

Code of Federal Regulations

Title 46. Shipping

Chapter I. Coast Guard, Department of Homeland Security (Refs & Annos)

Subchapter A. Procedures Applicable to the Public

Part 4. Marine Casualties and Investigations (Refs & Annos)

Subpart 4.03. Definitions

46 C.F.R. § 4.03–2

§ 4.03–2 Serious marine incident.

Effective: April 18, 2018

[Currentness](#)

The term serious marine incident includes the following events involving a vessel in commercial service:

(a) Any marine casualty or accident as defined in [§ 4.03–1](#) which is required by [§ 4.05–1](#) to be reported to the Coast Guard and which results in any of the following:

(1) One or more deaths;

(2) An injury to a crewmember, passenger, or other person which requires professional medical treatment beyond first aid, and, in the case of a person employed on board a vessel in commercial service, which renders the individual unfit to perform routine vessel duties;

(3) Damage to property, as defined in [§ 4.05–1\(a\)\(7\)](#) of this part, in excess of \$200,000;

(4) Actual or constructive total loss of any vessel subject to inspection under [46 U.S.C. 3301](#); or

(5) Actual or constructive total loss of any self-propelled vessel, not subject to inspection under [46 U.S.C. 3301](#), of 100 gross tons or more.

(b) A discharge of oil of 10,000 gallons or more into the navigable waters of the United States, as defined in [33 U.S.C. 1321](#), whether or not resulting from a marine casualty.

(c) A discharge of a reportable quantity of a hazardous substance into the navigable waters of the United States, or a release of a reportable quantity of a hazardous substance into the environment of the United States, whether or not resulting from a marine casualty.

**Credits**

[[53 FR 47077](#), Nov. 21, 1988; CGD 97–057, [62 FR 51041](#), Sept. 30, 1997; USCG–2016–0748, [83 FR 11902](#), March 19, 2018]

SOURCE: CGD 74–119, [39 FR 33317](#), Sept. 17, 1974; CGD 85–015, [51 FR 19341](#), May 29, 1986; CGD 88–071, [53 FR 37564](#), Sept. 27, 1988; CGD 86–067, [53 FR 47077](#), Nov. 21, 1988; CGD 94–030, [59 FR 39471](#), Aug. 3, 1994; [63 FR 19192](#), April 17, 1998; [68 FR 16953](#), April 8, 2003; USCG–2004–18884, [69 FR 58341](#), Sept. 30, 2004; USCG–2000–6927, [70 FR 74675](#), Dec. 16, 2005; USCG–2001–8773, [70 FR 75954](#), Dec. 22, 2005, unless otherwise noted.

AUTHORITY: [33 U.S.C. 1231](#); [43 U.S.C. 1333](#); [46 U.S.C. 2103](#), [2303a](#), [2306](#), [6101](#), [6301](#), and [6305](#); [50 U.S.C. 198](#); Department of Homeland Security Delegation No. 0170.1. Subpart 4.40 issued under 49 U.S.C. 1903(a)(1)(E).

[Notes of Decisions \(1\)](#)

Current through April 26, 2018; [83 FR 18236](#).

---

End of Document

© 2018 Thomson Reuters. No claim to original U.S. Government Works.