

89-670, §6(b)(1), Oct. 15, 1966, 80 Stat. 938. Section 6(b)(2) of Pub. L. 89-670, however, provided that notwithstanding such transfer of functions, Coast Guard shall operate as part of Navy in time of war or when President directs as provided in section 3 of Title 14, Coast Guard. See section 108 of Title 49, Transportation.

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

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

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

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

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

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

CODIFICATION

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

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

TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

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

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

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

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

§ 1236. Penalties for violations of regulations

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

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

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

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

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

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

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

CODIFICATION

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

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

AMENDMENTS

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

EFFECTIVE DATE OF 1990 AMENDMENT

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

TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

Coast Guard transferred to Department of Transportation, and all functions, powers, and duties relating to Coast Guard of Secretary of the Treasury and of other officers and offices of Department of the Treasury transferred to Secretary of Transportation by Pub. L. 89-670, §6(b)(1), Oct. 15, 1966, 80 Stat. 938. Section 6(b)(2) of Pub. L. 89-670, however, provided that notwithstanding

ing such transfer of functions, Coast Guard shall operate as part of Navy in time of war or when President directs as provided in section 3 of Title 14, Coast Guard. See section 108 of Title 49, Transportation.

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

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

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

CHAPTER 26—WATER POLLUTION PREVENTION AND CONTROL

SUBCHAPTER I—RESEARCH AND RELATED PROGRAMS

Sec.	
1251.	Congressional declaration of goals and policy.
1252.	Comprehensive programs for water pollution control.
1252a.	Reservoir projects, water storage; modification; storage for other than for water quality, opinion of Federal agency, committee resolutions of approval; provisions inapplicable to projects with certain prescribed water quality benefits in relation to total project benefits.
1253.	Interstate cooperation and uniform laws.
1254.	Research, investigations, training, and information.
1254a.	Research on effects of pollutants.
1255.	Grants for research and development.
1256.	Grants for pollution control programs.
1257.	Mine water pollution control demonstrations.
1257a.	State demonstration programs for cleanup of abandoned mines for use as waste disposal sites; authorization of appropriations.
1258.	Pollution control in the Great Lakes.
1259.	Training grants and contracts.
1260.	Applications; allocation.
1261.	Scholarships.
1262.	Definitions and authorizations.
1263.	Alaska village demonstration projects.
1263a.	Grants to Alaska to improve sanitation in rural and Native villages.
1264.	Omitted.
1265.	In-place toxic pollutants.
1266.	Hudson River reclamation demonstration project.
1267.	Chesapeake Bay.
1268.	Great Lakes.
1268a.	Great Lakes restoration activities report.
1269.	Long Island Sound.
1270.	Lake Champlain Basin Program.
1271.	Sediment survey and monitoring.
1271a.	Research and development program.
1272.	Environmental dredging.
1273.	Lake Pontchartrain Basin.
1274.	Watershed pilot projects.

SUBCHAPTER II—GRANTS FOR CONSTRUCTION OF TREATMENT WORKS

1281.	Congressional declaration of purpose.
1281a.	Total treatment system funding.
1281b.	Availability of Farmers Home Administration funds for non-Federal share.

Sec.	
1282.	Federal share.
1283.	Plans, specifications, estimates, and payments.
1284.	Limitations and conditions.
1285.	Allotment of grant funds.
1286.	Reimbursement and advanced construction.
1287.	Authorization of appropriations.
1288.	Areawide waste treatment management.
1289.	Basin planning.
1290.	Annual survey.
1291.	Sewage collection systems.
1292.	Definitions.
1293.	Loan guarantees.
1293a.	Contained spoil disposal facilities.
1294.	Public information and education on recycling and reuse of wastewater, use of land treatment, and reduction of wastewater volume.
1295.	Requirements for American materials.
1296.	Determination of priority of projects.
1297.	Guidelines for cost-effectiveness analysis.
1298.	Cost effectiveness.
1299.	State certification of projects.
1300.	Pilot program for alternative water source projects.
1301.	Sewer overflow control grants.
SUBCHAPTER III—STANDARDS AND ENFORCEMENT	
1311.	Effluent limitations.
1312.	Water quality related effluent limitations.
1313.	Water quality standards and implementation plans.
1313a.	Revised water quality standards.
1314.	Information and guidelines
1315.	State reports on water quality.
1316.	National standards of performance.
1317.	Toxic and pretreatment effluent standards.
1318.	Records and reports; inspections.
1319.	Enforcement.
1320.	International pollution abatement.
1321.	Oil and hazardous substance liability.
1321a.	Prevention of small oil spills.
1321b.	Improved coordination with tribal governments.
1321c.	International efforts on enforcement.
1322.	Marine sanitation devices.
1323.	Federal facilities pollution control.
1324.	Clean lakes.
1325.	National Study Commission.
1326.	Thermal discharges.
1327.	Omitted.
1328.	Aquaculture.
1329.	Nonpoint source management programs.
1330.	National estuary program.
SUBCHAPTER IV—PERMITS AND LICENSES	
1341.	Certification.
1342.	National pollutant discharge elimination system.
1343.	Ocean discharge criteria.
1344.	Permits for dredged or fill material.
1345.	Disposal or use of sewage sludge.
1346.	Coastal recreation water quality monitoring and notification.
SUBCHAPTER V—GENERAL PROVISIONS	
1361.	Administration.
1362.	Definitions.
1363.	Water Pollution Control Advisory Board.
1364.	Emergency powers.
1365.	Citizen suits.
1366.	Appearance.
1367.	Employee protection.
1368.	Federal procurement.
1369.	Administrative procedure and judicial review.
1370.	State authority.
1371.	Authority under other laws and regulations.
1372.	Labor standards.