

- (1) the price of buoy chain manufactured in the United States is unreasonable; or
 (2) emergency circumstances exist.

(Added Pub. L. 104-324, title XI, § 1128(a), Oct. 19, 1996, 110 Stat. 3984.)

§ 98. National Coast Guard Museum

(a) ESTABLISHMENT.—The Commandant may establish a National Coast Guard Museum, on lands which will be federally owned and administered by the Coast Guard, and are located in New London, Connecticut, at, or in close proximity to, the Coast Guard Academy.

(b) LIMITATION ON EXPENDITURES.—(1) Except as provided in paragraph (2), the Secretary shall not expend any appropriated Federal funds for the engineering, design, or construction of any museum established under this section.

(2) The Secretary shall fund the operation and maintenance of the National Coast Guard Museum with nonappropriated and non-Federal funds to the maximum extent practicable. The priority use of Federal operation and maintenance funds should be to preserve and protect historic Coast Guard artifacts.

(c) FUNDING PLAN.—Before the date on which the Commandant establishes a museum under subsection (a), the Commandant shall provide to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a plan for constructing, operating, and maintaining such a museum, including—

- (1) estimated planning, engineering, design, construction, operation, and maintenance costs;
- (2) the extent to which appropriated, nonappropriated, and non-Federal funds will be used for such purposes, including the extent to which there is any shortfall in funding for engineering, design, or construction; and
- (3) a certification by the Inspector General of the department in which the Coast Guard is operating that the estimates provided pursuant to paragraphs (1) and (2) are reasonable and realistic.

(d) AUTHORITY.—The Commandant may not establish a Coast Guard museum except as set forth in this section.

(Added Pub. L. 108-293, title II, § 213(a), Aug. 9, 2004, 118 Stat. 1037.)

§ 99. Enforcement authority

Subject to guidelines approved by the Secretary, members of the Coast Guard, in the performance of official duties, may—

- (1) carry a firearm; and
- (2) while at a facility (as defined in section 70101 of title 46)—
 - (A) make an arrest without warrant for any offense against the United States committed in their presence; and
 - (B) seize property as otherwise provided by law.

(Added Pub. L. 111-281, title II, § 208(a), Oct. 15, 2010, 124 Stat. 2912.)

§ 100. Enforcement of coastwise trade laws

Officers and members of the Coast Guard are authorized to enforce chapter 551 of title 46. The Secretary shall establish a program for these officers and members to enforce that chapter.

(Added Pub. L. 111-281, title II, § 216(a), Oct. 15, 2010, 124 Stat. 2917.)

§ 101. Appeals and waivers

Except for the Commandant of the Coast Guard, any individual adjudicating an appeal or waiver of a decision regarding marine safety, including inspection or manning and threats to the environment, shall—

- (1) be a qualified specialist with the training, experience, and qualifications in marine safety to effectively judge the facts and circumstances involved in the appeal and make a judgment regarding the merits of the appeal; or
- (2) have a senior staff member who—
 - (A) meets the requirements of paragraph (1);
 - (B) actively advises the individual adjudicating the appeal; and
 - (C) concurs in writing on the decision on appeal.

(Added Pub. L. 111-281, title V, § 524(a), Oct. 15, 2010, 124 Stat. 2958, § 102; renumbered § 101, Pub. L. 111-330, § 1(6)(A), Dec. 22, 2010, 124 Stat. 3569.)

AMENDMENTS

2010—Pub. L. 111-330 renumbered section 102 of this title as this section.

EFFECTIVE DATE OF 2010 AMENDMENT

Pub. L. 111-330, § 1, Dec. 22, 2010, 124 Stat. 3569, provided that the amendment made by section 1(6)(A) is effective with the enactment of Pub. L. 111-281.

CHAPTER 7—COOPERATION WITH OTHER AGENCIES

Sec.	
141.	Cooperation with other agencies, States, territories, and political subdivisions.
142.	State Department.
143.	Treasury Department.
144.	Department of the Army and Department of the Air Force.
145.	Navy Department.
146.	United States Postal Service.
147.	Department of Commerce.
147a.	Department of Health and Human Services.
148.	Maritime instruction.
149.	Assistance to foreign governments and maritime authorities.
150.	Coast Guard officers as attachés to missions.
151.	Contracts with Government-owned establishments for work and material.
152.	Nonappropriated fund instrumentalities: contracts with other agencies and instrumentalities to provide or obtain goods and services.
153.	Appointment of judges.

HISTORICAL AND REVISION NOTES

In connection with its maritime police, promoting safety of life and property at sea, and aiding navigation functions, the Coast Guard frequently finds it advisable to utilize the services of other agencies and correlatively, frequently finds its facilities useful to other agencies. This high degree of cooperation, a natural at-