

TITLE 46—SHIPPING

This title was enacted by Pub. L. 98-89, § 1, Aug. 26, 1983, 97 Stat. 500; Pub. L. 99-509, title V, subtitle B, § 5101, Oct. 21, 1986, 100 Stat. 1913; Pub. L. 100-424, § 6, Sept. 9, 1988, 102 Stat. 1591; Pub. L. 100-710, title I, § 102, Nov. 23, 1988, 102 Stat. 4738; Pub. L. 109-304, Oct. 6, 2006, 120 Stat. 1485

Subtitle	Sec.
I. GENERAL	101
II. VESSELS AND SEAMEN	2101
III. MARITIME LIABILITY	30101
IV. REGULATION OF OCEAN SHIP- PING	40101
V. MERCHANT MARINE	50101
VI. CLEARANCE, TONNAGE TAXES, AND DUTIES	60101
VII. SECURITY AND DRUG ENFORCE- MENT	70101
VIII. MISCELLANEOUS	80101

Editorial Notes

AMENDMENTS

2006—Pub. L. 109-304, § 3, Oct. 6, 2006, 120 Stat. 1485, amended title analysis generally, adding item IV, substituting “50101” for “53101” in item V, adding item VI, substituting “SECURITY AND DRUG ENFORCEMENT” for “MISCELLANEOUS” in item VII, and adding item VIII.

Pub. L. 109-241, title IX, § 901(k)(2), July 11, 2006, 120 Stat. 565, redesignated item VI “MISCELLANEOUS” as item VII.

2003—Pub. L. 108-136, div. C, title XXXV, § 3531(b), Nov. 24, 2003, 117 Stat. 1817, added item V.

2002—Pub. L. 107-295, title I, § 102(b), Nov. 25, 2002, 116 Stat. 2084, added item VI.

1988—Pub. L. 100-710, title I, § 102(b), Nov. 23, 1988, 102 Stat. 4738, amended title analysis generally, substituting “GENERAL” for “[Reserved—general]” in item I and adding item III.

Disposition Table

(Showing Disposition of Former Sections of Title 46 or Title 46 Appendix)

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1	Rep.
2	2103
3 note prec. (Act 12-27-1950, §§ 1, 2).	501
3	Rep.
4	2105
5, 6	Rep.
7	2107
8	2108
9(a), (b)	3316
9(c)	Rep.
9(d)	3316
11, 12	Rep.
13	Rep.
14 (words before last proviso)	12107
14 (last proviso)	12151
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42	60103
43-56	Rep.
57	60102
58	Rep.
59	Rep.
60-63	Rep.
65(1)	2101(10)

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65b	12102
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65d	12115
65e	12103
65f	12116
65g	12104
65h	12105
65i	12106
65j	12107
65k	12108
65l	12109
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65q	12117
65r	12118
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65t	12120
65u	2107, 12122(a)
65v(1)	2104
65v(2)	12121
65w	12101
71	12102, 14102, 14104, 14501, 14502, 14504, 14511, 14521, 14522
72	14503
73, 74	Rep.
75	14512
76	Rep.
77	14502, 14512
78, 79	Rep.
80	(See former 660-1)
81	14306
82	3101
83	14502, 14513
83a-83g	14513
83h	14102
83i	14702
83j	14701
83k	2107
85-85g	Rep.
86	5114, 5115
86a	5101
86b	5102
86c	5102, 5103, 5104, 5106
86d	5107
86e	5108
86f	5109
86g	5112
86h	5113
86i	5116
88	5102
88a	5104, 5108
88b	5103, 5107
88c	5112
88d	5109
88e	5112
88f	5113
88g	5116
88h, 88i	Rep.
91	60105

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98	60109
99	Rep.
100	60107
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103	Rep.
104	60504
105-110	Rep.
111	Elim.
112, 113	Rep.
121 (1st sentence)	60302
121 (2d sentence)	60301
121 (3d sentence related to dis- tress).	60305
121 (3d sentence related to trade).	60306
121 (4th sentence)	60302
121 (5th sentence words before semicolon).	60302
121 (5th sentence words after semicolon).	60304
121 (last sentence words before semicolon).	60312
121 (last sentence words after semicolon).	60302
122	60307
123	60308
124	60309
125	60310
126, 127	Rep.
128, 129	60303
130, 131	Rep.
132	60301
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135	60312
141	60503
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144, 145	60507
146	60502
151-162	Rep.
163	60101
170	3306(a)(5), Rep. in part
170(14)	2106
170a, 170b	Rep.
171-175	Rep.
178, 179	Rep.
181	30503
182	30504
183(a)	30505
183(b) (1st sentence)	30506
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183(c)-(e)	30506
183(f) (related to 46 App.:183(b)-(e)).	30506
183(f) (related to 46 App.:183b)	30508
183(g)	30510
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184	30507
185	30511
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188	30502
189	30505
190	30704
191	30705
192	30706
193	30703
194	30707
195	30702
196	Rep.
201	11301
202	11302
203	11303
211	8501(a)
212	8501(b)
213	8501(c), (e)
214	7101
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215	8501(d), 8502
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216b(e)	9304
216c	9303
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216e(a)-(c)	9308
216e(d)	2107
216e(e)	2106
216f	9302(c)
216g	9306
216h	9307
216i	Rep.
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222	8101
223	8301
224	7101, 8101
224a	8303, 8304
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225	7106, 7109, 7113
226	7101, 7106, 7703
227	Rep.
228	7101, 7106, 7703
229	7101, 7106, 7703
229a	7101, 7103
229b	7101, 7103
229c	7106, 7108, 7318
229d	Rep.
229e	7105
229f	7110
229g	7103, 7318
229h	Rep.
230	7112
231	7105
232	7110
233	7109
234	3315
235	8104
236	8103
237, 238	Rep.
239	6101, 6301, 7703
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239(e)	6304, 7705
239(f)	6304
239(g)	6305, 7701
239(i)	6306
239(j)	6301, 6307
239(k)	6305
239a(a)	7503(a), 7704(a)
239a(b)	2101(34)
239a(c)	7302
239b(a)	7503(b)
239b(b)	7704(b), (c)
240	7703
241	8304
242	7101, 7102, 8302(a)-(d)
243	7101, 7104, 7107, 7108
244	7101, 7105
245	8302(g), (h)
246(a)	8302(a)-(d)
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246(c)	7703
247	7101
248	8302
249-249c	Rep.
251, 251a	55114
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252-262	Rep.
263-276	Rep.
277	12133
278-288	Rep.
289	55103
289a, 289b	55121
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319	T. 19 § 1706a
320-325	Rep.
326	502
327	503
328	Rep.
329, 330	Rep.
331	2110
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351-353	Rep.
354, 355	60104
361	2101(16), (37)
362	2109, 3301(9), 3314
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362(c)	3505
363	2109
364	8502
365	Rep.
366	3306
367	2101(16), (33), 2303, 3301(7), 3302
369	3305, 3306, 3316
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369(e)	3318
371	Rep.
372	2103
373-374a	Rep.
375	3306
376-382a-1	Rep.
382b	2104, 2111, 2112
382b-1	3317(b)
382c-385	Rep.
390	3302, 3304
390(a)	2101(21)(B)
390(b)	2101(35)
390(d)	2101(34)
390(e)	2101(13)
390(f)	2101(27)
390(g)	2101(30)
390(h)	2101(28)
390(i)	2101(29)
390a	3301(4), (5), (8), 3305
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390a(b)	3317(a), 7114
390b	3306, 8901, 8902
390c	3303(a), 3309, 3311
390c(b), (c)	3313
390d	2106, 3318(a), 8906
390e-390g	Rep.
391	3301(1), (4), (9), 3304, 3305
391(b)	3307(3)
391(c)	2101(22), 3307(1)
391(e)	3302
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391a(2)(A)	2101(9)
391a(2)(B)	2101(12)
391a(2)(C)	2101(14)
391a(2)(D)	2101(15)
391a(2)(E)	2101(20)
391a(2)(F)	3701(4)
391a(2)(G)	2101(24)
391a(2)(H)	2101(5)
391a(2)(I)	2101(34)
391a(2)(J)	3701(5)
391a(2)(K)	3701(6)
391a(2)(L)	2101(46)
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391a(2)(N)	2101(8)
391a(2)(O)	2101(23)
391a(2)(P)	3701(2)
391a(2)(Q)	3701(3)
391a(2)(R)	3701(1)
391a(2)(S)	2101(7)
391a(3)	2101(39), 2301, 3303, 3702(a)
391a(4)	2109
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391a(10)(B)	9101(b)
391a(10)(C)	7317, 8703(b)
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391a(12)	3703
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391a(16)	3717
391a(17)	3715
391a(18)	3716
391b	Rep.
392	3304-3306
392(b)	3307(3)
393, 394	Rep.
395	3301(6), 3305, 3311
395(d)	3309
395(e)	2101(32)
396, 397	Rep.
398	3318
399	3309, 3311, 3314
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401, 402	Rep.
403	3318
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404-1	3301(3), 3305, 3501
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404-1(4)	2101(21)(C)
404-1(6)	3307(2), (3)
404-1(8)	8301
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405	2101(40), 3301(9), 3305
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405(b)(1)(A)	2101(34)
405(b)(2)	8904
405(b)(3)	8905(b)
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407	3305, 3318
408	3305, 3306, 3318
409	Rep.
410	3318
411, 412	3306
413	3318
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415	Rep.
416	2104, 3306
417	(See former 416)
418, 419	Rep.
420	3302, 3306
431-434	Rep.
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436	2106, 3318
437-440	Rep.
441(1)	2101(18), 50503
441(2)	2101(31), 50503
442	3302
443	50503
444	8701, 50503
445	2113, 3306
446-446c	50504
446 note (Pub. L. 97-322, § 201)	Rep.
446d	8101
451	3501
452	3501(b), (c)
453	2113
454-457	T. 33 §§ 1233-1236
458	Rep.
459	3306
460, 460a, 461	3502
462	2106, 3501, 3502
463, 463a, 464	Rep.
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466	Rep.
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472	Rep.
473	3306
474-476	Rep.
477-479	3306
480	2301
481	2106, 3306
481(a)	2101(34)
481(c)	2106
481(d)	3318
482, 483	3306
484-488	Rep.
489	3306
490	Rep.
491 (words before semicolon)	30102
491 (words after semicolon)	30103
492	3506
493-496	Rep.
497	2106, 3318, 8502
498	Rep.
511-522	Rep.
526	2101(43)
526a-526d	Rep.
526e	4102(b)
526f	Rep.
526g	4102(a)
526h	4103
526i	4102(c)
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526k-526n	Rep.
526o	2106, 2107, 4106
526p	2107, 3306, 4104
526q-526t	Rep.
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527-527h	Rep.
531	10601
532	Rep. See 11501
533, 534	10602
541-542a	Rep.
543	2104
544, 545	Rep.
546	10102
547-549	Rep.
561, 562	Rep.
563	11110
564	10301, 10302
565	10305
566	10301
567, 568	10321
569	10309
570	10308
571	10321
572, 573	Rep.
574	10301, 10501, 10502
575	10508
576	10509
577	10307
578	11107
579	Rep.
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592	10313(b)
593	10313(b)
594	10313(c)
595	10313(d)
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597	2101(12), 10313(e)-(i), 10504
598	10313(e), 10504(a), (d), 10505(d)
599	2101(12), 10314, 10315, 10505, 10506
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601	11108, 11109
602	11111
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643(f)	7319, 7502
643(h)	7501
643(i)	7316, 10103
643a	8701
643b	Rep.
644	10312(a), (b), (d)-(f)
645, 646, 651	Rep.
652	10312(c)
653	10901, 10902(a), 10907
654	10901, 10903(a), (b)
655	10901, 10904
656	10901, 10905
657	10905
658	10901, 10906, 10908
659	10903(c)
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661	10321
662	10902(b)
663	Rep.
664	10907
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668, 669	Rep.
670, 671	11103
672	8701, 8702
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672(b)(2)	7308
672(b)(3)	7309, 7310
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672(e)	8702(b), (c)
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672(g)	7313, 7314
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672(i)	7302
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672b, 672b-1, 672c	Rep.
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680, 681	Rep.
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692	Rep.
701	11501
702	11502
703	11503
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738	80301
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738b	Rep.
738c	80303
738d	Rep.
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742 (2d sentence)	30906
742 (3d sentence)	30903
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743 (1st sentence)	30907
743 (2d, 3d sentences)	30911
743 (4th-6th sentences)	30907
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743a	Rep.
744	30914
745 (words before 1st proviso)	30905
745 (1st proviso)	30904
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745 (last proviso)	30911
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747	30915
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749	30912
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751	30917
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761(a)	30302
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762(a)	30303
762(b)	30307
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782 (last sentence words before last comma)	31103
782 (last sentence words after last comma)	31107
783 (words before proviso)	31102
783 (proviso)	31105
784	31110
785	31111
786	31108
787	31109
788	31112
789	31106
790	31113
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803	50502
804	Rep.
804a	Rep.
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808(4th par., prior to amend- ment by Pub. L. 100-710)	31328
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808(b)	57109
808(c)-(f)	56101
808a	56101
809-810a	Rep.
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817d(a) (6th-28th words)	44101
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817d(c)	44104
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817d(e)	44105
817e(a) (1st-14th, 37th-last words)	44102
817e(a) (15th-36th words)	44101
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818-832	Rep.
833, 833a	Rep.
834	60108
835	56102
836, 837	56105
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839 (last par.)	56104
840-841c	Rep.
842	Rep.
843-848	Rep.
861	50101
862-864	Rep.
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864b	57108
865	Rep.
865a	53101 note
866	Rep.
867	50302
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871	57106
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873, 874	Rep.
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876(e)	42101
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878-880	Rep.
881	3305, 3316, 12119
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883 (words before 1st proviso)	55102
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883 (11th proviso)	55102
883 (12th proviso)	55110
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883-1	12118
883a (1st sentence)	12139
883a (2d, last sentences)	12151
883b	Rep.

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<i>Title 46 or Title 46 Appendix Former Sections</i>	<i>Title 46 New Sections</i>
884	58108
885	T. 15 § 38
886	Rep.
887-889	Rep.
891	50101
891a	Rep.
891b	57106
891c-891y	Rep.
911(1), (2)	30101(1)
911(3)	Rep.
911(4)	30101(1)
911(5)	31301(3)
921	31321(a)(1), (e)
922(a), (b)	31322(a)(1)
922(b)	31301(6)(A)
922(c), (d)	Rep.
922(e), (f)	31322(c)
923	31324
924	31323(a), (b)
925	31343
925(b)	31321(f), (h)
926(a), (b)	31321(b)
926(c)	Rep.
926(d)	31322(b)
927	31302(1), (2)
941(a)	Rep.
941(b) (1st sentence)	31330(a), (c)
941(b) (last sentence)	31323(c)
941(c)	31304
951 (1st par.)	31325(a), (b)(1), (c), (d)
951 (2d par. less proviso)	31301(6)(B)
951 (2d par. proviso)	31326(b)(2)
952 (1st, 2d sentences)	31325(e)
952 (last sentence)	31308
953(a)	31301(5)
953(b)	31326(a), (b)(1)
954(a)	31325(b)(2)
954(b)	31303
961(a)	Rep.
961(b)	31327
961(c)	31326(a)
961(d), (e)	31328
961(f)	31329
971	31342
972	31341
973	31341(a)
974	31305
975	31307
981-984	Rep.
1011	Rep.
1012	31321(a)(2)
1013, 1014	Rep.
1101	50101
1111(a), (b)	Rep.
1111(c) (related to seal)	301
1111(c) (related to records) and 1111(c) (related to rules and regulations)	303
1111(d) (related to Commis- sion)	305
1111(d) (related to Secretary)	307
1111(e)	Rep.
1111(f) (1st, last sentences)	Rep.
1111(f) (2d sentence related to Commission)	Rep.
1111(f) (2d sentence related to Secretary)	T. 49 § 109
1111 note (Pub. L. 89-56)	301
1111 note (Reorg. Plan No. 6 of 1949)	301
1111 note (Reorg. Plan No. 21 of 1950, §§ 201, 203, 204)	T. 49 § 109
1111 note (Reorg. Plan No. 7 of 1961, §§ 101, 102(a)-(c), 104, 105(d))	301
1111 note (Reorg. Plan No. 7 of 1961, § 102(d))	302
1111 note (Reorg. Plan No. 7 of 1961, § 105(a)-(c))	304
1111 note (Reorg. Plan No. 7 of 1961, § 201)	T. 49 § 109
1111a-1111c	Rep.
1112	50303
1113	Rep.

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<i>Title 46 or Title 46 Appendix Former Sections</i>	<i>Title 46 New Sections</i>
1114	Rep.
1115	58107
1116, 1116a	Rep.
1117 (related to Commission) ..	Rep.
1117 (related to Secretary)	T. 49 § 109
1118 (related to Commission) ..	306
1118 (related to Secretary)	50111
1118 note (Pub. L. 106-398, [§ 3506])	50111
1119	T. 49 § 109
1119a, 1119b	Rep.
1120	50102
1121(a)-(c)	50103
1121(d)	50105
1121(e)	50106
1121(f)	50109
1121(g)	50106
1121(h), (i)	50109
1121(j) (words before 1st semi- colon)	50105
1121(j) (words between 1st and 2d semicolons)	50110
1121(j) (words after 2d semi- colon)	50109
1121-1	55301
1121-2	50112
1122(a)	50104
1122(b)(1)	50110
1122(b)(2)	50105
1122(c)	50105
1122(d)	50110, T. 49 § 109
1122(e)	Rep.
1122(f)	50108
1122(g)	50111
1122a	50113
1122b	55501
1123	50109
1124	50306
1125	57105
1125 note (Pub. L. 86-518, § 9) ...	57105, 57506
1125a	57107
1126	Rep.
1126-1(a) (1st sentence)	51101
1126-1(a) (last sentence), (b) ...	51104
1126a, 1126a-1	Rep.
1126b, 1126b-1	Rep.
1126c, 1126d	Rep.
1127-1128h	Rep.
1131	53101 note
1132 (prior provision)	8103
1132(a) (prior provision)	7102
1132 (added by Pub. L. 104-239)	52101
1141-1144	Rep.
1145	Rep.
1151-1155	53101 note
1155a	Rep.
1156, 1157	53101 note
1158(a)	57102
1158(b)	57103
1159	53101 note
1160(a)	57301
1160(b) (1st sentence)	57302
1160(b) (2d sentence)	57304
1160(b) (3d sentence)	57305
1160(b) (4th-7th sentences)	57306
1160(b) (last sentence)	57302
1160(c)	57303
1160(d)	57305
1160(e)	57307
1160(f)	50111
1160(g)	57308
1160(h)	Rep.
1160(i)	57104
1160(j)	57101
1161(a)	53301
1161(b) (1st sentence words be- fore 6th comma)	53302
1161(b) (1st sentence words be- tween 6th and 10th commas) ..	53303
1161(b) (1st sentence between 10th and 16th commas)	53302
1161(b) (1st sentence words after 16th comma)	53305
1161(b) (last sentence)	53302

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<i>Title 46 or Title 46 Appendix Former Sections</i>	<i>Title 46 New Sections</i>
1161(c)	53306
1161(d)	53307
1161(e)	53308
1161(f)	53309
1161(g), (h)	53310
1161(i)	53311
1161(j)	53312
1161(k)	Rep.
1161(l)	53304
1161(m)—(o)	53301
1162, 1171—1176	53101 note
1177(a) (1st sentence)	53503
1177(a) (2d sentence related to purpose)	53503
1177(a) (2d sentence related to deposits)	53504
1177(a) (last sentence)	53504
1177(b)(1), (2)	53505
1177(b)(3)	53501
1177(c)	53506
1177(d)	53507
1177(e)	53508
1177(f)	53509
1177(g)	53510
1177(h) (less (2) (last sentence))	53511
1177(h)(2) (last sentence)	53512
1177(i)	53513
1177(j)	53514
1177(k)(1)—(3)	53501
1177(k)(4)	Rep.
1177(k)(5)—(9)	53501
1177(l) (1st sentence)	53515
1177(l) (2d sentence)	53502
1177(l) (last sentence)	53516
1177(m)	53517
1177—1	53501
1177a	Rep.
1178—1181	53101 note
1182	Rep.
1183—1185a	53101 note
1187—1187e	Rep.
1191	57501
1192	57502
1193(a)	57503
1193(b)	57502
1193(c) (related to construction, reconstruction, or reconditioning)	57503
1193(c) (related to chartering)	57512
1194	57504
1195 (1st, 2d sentences)	57505
1195 (last sentence)	57506
1196(a)	57512
1196(b) (1st sentence related to announcement)	57512
1196(b) (1st sentence related to authority)	57515
1196(b) (last sentence)	57513
1197	57515
1198	57516
1199	57517
1200	57518
1201	57511
1202(a)	57519
1202(b), (c)	57520
1202(d)	57521
1203	57514
1204	57531
1205	57532
1206	Rep.
1211, 1212	53101 note
1213(a) (less 3d sentence as related to 1121(a))	53101 note
1213(a) (3d sentence related to 1121(a))	50103
1213(b)	T. 49 § 109
1214	Rep.
1221	Rep.
1222	Rep.
1223(a)	58101
1223(b)	58102
1223(c)	Rep.
1223(d)	58103
1223(e)	Rep.

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<i>Title 46 or Title 46 Appendix Former Sections</i>	<i>Title 46 New Sections</i>
1223(f)	58104
1224, 1225	Rep.
1226	58105
1227	58106
1228 (1st, 2d pars.)	58109
1228 (last par.)	505
1241(a)	55302
1241(b)	55305
1241(c)	55303
1241—1	55304
1241a, 1241b	50301
1241b note (limitation on funds for fiscal year 1957)	50301
1241c	50301
1241d	55311
1241e	55313
1241f(a)—(d)	55314
1241f(e)	55312
1241g	55315
1241h	55316
1241h note (Pub. L. 100—202, § 101(a) [title V, § 501])	55316
1241i	Rep.
1241j	55317
1241k—1241n	Rep.
1241o	55314
1241p	55318
1241q	55333
1241r	55332
1241s	55334
1241t(a), (c)	55335
1241t(b)	55336
1241u	Rep.
1241v	55331
1242(a) (1st, 2d sentences)	56301
1242(a) (3d sentence)	56303
1242(a) (4th sentence)	56307
1242(a) (last sentence)	56303
1242(b)	56303
1242(c) (1st sentence)	56302
1242(c) (2d sentence)	56304
1242(c) (last sentence)	56303
1242(d) (1st par. words before 2d comma)	56303
1242(d) (1st par. words after 2d comma)	56304
1242(d) (last par.)	56305
1242(e)	56306
1242—1	Rep.
1242a(a)	56501
1242a(b)	56502
1242a(c)	56503
1242a(d)	56504
1242a(e)	56502
1243	Rep.
1244(a)	109
1244(b)	Rep.
1244(c)	50501
1244(d)—(f)	Rep.
1244(g)	114
1245 (1st sentence)	Rep.
1245 (last sentence)	101 note
1246	Rep.
1247	50305
1248, 1249	53101 note
1251—1262	Rep.
1271	53701
1272	53717
1273(a)	53702
1273(b)	53711
1273(c)	53709
1273(d)	53705
1273(e) (1st sentence)	53705
1273(e) (last sentence)	53721, 53722
1273(f)	53704
1273(g)	53732
1273(h)	53704
1273(i), (j)	53706
1273a	53707
1274(a)	53706
1274(b)(1)	53707
1274(b)(2)	53709
1274(b)(3)—(7)	53710
1274(b) (last 2 sentences)	53709

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<i>Title 46 or Title 46 Appendix Former Sections</i>	<i>Title 46 New Sections</i>
1274(c)(1) (1st sentence)	53711
1274(c)(1) (last sentence)	53709
1274(c)(2)	53711
1274(d)(1), (2)	53708
1274(d)(3)	53732
1274(d)(4)	53707
1274(d)(5)	Rep.
1274(e)	53714
1274(f)(1)	53713
1274(f)(2), (3)	53708
1274(f)(4)	53713
1274(g)	53717
1274(h)	53710
1274(i)	53709
1274(j)	53732
1274(k)	53712
1274(l)	53703
1274(m)	53712
1274(n)	53703
1274a	53734
1275(a)	53721
1275(b)	53722
1275(c)	53724
1275(d)	53723
1275(e)	53725
1275(f)	53722
1276–1279	Rep.
1279a	53715
1279b (prior provision)	Rep.
1279b (added by Pub. L. 107–107)	53716
1279c	53731
1279d	53732
1279e	53733
1279f	53735
1279g	53702
1280	53717
1280a	53733
1280b	53718
1281(a)–(c)	53901
1281(d), (e)	Rep.
1282	53902
1283(a) (1st, 2d sentences)	53903
1283(a) (last sentence)	53910
1283(b) (1st sentence)	53903
1283(b) (last sentence)	53901
1283(c)–(f)	53903
1284	53903
1285	53905
1286	53904
1287	53907
1288, 1288a	53909
1289(a)(1)	53910
1289(a)(2)	53906
1289(b)–(f)	53910
1290	Rep.
1291	50111
1292	53911
1293	53908
1294	53912
1295 (1st sentence)	51101
1295 (last sentence cl. (1))	51103
1295 (last sentence cl. (2))	51104
1295a	51102
1295b(a)	51301
1295b(b)(1)–(3)(C)	51302
1295b(b)(3)(D)	51303
1295b(b)(3)(E)	51305
1295b(b)(3)(F)	51311
1295b(b)(3)(G)	Rep.
1295b(b)(4)	Rep.
1295b(b)(5)–(7)	51304
1295b(b)(8)	51309
1295b(c)	51311
1295b(d)	51308
1295b(e)(1)–(4)	51306
1295b(e)(5)	51310
1295b(f)	51307
1295b(g)	51309
1295b(h)	51312
1295b(i)	51313
1295b(j)	51314
1295c(a)	51501
1295c(b)	51503

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<i>Title 46 or Title 46 Appendix Former Sections</i>	<i>Title 46 New Sections</i>
1295c(c)(1), (2)	51504
1295c(c)(3)(A)	51507
1295c(c)(3)(B)	51508
1295c(d)(1)	51505
1295c(d)(2)	51501
1295c(e)	51502
1295c(f)	51506
1295c(g)(1)–(6)	51509
1295c(g)(7)	51510
1295c(g)(8)	51509
1295c(h)	51511
1295c note (Pub. L. 101–115, §4)	51504
1295c–1	T. 49 § 109
1295d(a), (b)	51703
1295d(c)	51704
1295e	51701
1295f(a), (b)	51702
1295f(c)	2101(17), 3301(2), 3306, 3307(1)
1295f(d)(1)	51702
1295f(d)(2), (3)	3318(g)
1295g(a)	Rep.
1295g(b)–(d)	51103
1295g(e)(1)	2101(17)
1295g(e)(2)–(5)	Rep.
1300–1315	30701 note
1331–1341	Rep.
1351–1364	Rep.
1381–1388	Rep.
1401–1413	Rep.
1451	Rep.
1452(1)(A), (B)	2101(25)
1452(1)(C)	2101(42)
1452(2)	2101(45)
1452(3)	2101(41)
1452(5)	2101(21)(D)
1452(7)	2101(26)
1452(8)	2101(1)
1452(9)	2101(34)
1452(10)	2102(2)
1452(11)	2102(1)
1452(12)	2102(4)
1452(13)	2102(5)
1452(14)	2102(3)
1453	4105, 4301
1454, 1455	4302
1456	4302(a)(3)
1457	4303
1458	4305
1459	4306
1460	4304, 4306
1461(a)	4307(a)
1461(b)	4311(f)
1461(c)	4307(b)
1461(d)	2302(a), (b)
1461(e)	8903
1461(f)	8903, 8905(a)
1462	4308
1463	4309
1464	4310
1464(g)	4302
1465	2303
1466	12301
1467	12302
1468	12303
1469	12304
1470	12305
1471	12306
1472	12307
1473	12308
1474	13101
1475	13102
1476	13103
1477	13104
1478	13105
1479	13106
1479a	13107
1480	13108
1481	13109
1482	13110
1483	2302(b), 4311(a), 12309(a)
1484(a)	4311(b)
1484(b)	2106, 2302(a), (c), 4311(c), 12309(b)
1484(c)	2107
1484(d)	4311(d), 12309(c)

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<i>Title 46 or Title 46 Appendix Former Sections</i>	<i>Title 46 New Sections</i>
1485	2305, 4311(e)
1486	6101, 6102
1487	Rep.
1488	4302
1489	4311(g)
1501	80501
1502(a) (related to application of Convention)	80502
1502(a) (related to approval and examination)	80504
1502(b)	Rep.
1503(a)-(c)(1)	80503
1503(c)(2)	80506
1503(c)(3)	80503
1503(d)	80506
1503(e)	80503
1504	80505
1505	80509
1506	80507
1507	80508
1508	Rep.
1601-1603	T. 49 § 109
1604-1608	Rep.
1609	T. 49 § 109 note
1610	Elim.
1701	40101
1702	40102
1703	40301
1704(a)	40302
1704(b)-(d)	40303
1704(e) (less last sentence)	40305
1704(e) (last sentence)	40301
1704(f)	40301
1704(g)	40303
1705(a)-(f)	40304
1705(g)-(i)	41307
1705(j)	40306
1705(k)	41307
1706	40307
1707(a), (b)	40501
1707(c)	40502
1707(d)	40501
1707(e)	40503
1707(f), (g)	40501
1707a	Rep.
1708(a)	40701
1708(b)	40702
1708(c) (1st sentence)	40703
1708(c) (last sentence), (d)	40704
1708(e)	40705
1708(f)	40706
1709(a)	41102
1709(b)(1)-(12)	41104
1709(b)(13), (words after cl. (13))	41103
1709(c)	41105
1709(d)(1)	41102
1709(d)(2)	41106
1709(d)(3) (related to (b)(10))	41106
1709(d)(3) (related to (b)(13))	41103
1709(d)(4)	41106
1709(d)(5)	41103
1709(e)	41101
1710(a), (b)	41301
1710(c) (1st-3d sentences)	41302
1710(c) (last sentence)	41307
1710(d)-(f)	41302
1710(g) (related to time limit)	41301
1710(g) (less time limit)	41305
1710(h)(1)	41307
1710(h)(2)	41306
1710a(a)	42301
1710a(b), (c)	42302
1710a(d)	42303
1710a(e)(1), (2)	42304
1710a(e)(3)	42306
1710a(f)	42305
1710a(g)	306
1710a(h) (related to 876(a)(2)) ..	42101
1710a(h) (related to 1712(b)(6)) ..	41108
1710a(i)	42307
1711	41303
1712(a)	41107
1712(b)	41108

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<i>Title 46 or Title 46 Appendix Former Sections</i>	<i>Title 46 New Sections</i>
1712(c)-(f)	41109
1713(a), (b)	41304
1713(c)	41308
1713(d)	41309
1713(e)	41308, 41309
1714	40104
1715	40103
1716	305
1717	Rep.
1718(a)	40901
1718(b)	40902
1718(c)	40903
1718(d)	40901
1718(e)	40904
1719(a)-(c)	Rep.
1719(d)	40101 note
1719(e)	Rep.
1720	Rep.
1721	Rep.
1801	70302
1802	70306
1803	70303
1804	70304
1805	70305
1806	Rep.
1807	70301
1808	Rep.
1809	70306
1901	Rep.
1902	70501
1903(a)	70503
1903(b), (c)	70502
1903(d)	70505
1903(e)	70503
1903(f)	70504
1903(g)	70506
1903(h)	70503
1903(i)	70502
1903(j)	70506
1904	70507
2001	51901
2002	51901
2003	51902
2004(a)	51903
2004(b)	51904
2004(c)	51907
2004(d)	51901
2005	51905
2006	51906
2007	51908
12101 note (Pub. L. 104-324, § 1117)	55113
12102 note (Pub. L. 105-277, § 203(b)-(e))	12113
12106 note (Pub. L. 105-383, §§ 502-504)	12121
12119 note (Pub. L. 107-295, § 403)	12138

Statutory Notes and Related Subsidiaries

ENACTING CLAUSES

Pub. L. 100-710, title I, § 102(a), Nov. 23, 1988, 102 Stat. 4738, provided that: "Certain general and permanent laws of the United States, related to definitions and maritime commercial instruments and liens, are revised, consolidated, and enacted by paragraph (3) of this subsection [probably means subsection (c) of this section] as subtitle III of title 46, United States Code, 'Shipping'."

Pub. L. 98-89, § 1, Aug. 26, 1983, 97 Stat. 500, provided in part that: "Certain general and permanent laws of the United States, related to vessels and seamen, are revised, consolidated, and enacted as title 46, United States Code, 'Shipping'."

LEGISLATIVE PURPOSE AND CONSTRUCTION

Pub. L. 109-304, § 2, Oct. 6, 2006, 120 Stat. 1485, provided that:

"(a) PURPOSE.—The purpose of this Act [see Tables for classification] is to complete the codification of

title 46, United States Code, “Shipping”, as positive law, by reorganizing and restating the laws currently in the appendix to title 46.

“(b) CONFORMITY WITH ORIGINAL INTENT.—In the codification of laws by this Act, the intent is to conform to the understood policy, intent, and purpose of the Congress in the original enactments, with such amendments and corrections as will remove ambiguities, contradictions, and other imperfections, in accordance with section 205(c)(1) of House Resolution No. 988, 93d Congress, as enacted into law by Public Law 93-554 (2 U.S.C. 285b(1)).”

Pub. L. 109-304, §18, Oct. 6, 2006, 120 Stat. 1709, provided that:

“(a) CUTOFF DATE.—This Act [see Tables for classification] replaces certain provisions enacted on or before April 30, 2005. If a law enacted after that date amends or repeals a provision replaced by this Act, that law is deemed to amend or repeal, as the case may be, the corresponding provision enacted by this Act. If a law enacted after that date is otherwise inconsistent with this Act, it supersedes this Act to the extent of the inconsistency.

“(b) ORIGINAL DATE OF ENACTMENT UNCHANGED.—For purposes of determining whether one provision supersedes another based on enactment later in time, the date of enactment of a provision enacted by this Act is deemed to be the date of enactment of the provision it replaced.

“(c) REFERENCES TO PROVISIONS REPLACED.—A reference to a provision replaced by this Act is deemed to refer to the corresponding provision enacted by this Act.

“(d) LAWS GOVERNING APPLICABILITY OF PRIOR AMENDMENTS.—This Act does not affect any law governing the applicability of an amendment to a provision replaced by this Act, notwithstanding the repeal by this Act of the provision that was amended. To the extent that any such law governed the applicability of a provision replaced by this Act, that law governs the applicability of the corresponding provision enacted by this Act.

“(e) REGULATIONS, ORDERS, AND OTHER ADMINISTRATIVE ACTIONS.—A regulation, order, or other administrative action in effect under a provision replaced by this Act continues in effect under the corresponding provision enacted by this Act.

“(f) ACTIONS TAKEN AND OFFENSES COMMITTED.—An action taken or an offense committed under a provision replaced by this Act is deemed to have been taken or committed under the corresponding provision enacted by this Act.”

Pub. L. 100-710, title I, §105, Nov. 23, 1988, 102 Stat. 4751, provided that:

“(a) A reference to a law replaced by section 102 of this Act [see Tables for classification], including a reference in a regulation, order, or other law, is deemed to refer to the corresponding provision of this Act.

“(b) An order, rule, or regulation in effect under a law replaced by section 102 of this Act continues in effect under the corresponding provision of this Act until repealed, amended, or superseded.

“(c) An action taken or an offense committed under a law replaced by section 102 of this Act is deemed to have been taken or committed under the corresponding provision of this Act.

“(d) An inference of legislative construction is not to be drawn by reason of the caption or catch line of a provision enacted by section 102 of this Act.

“(e) If a provision of this Act is held invalid, all valid provisions that are severable from the invalid provision remain in effect. If a provision of this Act is held invalid in any of its applications, the provision remains valid for all valid applications that are severable from any of the invalid applications.”

Pub. L. 99-509, title V, subtitle B, §5103(a)-(f), Oct. 21, 1986, 100 Stat. 1927, provided that:

“(a) Laws effective after January 1, 1986, that are inconsistent with this subtitle [see Tables for classification] supersede this subtitle to the extent of the inconsistency.

“(b) A reference to a law replaced by this subtitle, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding provision of this subtitle.

“(c) An order, rule, or regulation in effect under a law replaced by this subtitle continues in effect under the corresponding provision of this subtitle until repealed, amended, or superseded.

“(d) An action taken or an offense committed under a law replaced by this subtitle is deemed to have been taken or committed under the corresponding provision of this subtitle.

“(e) An inference of legislative construction is not to be drawn by reason of the caption or catch line of a provision enacted by this subtitle.

“(f) If a provision enacted by this subtitle is held invalid, all valid provisions that are severable from the invalid provision remain in effect. If a provision of this subtitle is held invalid in one or more of its applications, the provision remains in effect in all valid applications that are severable from the invalid application or applications.”

Pub. L. 98-89, §2(a)-(f), Aug. 26, 1983, 97 Stat. 598, provided that:

“(a) Laws effective after December 31, 1982, that are inconsistent with this Act [see Tables for classification] supersede this Act to the extent of the inconsistency.

“(b) A reference to a law replaced by this Act, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding provision of this Act.

“(c) An order, rule, or regulation in effect under a law replaced by this Act continues in effect under the corresponding provision of this Act until repealed, amended, or superseded.

“(d) An action taken or an offense committed under a law replaced by this Act is deemed to have been taken or committed under the corresponding provision of this Act.

“(e) An inference of legislative construction is not to be drawn by reason of the caption or catch line of a provision enacted by this Act.

“(f) If a provision enacted by this Act is held invalid, all valid provisions that are severable from the invalid provision remain in effect. If a provision of this Act is held invalid in one or more of its applications, the provision remains in effect in all valid applications that are severable from the invalid application or applications.”

CODIFICATION OF SHIPPING AND MARITIME LAWS BY FEDERAL MARITIME COMMISSION AND SECRETARY OF TRANSPORTATION

Pub. L. 98-89, §2(j), Aug. 26, 1983, 97 Stat. 599, provided that: “Within 2 years after the date of enactment of this Act [Aug. 26, 1983], the Federal Maritime Commission and the Secretary of Transportation each shall submit to Congress a proposed codification of the laws within their respective jurisdictions related to shipping and maritime matters.”

TRANSITIONAL AND SAVINGS PROVISIONS

Pub. L. 115-282, title IV, §403, Dec. 4, 2018, 132 Stat. 4264, provided that:

“(a) DEFINITIONS.—In this section:

“(1) SOURCE PROVISION.—The term ‘source provision’ means a provision of law that is replaced by a title 46 provision under this title.

“(2) TITLE 46 PROVISION.—The term ‘title 46 provision’ means a provision of title 46, United States Code, that is enacted by section 402 [probably means ‘section 401’], which enacted chapter 700 (§70001 et seq.) of this title].

“(b) CUTOFF DATE.—The title 46 provisions replace certain provisions of law enacted before the date of the enactment of this Act [Dec. 4, 2018]. If a law enacted after that date amends or repeals a source provision, that law is deemed to amend or repeal, as the case may

be, the corresponding title 46 provision. If a law enacted after that date is otherwise inconsistent with a title 46 provision or a provision of this title, that law supersedes the title 46 provision or provision of this title to the extent of the inconsistency.

“(c) ORIGINAL DATE OF ENACTMENT UNCHANGED.—For purposes of determining whether one provision of law supersedes another based on enactment later in time, a title 46 provision is deemed to have been enacted on the date of enactment of the source provision that the title 46 provision replaces.

“(d) REFERENCES TO TITLE 46 PROVISIONS.—A reference to a title 46 provision, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding source provision.

“(e) REFERENCES TO SOURCE PROVISIONS.—A reference to a source provision, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding title 46 provision.

“(f) REGULATIONS, ORDERS, AND OTHER ADMINISTRATIVE ACTIONS.—A regulation, order, or other administrative action in effect under a source provision continues in effect under the corresponding title 46 provision.

“(g) ACTIONS TAKEN AND OFFENSES COMMITTED.—An action taken or an offense committed under a source provision is deemed to have been taken or committed under the corresponding title 46 provision.”

REPEALS AND SAVINGS PROVISIONS

Pub. L. 109-304, §19, Oct. 6, 2006, 120 Stat. 1710, as amended by Pub. L. 110-181, div. C, title XXXV, §3529(b)(1)(C), Jan. 28, 2008, 122 Stat. 603, repealed specified laws relating to shipping, except with respect to rights and duties that matured, penalties that were incurred, or proceedings that were begun before Oct. 6, 2006.

Pub. L. 100-710, title I, §106(a), Nov. 23, 1988, 102 Stat. 4752, provided that: “The repeal of a law by this title may not be construed as a legislative implication that the provision was or was not in effect before its repeal.”

Pub. L. 100-710, title I, §106(b), Nov. 23, 1988, 102 Stat. 4752, repealed specified laws relating to shipping, except for rights and duties that matured, penalties that were incurred, and proceedings that were begun before the effective date of this title, which is Jan. 1, 1989, with certain exceptions and qualifications, see section 107 of Pub. L. 100-710, set out as an Effective Date note under section 31301 of this title.

Pub. L. 99-509, title V, subtitle B, §5104(a), Oct. 21, 1986, 100 Stat. 1928, provided that: “The repeal of a law by this subtitle may not be construed as a legislative implication that the provision was or was not in effect before its repeal.”

Pub. L. 99-509, title V, subtitle B, §5104(b), Oct. 21, 1986, 100 Stat. 1928, repealed specified laws relating to shipping, except for rights and duties that matured, penalties that were incurred, and proceedings that were begun before Oct. 21, 1986.

Pub. L. 98-89, §4(a), Aug. 26, 1983, 97 Stat. 599, provided that: “The repeal of a law by this Act may not be construed as a legislative implication that the provision was or was not in effect before its repeal.”

Pub. L. 98-89, §4(b), Aug. 26, 1983, 97 Stat. 599, repealed specified laws relating to shipping, except for rights and duties that matured, penalties that were incurred, and proceedings that were begun before Aug. 26, 1983, and except as provided by section 2 of Pub. L. 98-89, set out as notes above and notes under sections 3101, 3302, 3715, and 6301 of this title.

RULE OF CONSTRUCTION

Pub. L. 115-282, title IV, §404, Dec. 4, 2018, 132 Stat. 4265, provided that: “This title [see Tables for classification], including the amendments made by this title, is intended only to transfer provisions of the Ports and Waterways Safety Act [Pub. L. 92-340, former 33 U.S.C. 1221 et seq.] to title 46, United States Code, and may not be construed to alter—

“(1) the effect of a provision of the Ports and Waterways Safety Act, including any authority or requirement therein;

“(2) a department or agency interpretation with respect to the Ports and Waterways Safety Act; or

“(3) a judicial interpretation with respect to the Ports and Waterways Safety Act.”

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Editorial Notes

AMENDMENTS

2021—Pub. L. 116-283, div. G, title LVXXXVI [LXXXVI], §8605(b)(4), Jan. 1, 2021, 134 Stat. 4765, struck out item for chapter 3 “Federal Maritime Commission”.

CHAPTER 1—DEFINITIONS

Sec. 101. Agency.
102. Barge.
103. Boundary Line.
104. Citizen of the United States.
105. Consular officer.
106. Documented vessel.
107. Exclusive economic zone.
108. Fisheries.
109. Foreign commerce or trade.
110. Foreign vessel.
111. Numbered vessel.
112. State.
113. Undocumented.
114. United States.
115. Vessel.
116. Vessel of the United States.

§ 101. Agency

In this title, the term “agency” means a department, agency, or instrumentality of the United States Government.

(Pub. L. 109-304, §4, Oct. 6, 2006, 120 Stat. 1486.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 101 shows (no source).

A definition of “agency” is added to avoid having to repeat the substance of the definition at various places in the revised title.

Statutory Notes and Related Subsidiaries

SHORT TITLE OF 2019 AMENDMENT

Pub. L. 116-92, div. C, title XXXV, §3514(a), Dec. 20, 2019, 133 Stat. 1980, provided that: “This section [amending section 50302 of this title, enacting provisions set out as a note under section 50302 of this title, and amending provisions set out as notes under section 51318 of this title and section 9620 of Title 42, The Public Health and Welfare] may be cited as the ‘Ports Improvement Act’.”

SHORT TITLE OF 2018 AMENDMENT

Pub. L. 115-265, §1, Oct. 11, 2018, 132 Stat. 3742, provided that: “This Act [enacting section 6309 of this title, amending sections 2116, 3306, 3316, and 6101 of this title and sections 1952, 1954, and 1958 of Title 33, Navigation and Navigable Waters, and enacting provisions set