

fense, as provided in article 5 of the 1958 Convention on the High Seas;

(B) a certificate of classification issued by the vessel's classification society upon completion of relevant classification surveys and valid at the time of the offense; or

(C) government documents evidencing licensure, regulation, or registration for research or exploration.

(d) **CIVIL PENALTY.**—A person violating this section shall be liable to the United States for a civil penalty of not more than \$1,000,000.

(Added Pub. L. 110–407, title II, §202(a), Oct. 13, 2008, 122 Stat. 4299.)

## Subtitle VIII—Miscellaneous

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<b>801.</b>	<b>Wrecks and Salvage .....</b>	<b>80101</b>
<b>803.</b>	<b>Ice and Derelicts .....</b>	<b>80301</b>
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## CHAPTER 801—WRECKS AND SALVAGE

Sec.	
80101.	Vessel stranded on foreign coast.
[80102.	Repealed.]
80103.	Property on Florida coast to be taken to port of entry.
80104.	Salvaging operations by foreign vessels.
80105.	Canadian vessels aiding vessels in United States waters.
80106.	International agreement on derelicts.
80107.	Salvors of life to share in remuneration.

### AMENDMENTS

2008—Pub. L. 110–375, §1(2), Oct. 8, 2008, 122 Stat. 4055, struck out item 80102 “License to salvage on Florida coast”.

### § 80101. Vessel stranded on foreign coast

(a) **DUTIES OF CONSULAR OFFICER.**—When a vessel of the United States is stranded on a coast of a foreign country, the consular officer in that country shall take proper measures, to the extent the laws of that country allow, to—

(1) save and secure the vessel and property on the vessel; and

(2) prepare an inventory of the property that is saved.

(b) **DELIVERY TO OWNER.**—After deducting the expenses, the consular officer shall deliver the property, with an inventory, to the owner of the property.

(c) **LIMITATION ON TAKING POSSESSION.**—A consular officer may not take possession of property under this section when the owner, master, or consignee is present or able to take possession of the property.

(Pub. L. 109–304, §11, Oct. 6, 2006, 120 Stat. 1690.)

### HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80101 .....	46 App.:721.	R.S. § 4238.

In this section, the words “consular officer” are substituted for “Consuls and vice consuls” and “consul or vice consul” for consistency in the revised title.

Subsection (a)(1) is substituted for “as well for the purpose of saving the vessels, their cargoes and appur-

tenances, as for storing and securing the effects and merchandise saved” to eliminate unnecessary words.

### [§ 80102. Repealed. Pub. L. 110–375, § 1(1), Oct. 8, 2008, 122 Stat. 4055]

Section, Pub. L. 109–304, §11, Oct. 6, 2006, 120 Stat. 1690, related to license to salvage on Florida coast.

### § 80103. Property on Florida coast to be taken to port of entry

(a) **IN GENERAL.**—Property taken from a wreck, the sea, or a key or shoal, on the coast of Florida and within the jurisdiction of the United States, shall be brought to a port of entry of the United States.

(b) **SEIZURE AND FORFEITURE.**—A vessel transporting property described in subsection (a) to a foreign port may be seized by, and forfeited to, the United States Government. A forfeiture under this subsection accrues half to the informer and half to the Government.

(Pub. L. 109–304, §11, Oct. 6, 2006, 120 Stat. 1690.)

### HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80103 .....	46 App.:722. 46 App.:723.	R.S. § 4239. R.S. § 4240.

In subsection (a), the words “of any description whatsoever” are omitted as unnecessary.

In subsection (b), the words “transporting property described in subsection (a) of this section” are substituted for “which shall be engaged or employed in carrying or transporting any property whatsoever, taken from any wreck, from the sea, or from any of the keys or shoals, within the jurisdiction of the United States, on the coast of Florida” to eliminate unnecessary words. The words “may be seized by, and forfeited to, the United States Government” are substituted for “shall . . . be forfeited” for consistency in the revised title. The words “together with her tackle, apparel, and furniture” are omitted as unnecessary. The words “accrues half to the informer and half to the Government” are substituted for “one moiety to the informer and the other to the United States” to use more commonly understood language.

### § 80104. Salvaging operations by foreign vessels

(a) **PROHIBITION.**—Except as provided in this section or section 80105 of this title, a foreign vessel may not, under penalty of forfeiture, engage in salvaging operations on the Atlantic or Pacific coast of the United States, in any portion of the Great Lakes or their connecting or tributary waters, including any portion of the Saint Lawrence River through which the international boundary line extends, or in territorial waters of the United States on the Gulf of Mexico.

(b) **WHEN SUITABLE VESSEL NOT AVAILABLE.**—The Secretary of Homeland Security may authorize a foreign vessel to engage in salvaging operations in a particular locality if, on investigation, the Secretary is satisfied that there is not available in that locality a suitable vessel that is—

(1) owned only by citizens of the United States (including a Bowaters corporation under section 12118 of this title); and

(2) documented under chapter 121 of this title or numbered under chapter 123 of this title.