

Headlines:

NY/NJ Harbor – safety and security zones;
MARAD - \$7 million for AMHP projects;
New York – cleaner engines on floating crane;
House – bill introduced to enhance maritime safety;
House – bill introduced re blue technology; and
Court – uninspected vessel?

June 27, 2018



Bryant's Maritime News

Bryant's Maritime Consulting - 4845 SW 91st Way - Gainesville, FL 32608-8135 - USA

Tel: 1-352-692-5493 – Email: dennis.l.bryant@gmail.com – Internet: <http://brymar-consulting.com>

Contact me to help you reach your target audience

Note: This newsletter is one section of the [Bryant's Maritime Consulting](http://brymar-consulting.com) website. Visit the site for more extensive maritime regulatory information. Individual concerns may be addressed by retaining [Dennis Bryant](mailto:dennis.l.bryant@gmail.com) directly. Much of the highlighted text in this newsletter constitutes links to Internet sites providing more detailed information. Links on this page may be in PDF format. Comments on these postings are encouraged and may be made by email to the editor or by going to the blog page on the website and clicking the envelope that appears at the end of each posting. Be aware that the daily newsletter is a single posting, even though it contains a number of individual items. Don't believe atoms – they make up everything.

NY/NJ Harbor – safety and security zones



The US Coast Guard promulgated a final rule, effective immediately. Modifying the safety and security zones surrounding the bridge between Liberty State Park and Ellis Island to allow certain vessels to transit underneath the bridge. **83 Fed. Reg. 30041** (6/27/18) [<https://www.gpo.gov/fdsys/pkg/FR-2018-06-27/pdf/2018-13863.pdf>].

MARAD – \$7 million for AMHP projects



The Maritime Administration (MARAD) issued a notice stating that there is a \$7 million funding opportunity for projects designated under the America's Marine Highway Program (AMHP). Applications must be received by 5 October. **83 Fed. Reg. 30214** (6/27/18) [<https://www.gpo.gov/fdsys/pkg/FR-2018-06-27/pdf/2018-13798.pdf>].

New York – cleaner engines on floating crane



The Environmental Protection Agency (EPA) issued a **news release** stating that, as part of the settlement of an alleged environmental violation, the Northeast Dredging Equipment Company has replaced two old diesel engines on its floating crane in New York Harbor with newer cleaner diesel engines. (6/26/18) [<https://www.epa.gov/newsreleases/epa-announces-settlement-northeast-dredging-equipment-company-llc-puts-cleaner-diesel>].

House – bill introduced to enhance maritime safety



Representative Hunter (R-CA) introduced the **Maritime Safety Act of 2018** (H.R. 6175) to enhance maritime safety, and for other purposes. (6/21/18) [<https://www.gpo.gov/fdsys/pkg/BILLS-115hr6175ih/pdf/BILLS-115hr6175ih.pdf>].

House – bill introduced re blue technology



Representative Garamendi (D-CA) introduced the **Coast Guard Blue Technology Center of Expertise Act** (H.R. 6205) to direct the Commandant of the Coast Guard to establish a Blue Technology center of expertise. (6/25/18) [<https://www.gpo.gov/fdsys/pkg/BILLS-115hr6206ih/pdf/BILLS-115hr6206ih.pdf>].

Court – uninspected vessel?



In an unpublished decision, the US Court of Appeals for the Fifth Circuit affirmed the district court ruling that the USCG prohibition against crew members on inspected vessels consuming alcohol does not apply to this vessel under the circumstances. The vessel owner's parent company used the vessel as part of a customer appreciation effort and reimbursed the owner for the vessel's operating expenses including the crew wages. The court held that, based on the evidence presented and the arguments made by counsel, the vessel was an uninspected vessel under terms of the Passenger Vessel Safety Act of 1993, not a

small passenger vessel. *Shawler v Big Valley, LLC*, No. 16-31072 (5th Cir., June 22, 2018) [<http://www.ca5.uscourts.gov/opinions/unpub/16/16-31072.o.pdf>]. *Note: This item was brought to my attention by my good friend Keith Heard of Burke & Parsons. Note: USCG records indicate that the vessel is less than 100 gross tons and documented as a recreational vessel. There are insufficient facts in the decision to determine if the Coast Guard would reach the same conclusion as the court did regarding application of ban against alcohol consumption by the crew.*

Join my mailing list



If you are not receiving my almost daily electronic newsletter and would like to have it sent directly to your email inbox, please send me an email, or see below:

Join Our Mailing List!



If you have questions regarding the above items or are interested in advertising in this newsletter, please contact the editor:

Dennis L. Bryant

Bryant's Maritime Consulting
4845 SW 91st Way
Gainesville, FL 32608-8135
USA

1-352-692-5493
dennis.l.bryant@gmail.com
<http://brymar-consulting.com>

© Dennis L. Bryant – June 2018



Redistribution permitted with attribution