

siders appropriate” are substituted for “for such time and to such extent (including absolute prohibition) as he shall deem just”, to eliminate unnecessary words.

In subsection (c)(1), the words “the President shall impose a toll of” are substituted for “tolls shall be levied, collected, and paid as follows, to wit: . . . as shall be from time to time determined by the President” for clarity and to eliminate unnecessary words.

In subsection (c)(2), the word “landed” is substituted for “carried to and landed” to eliminate unnecessary words.

In subsection (d), the Secretary of Homeland Security is substituted for the Commissioner of Customs because the functions of the Customs Service and of the Secretary of the Treasury relating thereto were transferred to the Secretary of Homeland Security by section 403(1) of the Homeland Security Act of 2002 (Pub. L. 107-296, 116 Stat. 2178). The functions of the Commissioner of Customs previously were vested in the Secretary of the Treasury under section 321(c) of title 31. For prior related transfers of functions, see the transfer of functions note under 46 App. U.S.C. 145.

In subsection (d)(2), the words “a port described in subsection (c)(2) of this section” are substituted for “some port or place within the limits above named” for clarity.

Subtitle VII—Security and Drug Enforcement

Chapter Sec.
700. Ports and Waterways Safety 70001.1
701. Port Security 70101
703. Maritime Security 70301
705. Maritime Drug Law Enforcement ... 70501

AMENDMENTS

2018—Pub. L. 115-282, title IV, §401(b), Dec. 4, 2018, 132 Stat. 4263, added item for chapter 700.

2008—Pub. L. 110-181, div. C, title XXXV, §3529(c)(1), Jan. 28, 2008, 122 Stat. 603, repealed Pub. L. 109-304, §9(a). See 2006 Amendment note below.

2006—Pub. L. 109-304, §10(1), Oct. 6, 2006, 120 Stat. 1683, amended analysis generally, substituting “Security and Drug Enforcement” for “Miscellaneous” in subtitle heading and adding items for chapters 703 and 705.

Pub. L. 109-304, §9(a), Oct. 6, 2006, 120 Stat. 1674, which directed amendment identical to that made by Pub. L. 109-241, was repealed by Pub. L. 110-181, §3529(c)(1), with Pub. L. 109-304, §9(a), to be treated as if never enacted. See note below.

Pub. L. 109-241, title IX, §901(k)(1), July 11, 2006, 120 Stat. 564, redesignated subtitle VI of this title as subtitle VII.

CHAPTER 700—PORTS AND WATERWAYS SAFETY

SUBCHAPTER A¹—VESSEL OPERATIONS

- 70001.² Vessel traffic services.
70002. Special powers.
70003. Port access routes.
70004. Considerations by Secretary.
70005. International agreements.

SUBCHAPTER B¹—PORTS AND WATERWAYS SAFETY

- 70011. Waterfront safety.
70012. Navigational hazards.
70013. Requirement to notify Coast Guard of release of objects into the navigable waters of the United States.

¹ So in original. The period probably should not appear.

¹ So in original. Does not conform to subchapter designation.

² So in original. Probably should be preceded by “Sec.”

SUBCHAPTER C¹—CONDITION FOR ENTRY INTO PORTS IN THE UNITED STATES

- 70021. Conditions for entry to ports in the united states.³

SUBCHAPTER D¹—DEFINITIONS, REGULATIONS, ENFORCEMENT, INVESTIGATORY POWERS, APPLICABILITY

- 70031. Definitions.
70032. Saint Lawrence Seaway.
70033. Limitation on application to foreign vessels.
70034. Regulations.
70035. Investigatory powers.
70036. Enforcement.

SUBCHAPTER E¹—REGATTAS AND MARINE PARADES

- 70041. Regattas and marine parades.

SUBCHAPTER F¹—REGULATION OF VESSELS IN TERRITORIAL WATERS OF UNITED STATES

- 70051. Regulation of anchorage and movement of vessels during national emergency.
70052. Seizure and forfeiture of vessel; fine and imprisonment.
70053. Enforcement provisions.
70054. Definitions.

AMENDMENTS

2018—Pub. L. 115-282, title IV, §§406(b), 407(e), Dec. 4, 2018, 132 Stat. 4266, 4267, added items for subchapters E and F and items 70041 and 70051 to 70054.

SUBCHAPTER I—VESSEL OPERATIONS

§ 70001. Vessel traffic services

(a) Subject to the requirements of section 70004, the Secretary—

(1) in any port or place under the jurisdiction of the United States, in the navigable waters of the United States, or in any area covered by an international agreement negotiated pursuant to section 70005, may construct, operate, maintain, improve, or expand vessel traffic services, that consist of measures for controlling or supervising vessel traffic or for protecting navigation and the marine environment and that may include one or more of reporting and operating requirements, surveillance and communications systems, routing systems, and fairways;

(2) shall require appropriate vessels that operate in an area of a vessel traffic service to utilize or comply with that service;

(3)(A) may require vessels to install and use specified navigation equipment, communications equipment, electronic relative motion analyzer equipment, or any electronic or other device necessary to comply with a vessel traffic service or that is necessary in the interests of vessel safety.

(B) Notwithstanding subparagraph (A), the Secretary shall not require fishing vessels under 300 gross tons as measured under section 14502, or an alternate tonnage measured under section 14302 as prescribed by the Secretary under section 14104, or recreational vessels 65 feet or less to possess or use the equipment or devices required by this subsection solely under the authority of this chapter;

(4) may control vessel traffic in areas subject to the jurisdiction of the United States

³ So in original. Does not conform to section catchline.