

except that when the violation involves operation of a barge, the penalty is \$500”.

Subsec. (c). Pub. L. 98-498, §211(c)(2), substituted “\$5,000” for “\$2,000”.

Subsec. (d). Pub. L. 98-498, §211(c)(3), substituted “\$5,000” for “\$2,000”.

Subsec. (e). Pub. L. 98-498, §211(c)(4), substituted “\$10,000” for “\$2,000”.

Subsec. (f). Pub. L. 98-498, §211(c)(5), substituted “\$10,000” for “\$5,000”.

Subsec. (g). Pub. L. 98-498, §211(c)(6), substituted “is liable to the Government for a civil penalty of not more than \$5,000” for “shall be fined not more than \$10,000, imprisoned for not more than one year, or both”.

Subsec. (h). Pub. L. 98-498, §211(c)(7), substituted “Government for a civil penalty of not more than \$1,000.” for “United States Government for a civil penalty of not more than \$500.”

Subsecs. (i) to (l). Pub. L. 98-498, §211(c)(8), added subsecs. (i) to (l).

**Statutory Notes and Related Subsidiaries**

**EFFECTIVE DATE OF 1990 AMENDMENT**

Amendment by Pub. L. 101-380 applicable to incidents occurring after Aug. 18, 1990, see section 1020 of Pub. L. 101-380, set out as an Effective Date note under section 2701 of Title 33, Navigation and Navigable Waters.

**EFFECTIVE DATE**

Section effective Apr. 15, 1984, see section 2(g)(1) of Pub. L. 98-89, set out as a note under section 3101 of this title.

**CHAPTER 35—CARRIAGE OF PASSENGERS**

- Sec. 3501. Number of passengers.
- 3502. List or count of passengers.
- 3503. Fire-retardant materials.
- 3504. Notification to passengers.
- 3505. Prevention of departure.
- 3506. Copies of laws.
- 3507. Passenger vessel security and safety requirements.
- 3508. Crime scene preservation training for passenger vessel crewmembers.
- 3509. Medical standards.
- 3510. Additional medical and safety standards.

**HISTORICAL AND REVISION NOTES**

Chapter 35 consolidates the laws that have specific application to the carriage of passengers. They provide special provisions for listing and counting the number of passengers on board a vessel, for notifying the general public of the safety standards that are applicable, and for related control measures.

**Editorial Notes**

**AMENDMENTS**

2021—Pub. L. 117-14, §3(b), May 24, 2021, 135 Stat. 276, added item 3510.

Pub. L. 116-283, div. G, title LVXXXIII [LXXXIII], §8322(b), Jan. 1, 2021, 134 Stat. 4702, added item 3509.

2016—Pub. L. 114-120, title III, §306(a)(3), Feb. 8, 2016, 130 Stat. 54, inserted a period at end of items 3507 and 3508.

2010—Pub. L. 111-207, §3(b), July 27, 2010, 124 Stat. 2251, added items 3507 and 3508.

**§ 3501. Number of passengers**

(a) Each certificate of inspection issued to a vessel carrying passengers (except a ferry) shall include a statement on the number of passengers that the vessel is permitted to carry.

(b) The owner, charterer, managing operator, agent, master, or individual in charge of a vessel is liable to a person suing them for carrying more passengers than the number of passengers permitted by the certificate of inspection in an amount equal to—

- (1) passage money; and
- (2) \$100 for each passenger in excess of the number of passengers permitted.

(c) An owner, charterer, managing operator, agent, master, or individual in charge of a vessel that knowingly carries more passengers than the number of passengers permitted by the certificate of inspection also shall be fined not more than \$100, imprisoned for not more than 30 days, or both.

(d) The vessel also is liable in rem for a penalty under this section.

(e) An offshore supply vessel may not carry passengers except in an emergency.

(Pub. L. 98-89, Aug. 26, 1983, 97 Stat. 519; Pub. L. 99-36, §1(a)(2), May 15, 1985, 99 Stat. 67.)

**HISTORICAL AND REVISION NOTES**

<i>Revised section</i>	<i>Source section (U.S. Code)</i>
3501 .....	46:404-1 46:451 46:452 46:462

Section 3501 requires that a vessel carrying passengers, including a passenger vessel as well as a small passenger vessel (except a ferry), shall have on the certificate of inspection a statement as to the number of passengers the vessel is permitted to carry. It also provides penalties for carrying passengers in excess of the number permitted.

**Editorial Notes**

**AMENDMENTS**

1985—Subsec. (a). Pub. L. 99-36, §1(a)(2)(A), struck out the comma after “(except a ferry)”.

Subsec. (c). Pub. L. 99-36, §1(a)(2)(B), substituted “carries more passengers than the number of passengers permitted by the certificate of inspection” for “violates subsection (b) of this section”.

**Statutory Notes and Related Subsidiaries**

**EFFECTIVE DATE**

Chapter effective Apr. 15, 1984, see section 2(g)(1) of Pub. L. 98-89, set out as a note under section 3101 of this title.

**§ 3502. List or count of passengers**

(a) The owner, charterer, managing operator, master, or individual in charge of the following categories of vessels carrying passengers shall keep a correct list of passengers received and delivered from day to day:

- (1) vessels arriving from foreign ports (except at United States Great Lakes ports from Canadian Great Lakes ports).
- (2) seagoing vessels in the coastwise trade.
- (3) passenger vessels making voyages of more than 300 miles on the Great Lakes except from a Canadian to a United States port.

(b) The master of a vessel carrying passengers (except a vessel listed in subsection (a) of this section) shall keep a correct count of all passengers received and delivered.