

SUBCHAPTER H—TRAINING

PART 310—MERCHANT MARINE TRAINING

Subpart A—Regulations and Minimum Standards for State, Territorial or Regional Maritime Academies and Colleges

- Sec.
- 310.1 Definitions.
 - 310.2 Federal assistance.
 - 310.3 Schools and courses.
 - 310.4 Training Ship.
 - 310.5 Personnel.
 - 310.6 Entrance requirements.
 - 310.7 Federal student subsistence allowances and student incentive payments.
 - 310.8 Leave.
 - 310.9 Medical attention and injury claims.
 - 310.10 Discipline and dismissal.
 - 310.11 Cadet uniforms.
 - 310.12 Scope and effect.
 - 310.12-1 Form of agreement.

Subpart B [Reserved]

Subpart C—Admission and Training of Midshipmen at the United States Merchant Marine Academy

- 310.50 Purpose.
- 310.51 Definitions.
- 310.52 General.
- 310.53 Nominations and vacancies.
- 310.54 General requirements for eligibility.
- 310.55 Scholastic requirements.
- 310.56 Physical requirements.
- 310.57 Application and selection of midshipmen.
- 310.58 Service obligation for students executing or reexecuting contracts.
- 310.59 Courses of instruction.
- 310.60 Training on subsidized vessels.
- 310.61 Training on other vessels and by other facilities or agencies.
- 310.62 Allowances and expenses; required deposit.
- 310.63 Uniforms and textbooks.
- 310.64 Privileges.
- 310.65 Graduation.
- 310.66 Foreign students.
- 310.67 Academy regulations.

AUTHORITY: 46 App. U.S.C. 1295; 49 CFR 1.66.

SOURCE: 46 FR 37694, July 22, 1981, unless otherwise noted.

Subpart A—Regulations and Minimum Standards for State, Territorial or Regional Maritime Academies and Colleges

§ 310.1 Definitions.

For purposes of this subpart A:

(a) *The 1958 Act* means the Maritime Academy Act of 1958, Pub. L. 85-672.

(b) *Act* means the Maritime Education and Training Act of 1980, Pub. L. 96-453, as amended.

(c) *Administration* means the Maritime Administration, United States Department of Transportation.

(d) *Agreement* means an agreement between a State, or Territorial or Regional maritime academy or college and the Maritime Administrator, Department of Transportation as authorized by the 1958 Act or the Act and set forth in § 310.13 of this part.

(e) *Secretary* means Secretary of Transportation.

(f) *Maritime Administrator* means the Maritime Administrator, Department of Transportation.

(g) *Cadet* means cadet enrolled in the United States Maritime Service and in good standing at a State or Territorial or Regional maritime academy or college meeting the requirements of the 1958 Act.

(h) *Commanding Officer* means the Commanding Officer of a training ship furnished by the Administration.

(i) *Cost of Education Provided* means the financial costs incurred by the Federal Government in providing student incentive payments for students at the State maritime academies.

(j) *Deputy* means the Deputy Maritime Administrator, Department of Transportation.

(k) *Maritime Service* means the United States Maritime Service.

(l) *Midshipman* means a student in good standing at a State maritime academy or college who has accepted midshipman status in the United States Naval Reserve (including the Merchant Marine Reserve, United States Naval Reserve) under the Act.

§310.2

(m) *Officers* means all officers and faculty employed by a State maritime academy or college.

(n) *Region Director* means the Director of the Administration's region office in which a School is located or in which a training ship is located.

(o) *School* means State or Territorial or regional maritime academy or college meeting the requirements of the Act.

(p) *Superintendent* means the superintendent or president of a School.

(q) *Supervisor* means the employee of the Administration designated to supervise the Federal Government's interest in a School under the provisions of the Act, an agreement, and this subpart.

(r) *Training Ship* means a vessel used for training by a school and furnished by the Administration to a State or Territory, and includes the ship itself and all its equipment, apparel, appliances, machinery boilers, spare and replacement parts and other property contained in it.

[46 FR 37694, July 22, 1981, as amended at 69 FR 31901, June 8, 2004]

§310.2 Federal assistance.

(a) The Maritime Administrator may enter into agreements with the present or later established schools (not more than one such school in each State or Territory) meeting the requirements of the Act to make annual payments, for not in excess of four (4) years in the case of each such agreement, to be used for the maintenance and support of such Schools. The amount of each such annual payment shall be not less than the amount furnished to such School for its maintenance and support by the State or Territory in which such academy is located or, in the case of a Regional maritime academy an amount equal to the amount furnished to such academy for its maintenance and support by all States or Territories, r both, cooperating to support such School, but shall not exceed \$100,000. However, the amount shall not exceed \$25,000, if such academy does not meet the requirements of subsection 1304(f)(2) of the Act.

(b) Pursuant to the provisions of section 1304(c) of the Act, The Maritime Administrator, may furnish to any

46 CFR Ch. II (10-1-16 Edition)

State or Territory of the United States for use as a Training Ship by a school any suitable vessel that is under his or her jurisdiction, obtain such vessel from any department or agency of the United States, or may construct and furnish a suitable vessel, if such vessel is not available.

(c) The Maritime Administrator may pay to any School the amount of the costs of all fuel consumed by a Training Ship furnished under the provisions of section 1304(c)(1) of the Act while such vessel is being used for training purposes by such a School, if such funds have been appropriated and are available for that purpose.

(d) As a condition to receiving any payments or the use of any Training Ship under the provisions of the Act, the school shall comply with the requirements of the Act and this subpart and shall agree in writing to conform to such requirements.

(e) As a further condition to receiving any payments or the use of any Training Ship, a School shall agree that, with respect to the training program for merchant marine officers, consistent with provisions of the Act, the 1958 Act, and the Agreement, it will comply with the following provisions of law and implementing regulations duly promulgated thereunder, to the extent applicable, including, but not limited to: Title VI, Civil Rights Act, 1964 (42 U.S.C. 2000d); the Age Discrimination Act of 1975 (42 U.S.C. 6101); the Vocational Rehabilitation Act—section 504 (29 U.S.C. 794); and 15 CFR Part 8. Each school shall give assurances that it will take any and all measures necessary to effectuate compliance.

§310.3 Schools and courses.

(a) *Schools with Federal aid.* The following schools are presently operating with Federal aid under the 1958 Act or the Act:

California Maritime Academy
Maine Maritime Academy
Massachusetts Maritime Academy
State University of New York Maritime College
Texas Maritime College of the Texas A&M University at Galveston
The Great Lakes Maritime Academy

(b) *General rules for operation of a School.* (1) The Schools shall maintain