

COMMERCIAL FISHING SAFETY ADVISORY COMMITTEE (CFSAC)
Review and Comments on Notice of Proposed Rulemaking to Amend
46 CFR Part 28 to Implement 2010 and 2012 Legislation

TASK STATEMENT 16-03 ACTION SHEET

TASK TITLE: REVIEW and COMMENTS on NPRM to AMEND 46 CFR PART 28 to IMPLEMENT 2010 and 2012 LEGISLATION REGARDING COMMERCIAL FISHING VESSELS

BACKGROUND:

The Coast Guard issued a NPRM on June 21, 2016 to align its 46 CFR Part 28 regulations with the mandatory provisions of 2010 and 2012 legislation. The proposed changes would change the applicability of current regulations, add new requirements for safety equipment, vessel examinations, vessel safety standards, the documentation of maintenance, and the termination of unsafe operations. The proposed changes are to implement legislative mandates where the Coast Guard would not exercise regulatory discretion.

This rule only proposes to take regulatory action on those items where the statutory mandate took effect upon enactment of the 2010 and 2012 Coast Guard Authorization Acts, and can be incorporated into the regulations without the exercise of any Coast Guard discretion. Other provisions in the Acts with later effective dates and those that require exercise of our discretion may be the subject of future rulemakings. The proposed rule does not reflect any provision of the Coast Guard Authorization Act of 2015. It will also have to be the subject of future rulemaking.

DESCRIPTION OF TASK:

1. The Coast Guard requests the Committee review and discuss the provisions of the NPRM, and provide any comments or related material on the rule in writing to the Coast Guard. Comments or material submitted will be included in the NPRM docket.

Coast Guard Technical Representative: Mr. JACK KEMERER
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Forwarded for Committee Consideration: _____
JENNIFER F. WILLIAMS, Captain, USCG
Designated Federal Officer (DFO)
Date Forwarded: _____

Committee Action Accepted: _____

Chairman, CFSAC
Date Approved: _____

Working Group Chair
