

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective Jan. 1, 1989, with certain exceptions and qualifications, see section 107 of Pub. L. 100-710, set out as a note under section 31301 of this title.

ANNUAL FEE PRIOR TO JAN. 1, 1992

Pub. L. 100-710, title I, §104(e)(1), Nov. 23, 1988, 102 Stat. 4751, provided that: "Before January 1, 1992, the annual fee under section 12505 of title 46, United States Code (as enacted by section 101 of this Act), is \$1.00."

§ 12506. Delegation of authority

The Secretary of Transportation may delegate to an agency, a State, or a qualified person the authority to—

- (1) establish and maintain the vessel identification system; and
- (2) charge fees under section 12505 of this title to a person making information available to or requesting information from the vessel identification system.

(Added Pub. L. 100-710, title I, §101(a), Nov. 23, 1988, 102 Stat. 4737.)

HISTORICAL AND REVISION NOTES

Revised section 12506

This section allows the Secretary to delegate the authority to establish and maintain the vessel identification system to an agency, a State, or a qualified person. The Secretary may also delegate the authority to charge fees under section 12505 for requesting information from or making information available to the vessel identification system.

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§ 12507. Penalties

(a) A person shall be fined under title 18, imprisoned for not more than 2 years, or both, if the person with the intent to defraud—

- (1) provides false information to the Secretary of Transportation or a State issuing authority regarding the identification of a vessel under this chapter; or
- (2) tampers with, removes, or falsifies the unique vessel identification number assigned to a vessel under section 12502 of this title.

(b) A person is liable to the United States Government for a civil penalty of not more than \$10,000 if the person—

- (1) provides false information to the Secretary or a State issuing authority regarding the identification of a vessel under this chapter;
- (2) violates section 12502 of this title; or
- (3) fails to comply with requirements prescribed by the Secretary under section 12505 of this title.

(c) A vessel involved in a violation of this chapter, or regulation under this chapter, and its equipment, may be seized by, and forfeited to, the Government.

(d) If a person, not an individual, is involved in a violation of this chapter, the president or chief

executive of the person also is subject to any penalty provided under this section.

(Added Pub. L. 100-710, title I, §101(a), Nov. 23, 1988, 102 Stat. 4737.)

HISTORICAL AND REVISION NOTES

Revised section 12507

This section establishes criminal and civil penalties for certain violations of chapter 125 of title 46 (as enacted by this Act).

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PART I—STATE BOATING SAFETY PROGRAMS

CHAPTER 131—RECREATIONAL BOATING SAFETY

Sec.

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13109.	Consultation, cooperation, and regulation.
[13110.]	Repealed.]

HISTORICAL AND REVISION NOTES

This Chapter establishes the recreational boating safety and facility program administered by the Coast Guard. The general purpose is to encourage State participation in boating safety education and enforcement activities.

Editorial Notes

AMENDMENTS

2018—Pub. L. 115-282, title VI, §601(c)(4)(A), Dec. 4, 2018, 132 Stat. 4289, struck out item 13110 "National Boating Safety Advisory Council".

2006—Pub. L. 109-304, §16(b)(3), Oct. 6, 2006, 120 Stat. 1705, added item 13101 and redesignated former items 13101 to 13106 as 13102 to 13107, respectively.

1998—Pub. L. 105-178, title VII, §7405(c)(2), June 9, 1998, 112 Stat. 488, substituted "appropriations" for "contract spending" in item 13106.

1984—Pub. L. 98-369, div. A, title X, §1016(c)(2), July 18, 1984, 98 Stat. 1020, struck out item 13107 "National Recreational Boating Safety and Facilities Improvement Fund".

§ 13101. Definitions

In this chapter:

(1) **ELIGIBLE STATE.**—The term "eligible State" means a State that has a State recreational boating safety program accepted by the Secretary.

(2) **STATE RECREATIONAL BOATING SAFETY PROGRAM.**—The term "State recreational boating safety program" means education, assistance, and enforcement activities conducted for maritime casualty prevention, reduction, and reporting for recreational boating.