q—SPECIFICATIONS

PART 160—LIFESAVING EQUIPMENT

1. The authority note for Part 160 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 160 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2).

Additional authority cited with subparts affected.

2. Part 160 is amended by inserting after § 160.061-7 a new Subpart 160.062 with a title as set forth below, consisting of §§ 160.062-1 to 160.062-6, inclusive, which reads as follows:

Subpart 160.062—Releases, Lifesaving Equipment, Hydraulic and Manual

- Sec.  
160.062-1 Applicable specifications, and referenced material.  
160.062-2 Types.  
160.062-3 Materials, construction, workmanship, and performance requirements.  
160.062-4 Inspections and tests.  
160.062-5 Markings.  
160.062-6 Procedure for approval.

**AUTHORITY:** The provisions of this Subpart 160.062 interpret or apply R.S. 4488, as amended, 4491, as amended, sec. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675; 46 U.S.C. 481, 489, 367, 390b, 50 U.S.C. 198; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

Subpart 160.062—Releases, Lifesaving Equipment, Hydraulic and Manual

§ 160.062-1 Applicable specifications, and referenced material.

(a) *Specifications and standards.* The following specifications of the issue in effect on the date releases are manufactured or reconditioned shall form a part of the regulations of this subpart (see §§ 2.75-17 through 2.75-19 of Subchapter A (Procedures Applicable to the Public) of this chapter):

(1) Military Specifications and Standards:

- MIL-R-15041C—Releases, lifesaving equipment, hydraulic and manual.  
MIL-STD-105—Sample procedures and tables for inspection by attributes.

(2) Federal Test Method Standards:  
Standard No. 151—Metals, test methods.

(b) *Technical references.* For guidance purposes the technical reference may be used, which is entitled "Corrosion Handbook," 1948, by H. H. Uhlig, and published by John Wiley & Sons, Inc., 605 Third Avenue, New York, N.Y. 10016, and priced at \$21 per copy.

(c) *Copies on file.* A copy of the specifications and standards listed in paragraph (a) of this section shall be kept on file by the manufacturer, together with the approved plans, specifications and certificate of approval. It is the manufacturer's responsibility to have the latest issue, including addenda and changes, of these specifications and standards on hand when manufacturing or reconditioning equipment under this specification subpart.

(1) The military specifications and standards may be obtained from the Commanding Officer, Naval Supply Depot, 5801 Tabor Avenue, Philadelphia, Pa. 19120.

(2) The Federal standards may be obtained from the Business Service Center, General Services Administration, Washington, D.C. 20407.

### § 160.062-2 Types.

(a) The hydraulic releases referred to under § 160.062-1(a)(1) are of the diaphragm-spring plunger type, which releases a buoyant load under hydrostatic pressure.

(b) All hydraulic releases given an approval under this subpart shall be designed and tested to operate with spring-tensioned gripes. Such gripes shall be considered as a part of each approval.

(c) Alternate designs will be given special consideration, but the expense of their preliminary investigation at a Government Laboratory shall be borne by the manufacturer.

### § 160.062-3 Materials, construction, workmanship, and performance requirements.

(a) *General.* The materials, construction, workmanship, and performance requirements shall conform to the requirements of the specifications listed in § 160.062-1(a)(1) except as otherwise provided by this subpart. In addition, all metals and materials used in a hydraulic release must be compatible with each other so that the final assembly under conditions of use is not subject to such deleterious effects as galvanic corrosion, freezing, or buckling of moving parts, or loosening and tightening of joints due to differences in coefficients of thermal expansion. Galvanizing or other forms of metallic coating on the parts of a hydraulic release are not acceptable. The criteria for accepting any combination of materials shall be determined by testing or by the data stated in § 160.062-1(b).

(b) *Buoyant load capacity.* A hydraulic release working in conjunction with its spring-tensioned gripe must demonstrate that it can release buoyant loads between the limits of 200 pounds and 3,750 pounds and within the range of depths specified by paragraph (c) of this section.

(c) *Release depth.* A hydraulic release shall automatically release the buoyant loads described in paragraph (b) of this section at depths between 5 feet to 15 feet prior to being tested for either the temperature or the corrosion resistance tests of 160.062-4(c)(2). After exposure to these temperature and corrosion tests, a hydraulic release shall release the buoyant loads of paragraph (b) of this section between the depths of 5 feet to 25 feet.

### § 160.062-4 Inspections and tests.

(a) *General.* Marine inspectors shall be assigned to make factory inspections of hydraulic releases, as described in paragraph (d) of this section for sampling and testing. In addition, the Commander of the Coast Guard District may detail a marine inspector at any time to visit any place where approved hydraulic releases are manufactured or reconditioned to observe production methods and to conduct any inspections or tests which may be deemed advisable. The marine inspector shall be admitted to any place in the factory or place where work is done on hydraulic releases or

their components. In addition, the marine inspector may take samples of assembled hydraulic releases or parts or materials used in their construction for further examination, inspection, or tests. The manufacturer shall provide a suitable place and the apparatus necessary for the performance of the tests which are conducted at the place of manufacture by the marine inspector.

(b) *Classification of tests.* The sampling, inspections, and tests conducted upon hydraulic releases shall fall within one of the following general classifications, as described hereafter:

- (1) Preapproval tests.
- (2) Factory inspections and tests.
- (3) Spot check tests.
- (4) Periodic servicing tests.

(c) *Preapproval testing.* The "Visual and dimensional examination" referred to in Table 160.062-4(c) shall be conducted by a marine inspector at the factory. The "Physical and operational tests" of that table shall be conducted at a Government laboratory designated by the Commandant.

TABLE 160.062-4(c)—PREAPPROVAL TESTS<sup>1</sup>

| Number of specimens | Name of tests                       | Reference                                        |
|---------------------|-------------------------------------|--------------------------------------------------|
| 4                   | Visual and dimensional examination. | Paragraph 4.2.1, 4.2.2, and 4.3 of MIL-R-15041C. |
| 4                   | Physical and operational tests.     | Paragraph 4.2.1, 4.2.3, and 4.4 of MIL-R-15041C. |

<sup>1</sup> These tests are called "Lot acceptance tests," in Military Specification MIL-R-15041C.

(1) *Visual and dimensional examination.* The marine inspector shall examine the 4 hydraulic release samples of the preapproval sample for their visual and dimensional characteristics. If all 4 of the devices are in agreement with the manufacturer's plans previously reviewed by the Commandant, the 4 devices will be accepted and are to be assembled for further testing under the "Physical and operational tests" of subparagraph (2) of this paragraph.

(2) *Physical and operational tests.* Each hydraulic release selected under Table 160.062-4(c) for the "Physical and operational tests" shall undergo each of the tests described in this paragraph without renewal of parts or repairs between the tests. The tests shall be conducted in the following sequence:

(i) *Submergence test.* A hydraulic release shall be tested by applying buoyant loads of its designed capacity to its spring-tensioned gripe as required under § 160.062-3(b) while the device is submerged in water or in a water-filled pressure testing tank. A hydraulic release shall show by its submergence test that it meets the buoyant capacity and release depth requirements of § 160.062-3 (b) and (c) by automatically tripping and releasing its load.

(ii) *Temperature test.* After its submergence test, a hydraulic release sample shall be placed in a cold box at minus 30 degrees F. for 4 hours. Upon completion of this conditioning, the sample de-

vice shall be opened for inspection and shall show no significant change in the position of the hydraulic or manual control as a result of the low temperature exposure.

(iii) *Corrosion resisting test.* After the completion of its temperature test, a hydraulic release sample shall be exposed to a 20 percent salt spray test for 160 continuous hours in accordance with Federal Test Method Standard No. 151. At the conclusion of this test, the sample device shall be entirely serviceable and shall show a minimal amount of corrosion.

(iv) *Second temperature test.* After its corrosion resisting test, a hydraulic release sample shall undergo a repeat of the temperature test, subdivision (ii) of this subparagraph.

(v) *Second submergence test.* The final test of a hydraulic release sample shall be a repeat of the submergence test, subdivision (i) of this subparagraph.

(d) *Factory inspections and tests.* For purposes of sampling, a lot shall consist of not more than 500 hydraulic releases of the same model. Manufacturers of approved hydraulic releases shall maintain quality control of the materials used, manufacturing methods, workmanship, and the finished product as to produce hydraulic releases in conformity with the approvals previously issued by the Commandant.

(1) *Visual and dimensional examination.* A random sample of hydraulic releases shall be selected by a marine inspector at the factory in accordance with Table 160.062-4(d)(1) from each assembled lot. After the samples have been selected, they will undergo an examination of visual and dimensional characteristics by referring to their approved drawings with their acceptance based on Table 160.062-4(d)(1) and MIL-STD-105, and checking for compliance with specific details as described therein.

TABLE 160.062-4(d)(1)—SAMPLING FOR VISUAL AND DIMENSIONAL EXAMINATION<sup>1</sup>

| Number of release devices in inspection lot | Number of release devices in sample | Rejection number (defectives) |
|---------------------------------------------|-------------------------------------|-------------------------------|
| 15 and under                                | All                                 | 1                             |
| 16 to 25                                    | 15                                  | 1                             |
| 26 to 40                                    | 25                                  | 1                             |
| 41 to 110                                   | 35                                  | 2                             |
| 111 to 180                                  | 50                                  | 2                             |
| 181 to 300                                  | 75                                  | 3                             |
| 301 to 500                                  | 110                                 | 4                             |

<sup>1</sup> This table is derived from Table I of Paragraph 4.2.2 of Military Specification MIL-R-15041C.

(2) *Physical and operational tests.* If the sampling and examination of subparagraph (1) of this paragraph are satisfactory, the marine inspector shall select an additional random sample of hydraulic releases from the same assembled lot as described above. This second group of samples, of a number determined by Table 160.062-4(d)(2), shall be forwarded for testing at the manufacturer's expense to a Government laboratory designated by the Commandant. Each hydraulic release shall undergo each of the tests described in this paragraph without renewal of parts or repairs

between the tests. The tests shall be conducted in the following sequence:

(i) *Submergence test.* Same test as described in paragraph (c) (2) (i) of this section.

(ii) *Temperature test.* Same test as described in paragraph (c) (2) (ii) of this section.

(iii) *Corrosion resisting test.* Same test as described in paragraph (c) (2) (iii) of this section.

(iv) *Second temperature test.* Same test as described in paragraph (c) (2) (iv) of this section.

(v) *Second submergence test.* Same test as described in paragraph (c) (2) (v) of this section.

TABLE 160.062-4(d)(2)—SAMPLING FOR PHYSICAL AND OPERATIONAL TESTS<sup>1</sup>

| Number of release devices in inspection lot | Number release devices in sample | Rejection number (failures in the tests) |
|---------------------------------------------|----------------------------------|------------------------------------------|
| 15 and under                                | 4                                | 1                                        |
| 16 to 25                                    | 5                                | 1                                        |
| 26 to 40                                    | 7                                | 1                                        |
| 41 to 110                                   | 10                               | 1                                        |
| 111 to 180                                  | 12                               | 1                                        |
| 181 to 300                                  | 16                               | 1                                        |
| 301 to 500                                  | 20                               | 1                                        |

<sup>1</sup> This table is derived from Table II of Paragraph 4.2.3 of Military Specification MIL-R-15041C.

(3) *Lot acceptance at a factory.* The submergence test of paragraph (c) (2) (i) shall be performed on each of the remaining hydraulic releases in a production lot after the selection of the lot samples required by subparagraph (2) of this paragraph. Such individual submergence tests may be performed at the factory in a pressure tank apparatus which simulates the hydrostatic pressure and the various tension loads on the hydraulic release. Those hydraulic releases which do not pass this submergence test shall be removed from the production lot as unacceptable, but may be reworked and included in a subsequent lot. After the completion of these individual submergence tests and after receipt of the Government laboratory's test report showing that the tests on the lot samples were satisfactorily met, the Commander of the Coast Guard District in which the factory is located shall have the manufacturer notified that this production lot of hydraulic releases meets the requirements of this specification subpart. After being marked as required by § 160.062-5, the manufacturer may sell such hydraulic releases as approved equipment.

(i) Hydraulic releases which have been rejected may not, unless subsequently accepted, be sold or offered for sale under representation as being in compliance with this specification or as being approved for use on vessels subject to inspection under this chapter.

(4) *Records and test reports.* The manufacturer shall maintain records and copies of test reports for each production lot of hydraulic releases manufactured for a period of five (5) years from the

date notified that a production lot meets the requirements in this subpart. These records and test reports, upon request, shall be made available to the marine inspector. The manufacturer will be provided with a copy of the Government laboratory's test report concerning each production lot of hydraulic releases submitted for testing.

(e) *Spot checks.* As one of the conditions in granting an approval for a hydraulic release under this subpart, the Coast Guard reserves the right to spot check at any time and at any place the product, parts, and complete assemblies of hydraulic releases covered by the approval. The spot check shall be by a marine inspector who shall be admitted to the place or places where work may be performed before, during, or after the manufacture of hydraulic releases or at any place where hydraulic releases may be assembled, reworked, repaired, or reconditioned by the manufacturer or any designated repair facility. A spot check includes having a marine inspector compare materials, parts, and workmanship and/or complete hydraulic releases with the manufacturer's approved plans, records and test reports to ascertain compliance with these requirements. The marine inspector may select samples of materials or parts used in the construction of hydraulic releases and complete hydraulic releases and may order or have performed any or all of the tests described in this section conducted on such devices or parts thereof. This work and any tests required shall be borne by the manufacturer without cost to the Coast Guard.

(f) *Periodic servicing and testing.* A hydraulic release, when used as a part of the installation of lifesaving equipment, will normally be in service for a period of 12 months which may be extended to 15 months as determined by the date shown on its inspection tag.

(1) After being removed from service, a hydraulic release may be returned to the manufacturer's factory of origin or to a repair facility designated by its manufacturer for repair or reconditioning and inspection, including tests and inspections supervised by marine inspectors.

(2) If a hydraulic release is of a type and design covered by a current certificate of approval and it is repaired or reconditioned and meets the requirements of this paragraph and it is provided with body markings and inspection tag as required by § 160.062-5, it may be used as approved equipment subject to the applicable regulations in this chapter.

(3) The manufacturer or his designated repair facility who repairs or reconditions hydraulic releases shall place such units in production lots of not less than 12 units nor more than 100 units. After the work required to assure that the hydraulic release is in good condition and capable of performing satisfactorily, such hydraulic release shall then be given the submergence test of paragraph (c) (2) (i) of this section. Any unit which fails the submergence test shall be reworked and the submergence test(s) re-

peated until it passes. Such submergence tests shall be witnessed by marine inspectors. The submergence test of each hydraulic release shall be performed in conjunction with a spring-tensioned gripe equivalent to that used in service with that particular unit. The submergence test may be performed with a pressure tank apparatus which simulates the hydrostatic pressure and the various tension loads on the hydraulic release. It shall be shown in the submergence test that a repaired or reconditioned hydraulic release will release a buoyant load within the ranges of its buoyant capacity and release depth as specified for a new device by § 160.062-3 (b) and (c).

(4) For each hydraulic release that passes the requirements of this section, the marine inspector will have affixed to the metal inspection tag on such release the test date, his initials, and the letters "USCG." Such marked releases may be returned to service.

#### § 160.062-5 Markings.

(a) Hydraulic releases manufactured prior to the granting of a certificate of approval to the manufacturer may be permitted in service only to July 1, 1969. However, such hydraulic releases meeting the type and design requirements covered by a current certificate of approval may be repaired and/or reconditioned as provided in § 160.062-4(f) and be accepted as approved equipment when it bears the following markings:

(1) *Body marking.* The name of the manufacturer and the model designation are plainly visible.

(2) *Inspection tag markings.* Each hydraulic release repaired or reconditioned shall be provided with a 2" by 3½" stainless steel tag of a minimum thickness of 0.032 inches. This tag shall be permanently attached to a hydraulic release with a single stainless steel link made of wire 3/16" in diameter. This link shall provide nonrigid attachment of the tag to the hydraulic release. The top of the inspection tag shall be stamped in block characters not less than 1/16" in height with the manufacturer's name, Coast Guard approval number, the limits of buoyant capacity in pounds, the marine inspector's initials, and the letters "USCG." The remaining space on the tag will be used for the stamping of periodic servicing test dates and the marine inspector's initials as described in § 160.062-4(f).

(b) Hydraulic release manufactured under a certificate of approval issued under this subpart shall be provided with 2 sets of markings as follows:

(1) *Body marking.* The metal body of a hydraulic release shall be stamped in block characters not less than 1/8" in height on a plainly visible portion with the name of the manufacturer, the model designation, the limits of buoyant capacity in pounds, the method of manual release, the notation "DO NOT PAINT", Coast Guard approval number, the marine inspector's initials, and the letters "USCG".

## SUBCHAPTER R—NAUTICAL SCHOOLS

## PART 166—DESIGNATION AND APPROVAL OF NAUTICAL SCHOOL SHIPS

The authority note for Part 166 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 166 issued under sec. 13, 38 Stat. 1169, as amended, sec. 7, 49 Stat. 1936, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 672, 689, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2).

## PART 167—PUBLIC NAUTICAL SCHOOL SHIPS

1. The authority note for Part 167 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 167 issued under R.S. 4405, as amended, 4462, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4433, as amended, 4450, as amended, 4453, as amended, 4488, as amended, sec. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 3, 70 Stat. 152, sec. 3, 68 Stat. 675, sec. 8, 75 Stat. 403; 46 U.S.C. 391, 392, 404, 411, 239, 222, 481, 489, 363, 367, 390b, 50 U.S.C. 198, 33 U.S.C. 1007; E.O. 11239, July 31, 1965, 30 F.R. 9671, 3 CFR, 1965 Supp.

## Subpart 167.35—Lifesaving Equipment

2. Subpart 167.35 is amended by inserting after § 167.35-2 a new § 167.35-3 reading as follows:

## § 167.35-3 Hydraulic releases.

(a) Hydraulic releases approved under Subpart 160.062 of Subchapter Q (Specifications) of this chapter, and spring-tensioned gripe may be permitted in the installation of any liferaft, inflatable liferaft, lifeboat, or buoyant apparatus. On and after July 1, 1969, only hydraulic releases approved under Subpart 160.062 of this chapter may be used.

(b) Existing hydraulic releases may be returned to their manufacturers or to repair facilities designated by their manufacturers for the purpose of determining compliance with Subpart 160.062 of this chapter. If such a release passes the periodic servicing and testing requirements in § 160.062-4(f) of this chapter and the reconditioning work (if any) is done to the satisfaction of the Officer in Charge, Marine Inspection, the complete body marking and inspection tagging required by § 160.062-5 of this chapter shall be placed on such a release indicating it is an approved item.

(c) A hydraulic release used in the installation of any liferaft, inflatable liferaft, lifeboat, or buoyant apparatus shall undergo the periodic servicing and testing required by Subpart 160.062 of this chapter every 12 months which may be extended to 15 months as determined by the date shown on its inspection tag. The springs of a spring-tensioned gripe used in such an installation shall be renewed when the accompanying hydraulic release is serviced and tested.

## Subpart 167.65—Special Operating Requirements

3. Section 167.65-45 is amended by deleting obsolete information in paragraphs (c) and (d) and replacing them with a revised paragraph (c), by redesignating paragraph (e) as paragraph (d), so that paragraphs (c) and (d) read as follows:

## § 167.65-45 Notice to mariners; aids to navigation.

(c) Weekly Notices to Mariners (Worldwide coverage) are prepared jointly by the U.S. Naval Oceanographic Office, the U.S. Coast and Geodetic Survey and the U.S. Coast Guard. They include changes in aids to navigation in assembled form for the 1st, 3d, 5th, 7th, Greater Antilles Section, 8th, 11th, 12th, 13th, 14th, and 17th Coast Guard Districts. Foreign marine information is also included in these notices. These notices are available without charge from the U.S. Naval Oceanographic Office, Washington, D.C. 20390, Branch Oceanographic Offices, U.S. Collector of Customs of the major seaports in the United States and are also on file in the U.S. Consulates where they may be inspected.

(d) All nautical school ships shall have charts of the waters on which they operate available for convenient reference at all times.

## PART 168—CIVILIAN NAUTICAL SCHOOL VESSELS

1. The authority note for Part 168 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 168 issued under sec. 3, 54 Stat. 347, as amended, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 1333, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2).

## Subpart 168.01—Authority and Purpose

2. Section 168.01-5 is amended to read as follows:

## § 168.01-5 Assignment of functions.

(a) The Department of Transportation Act (Public Law 89-670, 80 Stat. 931-950, 49 U.S.C. 1651-1659), transferred to and vested in the Secretary of Transportation "all functions, powers, and duties, relating to the Coast Guard, of the Secretary of the Treasury and of other officers and offices of the Department of the Treasury" (subsection 6(b)(1), 49 U.S.C. 1655(b)). This transfer is subject to certain conditions, modifications, and exceptions as set forth in such act. By a rule in 49 CFR 1.4(a) the Secretary of Transportation delegated to the Commandant, U.S. Coast Guard, authority to exercise certain functions, powers, and duties as set forth in subsections 6(a)(4), 6(b)(1), and 6(g) of such act (49 U.S.C. 1655), subject to conditions, exceptions and modifications as described in 49 CFR Part 1. By a rule in 49 CFR 1.9 the Secretary of Transportation continued in effect actions taken prior to April 1, 1967.

(2) *Inspection tag markings.* Each hydraulic release shall be provided at its time of manufacture with a 2" by 3½" stainless steel tag of a minimum thickness of 0.032 inch. This tag shall be permanently attached to a hydraulic release with a single stainless steel link made of wire ⅜" in diameter. This link shall provide nonrigid attachment of the tag to the hydraulic release. The top of the inspection tag shall be stamped in block characters not less than ⅜" in height with the original lot number of the hydraulic release, its date of manufacture, and its release depth range in feet. The remaining space on the tag will be used for the stamping of periodic servicing test dates and the marine inspector's initials as described in § 160.062-4(f).

## § 160.062-6 Procedure for approval.

(a) *General.* Hydraulic releases for use on vessels subject to Coast Guard inspection are approved only by the Commandant, U.S. Coast Guard, Washington, D.C. 20591. Application for approval and correspondence pertaining to this specification shall be addressed to the Commander of the Coast Guard District in which the factory is located.

(b) *Manufacturer's plans and specifications.* Before any approval action is taken on a proposed hydraulic release, four (4) sets of all assembly and detailed plans and specifications shall be submitted for review to the Commandant through the Commander of the Coast Guard District in which the device is to be manufactured. These items will be reviewed and the manufacturer notified of any revisions that are required before production commences of the preapproval samples.

(c) *Preapproval samples.* When the Commander of the Coast Guard District has been notified that the plans and specifications are satisfactory, a marine inspector will be detailed to the factory to observe the production facilities and manufacturing methods and to select at random from not less than fifteen (15) hydraulic releases already manufactured, a sample of eight (8) specimens for the preapproval tests described in § 160.062-4(c). The four (4) specimens required for the "Physical and operational tests" under § 160.062-4(c) will be forwarded prepaid by the manufacturer to the Commandant for the necessary testing at a Government laboratory in accordance with the schedule outlined in § 160.062-4(c). Costs of these laboratory tests of the preapproval sample shall be borne by the manufacturer. A copy of the marine inspector's report of the results of the "Visual and dimensional examination" of § 160.062-4(c) shall be forwarded to the Commandant.

(d) *Approval.* If all is satisfactory, an approval number will be assigned to the manufacturer for the hydraulic release submitted, and a certificate of approval issued describing the approval granted together with limitations, if any, which are applicable.

(b) The Commandant, U.S. Coast Guard, in a notice dated March 31, 1967, and effective April 1, 1967 (32 F.R. 5611), approved the continuation of orders, rules, regulations, policies, procedures, privileges, waivers, and other actions, which had been made, allowed, granted, or issued prior to April 1, 1967, and provided that they shall continue in effect according to their terms until modified, terminated, repealed, superseded, or set aside by appropriate authority.

**SUBCHAPTER 5—NUMBERING OF UNDOCUMENTED VESSELS, STATISTICS ON NUMBERING, AND "BOATING ACCIDENT REPORTS" AND ACCIDENT STATISTICS**

**PART 170—GENERAL PROVISIONS**

1. The authority note for Part 170 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 170 issued under secs. 13, 17, 54 Stat. 166, as amended, sec. 7, 72 Stat. 1757, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 5261, 526p, 527d, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2).

**Subpart 170.01—Authority and Purpose**

2. Section 170.01-5 is amended to read as follows:

**§ 170.01-5 Assignment of functions.**

(a) The Department of Transportation Act (Public Law 89-670, 80 Stat. 931-950, 49 U.S.C. 1651-1659), transferred to and vested in the Secretary of Transportation "... all functions, powers, and duties, relating to the Coast Guard, of the Secretary of the Treasury and of other officers and offices of the Department of the Treasury" (subsection 6(b) (1), 49 U.S.C. 1655(b)). This transfer is subject to certain conditions, modifications, and exceptions as set forth in such act. By a rule in 49 CFR 1.4(a) the Secretary of Transportation delegated to the Commandant, U.S. Coast Guard, authority to exercise certain functions, powers, and duties as set forth in subsections 6(a) (4), 6(b) (1), and 6(g) of such act (49 U.S.C. 1655), subject to conditions, exceptions and modifications as described in 49 CFR Part 1. By a rule in 49 CFR 1.9 the Secretary of Transportation continued in effect actions taken prior to April 1, 1967.

(b) The Commandant, U.S. Coast Guard, in a notice dated March 31, 1967, and effective April 1, 1967 (32 F.R. 5611), approved the continuation of orders, rules, regulations, policies, procedures, privileges, waivers, and other actions, which had been made, allowed, granted, or issued prior to April 1, 1967, and provided that they shall continue in effect according to their terms until modified, terminated, repealed, superseded, or set aside by appropriate authority.

**PART 171—STANDARDS FOR NUMBERING**

1. The authority note for Part 171 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 171 issued under sec. 7, 72 Stat. 1757, sec. 6(b) (1),

80 Stat. 938; 46 U.S.C. 527d, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Additional authority cited in parentheses following sections affected.

**Subpart 171.10—Application for Number**

**§ 171.10-20 [Amended]**

2. Section 171.10-20 *Renewal of numbers* is amended by deleting from the authority citation at the end of the section the reference "Treasury Department Order 167-32, September 23, 1958, 23 F.R. 7605."

**PART 172—INTERPRETIVE RULINGS—FEDERAL BOATING ACT AND ACT OF APRIL 25, 1940, AS AMENDED**

1. The authority note for Part 172 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 172 issued under sec. 552, 80 Stat. 383, as amended, secs. 2, 633, 63 Stat. 496, 545, sec. 6(b) (1), 80 Stat. 938; 5 U.S.C. 552, 14 U.S.C. 2, 633, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2).

**Subpart 172.01—General Provisions**

**§ 172.01-5 [Canceled]**

2. Section 172.01-5 *Assignment of functions* is canceled because it has served its purpose.

**PART 173—BOATING ACCIDENTS, REPORTS, AND STATISTICAL INFORMATION**

The authority note for Part 173 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 173 issued under secs. 13, 17, 54 Stat. 166, as amended, secs. 7, 10, 72 Stat. 1757, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 5261, 526p, 527d, 527g, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2).

**SUBCHAPTER T—SMALL PASSENGER VESSELS (UNDER 100 GROSS TONS)**

**PART 175—GENERAL PROVISIONS**

1. The authority note for Part 175 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 175 issued under R.S. 4405, as amended, 4462, as amended, sec. 3, 70 Stat. 152, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 390b, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Additional authority cited in parentheses following sections affected.

**Subpart 175.01—Authority**

**§ 175.01-1 [Amended]**

2. Section 175.01-1 *General* is amended by changing in paragraph (a) the phrase from "Secretary of the Treasury in Treasury Department Order 167-20, dated June 18, 1956 (21 F.R. 4894)" to "Secretary of Transportation by a rule in 49 CFR 1.4(a) (2)"; and in paragraph (b) by changing the phrase from "Secretary of the Treasury in Treasury Department Orders 120, dated July 31, 1950 (15 F.R. 6521), 167-20, dated June 18, 1956 (21 F.R. 4894), CGFR 56-28, dated July 24, 1956 (21 F.R. 5659)" to "Secretary of Transportation by a rule in 49 CFR 1.4(a) (2)."

**Subpart 175.05—Application**

**§ 175.05-1 [Amended]**

3. Section 175.05-1 *Vessels subject to the requirements of this subchapter* is amended by deleting from the authority citations following paragraphs (c) and (e) the reference "Treasury Department Order 120, July 31, 1950, 15 F.R. 6521."

**Subpart 175.10—Definitions of Terms Used in This Subchapter**

**§ 175.10-13 [Amended]**

4. Section 175.10-13 *Headquarters* is amended by adding at the end thereof the ZIP number "20591."

5. Subpart 175.10 is amended by adding after § 175.10-37 a new § 175.10-38 reading as follows:

**§ 175.10-38 Auxiliary sailing vessel.**

This term means a vessel capable of being propelled by mechanical means and/or by sails.

**Subpart 175.25—Special Consideration**

**§ 175.25-1 [Amended]**

6. Section 175.25-1 *By Officer in Charge, Marine Inspection* is amended by deleting from the authority citation at the end of the section the reference "Treasury Department Orders 120, July 31, 1950, 15 F.R. 6521; 167-38, October 26, 1959, 24 F.R. 8857."

**PART 176—INSPECTION AND CERTIFICATION**

1. The authority note for Part 176 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 176 issued under R.S. 4405, as amended, 4462, as amended, sec. 3, 70 Stat. 152, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 390b, 49 U.S.C. 1655(b); 49 CFR 1.4(a). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4421, as amended, 4426, as amended, 4453, as amended, 4464, as amended; 46 U.S.C. 391, 392, 399, 404, 435, 451. Additional authority cited in parentheses following sections affected.

**Subpart 176.01—Certificate of Inspection**

**§ 176.01-25 [Amended]**

2. Section 176.01-25 *Passengers permitted* is amended by deleting from the authority citation following paragraph (a) the reference "Treasury Department Orders 120, July 31, 1950, 15 F.R. 6521; 167-38, October 26, 1959, 24 F.R. 8857."

**§ 176.01-30 [Amended]**

3. Section 176.01-30 *Permit to carry excursion party* is amended by deleting from the authority citation following paragraph (e) the reference "Treasury Department Orders 120, July 31, 1950, 15 F.R. 6521; 167-38, October 26, 1959, 24 F.R. 8857."

**Subpart 176.05—Inspection for Certification**

4. Section 176.05-5 is amended to read as follows:

### § 176.05-5 Initial inspection for certification.

(a) The initial inspection shall include an inspection of the structure, machinery, and equipment, including the outside of the vessel's bottom and unfired pressure vessels.

(b) In the case of a vessel being newly constructed or converted, the initial inspection may consist of a series of inspections during the construction or conversion.

(c) The inspection shall be such as to insure that the arrangement, materials and scantlings of the structure, piping, main and auxiliary machinery, electrical installations, lifesaving appliances, fire extinguishing equipment, and all other equipment comply with the regulations in this subchapter to the extent they are applicable to the vessel being inspected, and are in accordance with such approved plans as may be required by Subpart 177.05 of this subchapter. The inspection shall also be such as to insure that the materials, workmanship and condition of all parts of the vessel and its machinery and equipment are in all respects satisfactory for the service intended, and that the vessel is in possession of a valid certificate issued by the Federal Communications Commission, if required.

### Subpart 176.25—Material Inspections

#### § 176.25-1 [Amended]

5. Section 176.25-1 *Inspection standards* is amended by deleting from the authority citation following paragraph (a) the reference "Treasury Department Order 167-38, October 26, 1959, 24 F.R. 8857."

6. Section 176.25-20 is amended by amending the authority citation at the end of the section and by adding a new paragraph (c), which read as follows:

#### § 176.25-20 Lifesaving equipment—S.

(c) A hydraulic release used in the installation of any liferaft, inflatable liferaft, lifeboat, or buoyant apparatus shall undergo the periodic servicing and testing required by Subpart 160.062 of Subchapter Q (Specifications) of this chapter every 12 months which may be extended to 15 months as determined by the date shown on its inspection tag. The springs of a spring-tensioned gripe used in such an installation shall be renewed when the accompanying hydraulic release is serviced and tested.

(R.S. 4488, as amended; 46 U.S.C. 481)

7. Section 176.25-22 is amended by amending the authority citation at the end of the section and by adding a new paragraph (c), which read as follows:

#### § 176.25-22 Lifesaving equipment—L.

(d) A hydraulic release used in the installation of any liferaft, inflatable liferaft, lifeboat, or buoyant apparatus shall undergo the periodic servicing and testing required by subpart 160.062 of Subchapter Q (Specifications) of this

chapter every 12 months which may be extended to 15 months as determined by the date shown on its inspection tag. The springs on a spring-tensioned gripe used in such an installation shall be renewed when the accompanying hydraulic release is serviced and tested.

(R.S. 4488, as amended; 46 U.S.C. 481)

#### § 176.25-25 [Amended]

8. Section 176.25-25 *Fire extinguishing equipment—S* is amended by changing in paragraph (c) the name from "Interstate Commerce Commission" to "Department of Transportation"; and in the authority citation at the end of the section by deleting the reference "Treasury Department Orders 120, July 31, 1950, 15 F.R. 6521; 167-38, October 26, 1959, 24 F.R. 8857."

#### § 176.25-27 [Amended]

9. Section 176.25-27 *Fire extinguishing equipment—L* is amended by deleting from the authority citation at the end of the section the reference "Treasury Department Orders 120, July 31, 1950, 15 F.R. 6521; 167-38, October 26, 1959, 24 F.R. 8857."

#### § 176.25-40 [Amended]

10. Section 176.25-40 *Miscellaneous systems and equipment* is amended by deleting from the authority citation at the end of the section the reference "Treasury Department Order 167-38, October 26, 1959, 24 F.R. 8857."

## PART 177—CONSTRUCTION AND ARRANGEMENT

The authority note for Part 177 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 177 issued under R.S. 4405, as amended, 4462, as amended, sec. 3, 70 Stat. 152, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 390b, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4488, as amended; 46 U.S.C. 391, 392, 404, 481.

## PART 178—WATERTIGHT INTEGRITY AND SUBDIVISION

The authority note for Part 178 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 178 issued under R.S. 4405, as amended, 4462, as amended, sec. 3, 70 Stat. 152, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 390b, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4453, as amended, 4488, as amended; 46 U.S.C. 391, 392, 404, 435, 481.

## PART 179—STABILITY

The authority note for Part 179 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 179 issued under R.S. 4405, as amended, 4462, as amended, sec. 3, 70 Stat. 152, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 390b, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4453, as amended, 4488, as amended; 46 U.S.C. 391, 392, 404, 435, 481.

## PART 180—LIFESAVING EQUIPMENT

1. The authority note for Part 180 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 180 issued under R.S. 4405, as amended, 4462, as amended, sec. 3, 70 Stat. 152, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 390b, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4421, as amended, 4426, as amended, 4453, as amended, 4488, as amended; 46 U.S.C. 391, 392, 399, 404, 435, 481. Additional authority cited in parentheses following sections affected.

### Subpart 180.10—Primary Lifesaving Equipment Required

2. Section 180.10-1 is amended by adding a new paragraph (b) reading as follows:

#### § 180.10-1 General.

(b) The term "primary lifesaving equipment" means a lifeboat or an acceptable substitute. The acceptable substitute may include liferafts, lifeboats, rescue boats, and buoyant apparatus under certain conditions. Life preservers and ring buoys are not included in the definitions of "primary lifesaving equipment."

3. Section 180.10-5 is amended by adding a new paragraph (b), reading as follows:

#### § 180.10-5 Requirements for vessels in ocean or coastwise service.

(b) After July 1, 1968, all lifeboats and buoyant apparatus shall be international orange in color.

4. Section 180.10-15 is amended by adding a new paragraph (b), reading as follows:

#### § 180.10-15 Requirements for vessels in Great Lakes service.

(b) After July 1, 1968, all lifeboats and buoyant apparatus shall be international orange in color.

5. Section 180.10-20 is amended by adding a new paragraph (b), reading as follows:

#### § 180.10-20 Requirements for vessels in lakes, bays, and sounds service.

(b) After July 1, 1968, all lifeboats and buoyant apparatus shall be either international orange or white in color.

### Subpart 180.20—Stowage and Marking of Lifesaving Appliances

6. Section 180.20-1 is amended by adding a new paragraph (c) reading as follows:

#### § 180.20-1 Stowage of lifesaving appliances.

(c) (1) Hydraulic releases approved under Subpart 160.062 of Subchapter Q (specifications) of this chapter, and spring-tensioned gripes may be permitted

in the installation of any liferaft, inflatable liferaft, lifeboat, or buoyant apparatus. On and after July 1, 1969, only hydraulic releases approved under Subpart 160.062 of this chapter may be used.

(2) Existing hydraulic releases may be returned to their manufacturers or to repair facilities designated by their manufacturers for the purpose of determining compliance with Subpart 160.062 of this chapter. If such a release passes the periodic servicing and testing requirements in § 160.062-4(f) of this chapter and the reconditioning work (if any) is done to the satisfaction of the Officer in Charge, Marine Inspection, the complete body marking and inspection tagging required by § 160.062-5 of this chapter shall be placed on such a release indicating it is an approved item.

#### Subpart 180.25—Life Preservers

7. Section 180.25-5 is amended by adding a new paragraph (b) reading as follows:

§ 180.25-5 Number required.

(b) In addition to the life preservers required by paragraph (a) of this section, all vessels on an international voyage and carrying more than 12 passengers shall be provided with approved type life preservers for 5 percent of the persons carried.

#### PART 181—FIRE PROTECTION EQUIPMENT

1. The authority note for Part 181 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 181 issued under R.S. 4405, as amended, 4462, as amended, sec. 3, 70 Stat. 152, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 390b, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4421, as amended, 4426, as amended, 4453, as amended, 4488, as amended; 46 U.S.C. 391, 392, 404, 435, 481. Additional authority cited in parentheses following sections affected.

#### Subpart 181.30—Portable Fire Extinguishers

§ 181.30-5 [Amended]

2. Section 181.30-5 *Approved extinguishers* is amended by deleting from the authority citation at the end of the section the reference "Treasury Department Order 120, July 31, 1950, 15 F.R. 6521."

#### PART 182—MACHINERY INSTALLATION

1. The authority note for Part 182 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 182 issued under R.S. 4405, as amended, 4462, as amended, sec. 3, 70 Stat. 152, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 390b, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4433, as amended, 4453, as amended, 4488, as amended; 46 U.S.C. 391, 392, 404, 411, 435, 481. Additional authority cited in parentheses following sections affected.

#### Subpart 182.20—Machinery Using Diesel Fuel

§ 182.20-45 [Amended]

2. Section 182.20-45 *Ventilation of compartments containing diesel machinery* is amended by deleting from the authority citation at the end of the section the reference "Treasury Department Order 120, July 31, 1950, 15 F.R. 6521."

§ 182.20-50 [Amended]

3. Section 182.20-50 *Ventilation or venting of compartments containing diesel fuel tanks* is amended by deleting from the authority citation at the end of the section the reference "Treasury Department Order 120, July 31, 1950, 15 F.R. 6521."

#### PART 183—ELECTRICAL INSTALLATION

The authority note for Part 183 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 183 issued under R.S. 4405, as amended, 4462, as amended, sec. 3, 70 Stat. 152, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 390b, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4433, as amended, 4453, as amended, 4488, as amended; 46 U.S.C. 391, 392, 404, 411, 435, 481.

#### PART 184—VESSEL CONTROL AND MISCELLANEOUS SYSTEMS AND EQUIPMENT

1. The authority note for Part 184 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 184 issued under R.S. 4405, as amended, 4462, as amended, sec. 3, 70 Stat. 152, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 390b, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4453, as amended; 46 U.S.C. 391, 392, 404, 435. Additional authority cited in parentheses following sections affected.

#### Subpart 184.15—Navigation Lights and Shapes, Whistles, Fog Horns, and Fog Bells

2. Subpart 184.15 is amended by adding after § 184.15-5 a new § 184.15-10 reading as follows:

§ 184.15-10 Light screens.

(a) Light screens when required by the applicable Rules of the Road for port and starboard side lights shall be painted with a glossy black paint and shall project not less than three (3) feet forward of the center of the light source.

#### PART 185—OPERATIONS

1. The authority note for Part 185 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 185 issued under R.S. 4405, as amended, 4462, as amended, sec. 3, 70 Stat. 152, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 375, 416, 390b, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417, as amended, 4418, as amended, 4426, as amended, 4453, as amended; 46 U.S.C.

391, 392, 404, 435. Additional authority cited in parentheses following sections affected.

#### Subpart 185.22—Patrolmen

§ 185.22-1 [Amended]

2. Section 185.22-1 *Duties* is amended by deleting from the authority citation at the end of the section the reference "Treasury Department Order 167-38, October 26, 1959; 24 F.R. 8857."

#### PART 186—MANNING

1. The authority note for Part 186 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 186 issued under sec. 3, 70 Stat. 152, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 390b, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Additional authority cited in parentheses following sections affected.

#### Subpart 186.10—Licenses

2. Section 186.10-1(c) is amended by revising the text to read as follows:

§ 186.10-1 Licenses required.

(c) (1) A license which authorizes the holder to serve as an operator of a mechanically propelled vessel subject to the regulations in this subchapter will also authorize the holder to serve as operator of a non-self-propelled vessel subject to such regulations under the same conditions as if the vessel were mechanically propelled.

(2) A license which authorizes the holder to serve as an operator of a sail vessel subject to the regulations in this subchapter will also authorize the holder to serve as operator of a non-self-propelled vessel subject to such regulations under the same conditions as if the vessel were sail propelled.

(3) A license which authorizes the holder to serve as an operator of an auxiliary sail vessel subject to the regulations in this subchapter will also authorize the holder to serve as operator of a mechanically propelled vessel, a sail vessel, and a non-self-propelled vessel subject to such regulations under the same conditions as if the vessel were an auxiliary sail vessel.

(R.S. 4426, as amended, 4463, as amended, secs. 7, 17, 54 Stat. 165, as amended, 166, as amended; 46 U.S.C. 404, 222, 526f, 526p)

#### PART 187—LICENSING

1. The authority note for Part 187 is amended to read as follows:

**AUTHORITY:** The provisions of this Part 187 issued under secs. 7, 17, 54 Stat. 165, as amended, 166, as amended, sec. 3, 70 Stat. 152, sec. 6(b) (1), 80 Stat. 938; 46 U.S.C. 526f, 526p, 390b, 49 U.S.C. 1655(b); 49 CFR 1.4(a) (2). Interpret or apply R.S. 4417a, as amended, 4426, as amended; 46 U.S.C. 391a, 404. Additional authority cited in parentheses following sections affected.

#### Subpart 187.20—Specific Requirements for Operators on Other Than Ocean and Coastwise Waters

2. Section 187.20-5(b) is amended to read as follows:

## RULES AND REGULATIONS

## § 187.20-5 General requirements.

(b) An applicant for a license as operator shall submit satisfactory evidence of experience as follows:

(1) For operator of mechanically propelled vessels, sailing vessels, or non-self-propelled vessels, he shall submit satisfactory evidence of at least 12 months' experience in the operation of the type of vessel specified in the application.

(2) For operator of auxiliary sailing vessels, he shall submit satisfactory evidence of at least 18 months' experience in the operation of mechanically propelled vessels, sailing vessels and auxiliary sailing vessels, of which at least 12 months' experience has been in the operation of sailing vessels or auxiliary sailing vessels.

3. Section 187.20-10 is amended by adding a new paragraph (b) reading as follows:

## § 187.20-10 Examination for operators of mechanically propelled vessels.

(b) Although the applicants will be examined only in the Rules of the Road applicable to the waters upon which they are operating, it will be incumbent upon them should they at any time operate on waters for which the Rules of the Road differ, to familiarize themselves with the appropriate rules.

4. Subpart 187.20 is amended by inserting after § 187.20-15 a new § 187.20-17 reading as follows:

## § 187.20-17 Examination for operators of auxiliary sailing vessels.

(a) The examination will consist of questions on the following:

- (1) The Rules of the Road applicable to the waters over which the applicant operates.
- (2) Fire protection and extinguishment.
- (3) Lifesaving equipment.
- (4) The operation of propelling machinery, particularly the safe and proper handling of gasoline and gasoline engines.
- (5) The operation and navigation of auxiliary sailing vessels carrying passengers.
- (6) Simple first aid.
- (7) Rules and regulations of this subchapter applicable to vessels operating in other than ocean and coastwise service.

(b) Although the applicants will be examined only in the Rules of the Road applicable to the waters upon which they are operating, it will be incumbent upon them, should they at any time operate on waters for which the Rules of the Road differ, to familiarize themselves with the appropriate rules.

## Subpart 187.25—Specific Requirements for Ocean Operators

5. Section 187.25-1(d) is amended by changing the phrase from "21 years" to "19 years" so that it reads as follows:

## § 187.25-1 General application.

(d) *Minimum age.* Any person who has attained the age of 19 years and is qualified in all other respects shall be eligible for a license.

6. Section 187.25-5 is amended to read as follows:

## § 187.25-5 Service requirements, mechanically propelled vessels.

(a) The minimum service required to qualify an applicant for examination for a license as operator of mechanically propelled vessels in ocean service is:

(1) One year's service as a licensed motorboat operator of motorboats carrying six or less passengers for hire on ocean or coastwise waters; or,

(2) Two years' deck department service in the operation of ocean or coastwise motorboats or small motor vessels; or,

(3) One year's service as able seaman on ocean or coastwise steam or motor vessels, together with 1 year's deck department service in the operation of ocean or coastwise motorboats or small motor vessels; all of which service shall have been acquired while holding a merchant mariner's document endorsed as "able seaman, any waters, unlimited," or as "able seaman, any waters, 12 months."

(b) All service required by this section shall consist of actual service performed. Accordingly, seasonal service shall only be credited for the actual time served.

7. Subpart 187.25 is amended by inserting after § 187.25-10 a new § 187.25-11 reading as follows:

## § 187.25-11 Service requirements, auxiliary sailing vessel.

(a) The minimum service required to qualify an applicant for examination for a license as operator of auxiliary sailing vessels in ocean service is:

(1) One year's service as a licensed motorboat operator on ocean or coastwise waters and 2 years' service in the operation of ocean or coastwise sailing vessels; or,

(2) 18 months' deck department service in the operation of ocean or coastwise motorboats or small motor vessels and 2 years' service in the operation of ocean or coastwise sailing or auxiliary sailing vessels; or,

(3) One year's deck department service in the operation of ocean or coastwise motorboats or small motor vessels while holding a motorboat operator's license or a license as operator of mechanically propelled vessels and 2 years' service in the operation of ocean or coastwise sailing or auxiliary sailing vessels.

(4) One year's service in the operation of ocean or coastwise sailing or auxiliary sailing vessels while holding a license as operator of mechanically propelled vessels in ocean service; or,

(5) Six months' service in the deck department of mechanically propelled vessels in ocean service while holding a license as operator of sailing vessels in ocean service.

8. Subpart 187.25 is amended by inserting after § 187.25-20 a new § 187.25-21 reading as follows:

## § 187.25-21 Examination for operator of auxiliary sailing vessels in ocean service.

(a) An applicant for a license as operator of ocean auxiliary sailing vessels of less than 100 gross tons shall be required to pass a satisfactory examination as to his knowledge of the subjects listed in this paragraph:

(1) Use of a nautical chart and the meaning of the various symbols and abbreviations thereon; determining and laying off compass courses and distances on a chart, and allowing for set and drift of currents; fixing a vessel's position by bearings of fixed object(s).

(2) International and Inland Rules of the Road.

(3) Practical application of variation and deviation of the magnetic compass and simple methods of determining the compass error.

(4) Rudimentary seamanship, including:

(i) The use and construction of a sea anchor.

(ii) Temporary repairs to the hull in the event of springing a leak.

(iii) Man overboard procedure in the handling of the boat and recovering the person.

(iv) Proper anchoring, mooring and unmooring procedures.

(v) Handling vessel in heavy weather.

(vi) The setting and taking in of a fore and aft sail and others relating to the handling of sails and sailing vessels.

(5) Aids to navigation, including the basic buoyage system of the United States.

(6) Local winds, weather, and currents.

(7) Local navigational features and conditions.

(8) Simple first aid, including artificial respiration.

(9) Elementary signals, including:

(i) Storm signals.

(ii) Distress signals.

(10) The use and reading of weather bulletins.

(11) The use and reading of an aneroid barometer.

(12) Lifesaving and firefighting equipment including precautions to be taken against fire, explosion from oil or gasoline and methods of dealing with fire, the use of fire extinguishers, and the handling of the vessel after fire is discovered.

(13) Rules and regulations of this subchapter applicable to ocean and coastwise vessels.

(14) The operation of propelling machinery, particularly the safe and proper handling of gasoline and gasoline engines.

(15) Such further examination as the Officer in Charge, Marine Inspection, may consider necessary to establish the applicant's proficiency for the route to be navigated.

(b) If the applicant is a holder of a valid license as operator of mechanically propelled vessels in ocean service, he will be required to pass a satisfactory examination in the following subjects:

(1) International and Inland Rules of the Road.

(2) The setting and taking in of a fore and aft sail and others relating to the handling of sails and sailing vessels.

(c) If the applicant is the holder of a valid license as operator of ocean sailing vessels, he will be required to pass an examination in the following subjects:

(1) International and Inland Rules of the Road.

(2) The operation of propelling machinery, particularly the safe and proper handling of gasoline and gasoline engines.

#### Subpart 187.30—Action Against Licenses

##### § 187.30-1 [Amended]

9. Section 187.30-1 *General application* is amended by deleting from the authority citation at the end of the section the reference "Treasury Department Order 167-9, August 3, 1954, 19 F.R. 5195."

#### SUBCHAPTER U—OCEANOGRAPHIC VESSELS

#### PART 188—GENERAL PROVISIONS

##### Subpart 188.01—Authority and Purpose

Section 188.01-5 is amended to read as follows:

##### § 188.01-5 Assignment of functions.

(a) The Department of Transportation Act (Public Law 89-670, 80 Stat. 931-950, 49 U.S.C. 1651-1659), transferred to and vested in the Secretary of Transportation " \* \* \* all functions, powers, and duties, relating to the Coast Guard, of the Secretary of the Treasury and of other officers and offices of the Department of the Treasury" (subsection 6(b)(1), 49 U.S.C. 1655(b)). This transfer is subject to certain conditions, modifications, and exceptions as set forth in such act. By a rule in 49 CFR 1.4(a) the Secretary of Transportation delegated to the Commandant, U.S. Coast Guard, authority to exercise certain functions, powers, and duties as set forth in subsections 6(a)(4), 6(b)(1) and 6(g) of such act (49 U.S.C. 1655), subject to conditions, exceptions and modifications as described in 49 CFR Part 1. By a rule in 49 CFR 1.9 the Secretary of Transportation continued in effect actions taken prior to April 1, 1967.

(b) The Commandant, U.S. Coast Guard, in a notice dated March 31, 1967, and effective April 1, 1967 (32 F.R. 5611), approved the continuation of orders, rules, regulations, policies, procedures, privileges, waivers, and other actions, which had been made, allowed, granted, or issued prior to April 1, 1967, and provided that they shall continue in effect according to their terms until modified, terminated, repealed, superseded, or set aside by appropriate authority.

#### PART 189—INSPECTION AND CERTIFICATION

##### Subpart 189.25—Inspection for Certification

Section 189.25-15(a) is amended by adding a new subparagraph (8) reading as follows:

##### § 189.25-15 Lifesaving equipment.

(a) \* \* \*

(8) A hydraulic release used in the installation of any liferaft, inflatable liferaft, lifeboat, or buoyant apparatus shall undergo the periodic servicing and testing required by Subpart 160.062 of Subchapter Q (Specifications) of this chapter every 12 months which may be extended to 15 months as determined by the date shown on its inspection tag. The springs of a spring-tensioned gripe used in such an installation shall be renewed when the accompanying hydraulic release is serviced and tested.

(R.S. 4405, as amended, 4462, as amended, sec. 5, 79 Stat. 424, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 445, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2))

#### PART 192—LIFESAVING EQUIPMENT

##### Subpart 192.15—Stowage and Marking of Lifeboats, Liferafts, Lifeboats, and Buoyant Apparatus

Section 192.15-10 is amended by adding a new paragraph (e) reading as follows:

##### § 192.15-10 Stowage.

(e) *Hydraulic releases.* (1) Hydraulic releases approved under Subpart 160.062 of Subchapter Q (Specifications) of this chapter, and spring-tensioned gripes may be permitted in the installation of any liferaft, inflatable liferaft, lifeboat, or buoyant apparatus. On and after July 1, 1969, only hydraulic releases approved under Subpart 160.062 of this chapter may be used.

(2) Existing hydraulic releases may be returned to their manufacturers or to repair facilities designated by their manufacturers for the purpose of determining compliance with Subpart 160.062 of this chapter. If such a release passes the periodic servicing and testing requirements in § 160.062-4(f) of this chapter and the reconditioning work (if any) is done to the satisfaction of the Officer in Charge, Marine Inspection, the complete body marking and inspection tagging required by § 160.062-5 of this chapter shall be placed on such a release indicating it is an approved item.

(R.S. 4405, as amended, 4462, as amended, sec. 5, 79 Stat. 424, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 445, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2))

#### PART 195—VESSEL CONTROL AND MISCELLANEOUS SYSTEMS AND EQUIPMENT

##### Subpart 195.20—Navigation Lights and Shapes, Signal Lights, Whistles, Foghorns, Fog Bells, and Gongs

Subpart 195.20 is amended by adding after § 195.20-10 a new § 195.20-15 reading as follows:

##### § 195.20-15 Light screens.

(a) Light screens required by the applicable Rules of the Road for port and starboard side lights shall be painted

with a glossy black paint and shall project not less than three (3) feet forward of the center of the light source.

(R.S. 4405, as amended, 4462, as amended, sec. 5, 79 Stat. 424, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 445, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2))

#### PART 196—OPERATIONS

##### Subpart 196.05—Notice to Mariners and Aids to Navigation

Section 196.05-1 is amended by deleting obsolete information from paragraphs (c) and (d) and by replacing them with a revised paragraph (c) reading as follows:

##### § 196.05-1 Duty of officers.

(c) Weekly Notices to Mariners (worldwide coverage) are prepared jointly by the U.S. Naval Oceanographic Office, the U.S. Coast and Geodetic Survey and the U.S. Coast Guard. They include changes in aids to navigation in assembled form for the 1st, 3d, 5th, 7th, 13th, 14th, and 17th Coast Guard Districts. Foreign marine information is also included in these notices. These notices are available without charge from the U.S. Naval Oceanographic Office, Washington, D.C. 20390, Branch Oceanographic Offices, U.S. Collector of Customs of the major seaports in the United States and are also on file in the U.S. Consulates where they may be inspected.

(d) [Deleted]

(R.S. 4405, as amended, 4462, as amended, sec. 5, 79 Stat. 424, sec. 6(b)(1), 80 Stat. 938; 46 U.S.C. 375, 416, 445, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2))

##### Subpart 196.40—Markings on Vessels

In the printing of the text of § 196.40-5(b) in the FEDERAL REGISTER of January 27, 1968 (33 F.R. 1165), the text became garbled and referenced material was changed, and therefore § 196.40-5(b) is amended to read as follows:

##### § 196.40-5 Markings required.

(b) The markings described in this paragraph are required for undocumented vessels and are in addition to the motorboat registration number required under the Federal Boating Act of 1958.

(1) *Name of vessel.* At least 6 inches above the motorboat registration number on both bows, and on the stern. The letters shall meet the requirements of paragraph (a) of this section.

(2) *Hailing port.* On the stern. The letter shall meet the requirements which apply to paragraph (a) of this section.

Dated: April 3, 1968.

W. J. SMITH,  
Admiral, U.S. Coast Guard,  
Commandant.

Incorporation by reference provisions approved by the Director of the Federal Register on April 11, 1968.

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