

§ 66.01–5 [Amended]

6. In § 66.01–5(g), remove the word “fog,” and add in its place, the word “sound.”

§ 66.05–10 [Amended]

7. In § 66.05–10—

(a) In paragraph (c), wherever the word “his” appears, remove it; and

(b) In paragraph (e), in the first sentence, add the words “or her” immediately after the word “his”, and add the word “or her” immediately after the words “by him.”

§ 66.06–25 [Amended]

8. Amend § 66.05–25 to read as follows:

§ 66.05–25 Change and modification of State aids to navigation.

Wherever a State Administrator determines the need for change in State aids to navigation, he or she must inform the District Commander of the nature and extent of the changes, as soon as possible, but not less than 30 days in advance of making the changes.

§ 66.05–30 [Amended]

9. In § 66.05–30 revise paragraph (a) to read as set forth below.

§ 66.05–30 Notice to Mariners.

(a) To improve public safety, the District Commander may publish information concerning State aids to navigation, including regulatory markers, in the Coast Guard Local Notices to Mariners.

* * * * *

§ 66.05–100 [Amended]

10. In § 66.05–100, in paragraph (e), remove the words “Each navigable water” and add, in their place, the words “Navigable waters.”

§ 66.10–15 [Amended]

11. In § 66.10–15—

a. In paragraphs (b) and (c), in the last sentence, remove the word “he” and add, in its place, the words “the user”,

b. In paragraphs (e)(1), (e)(2) and (e)(3), remove the word “he” and add, in its place, the words “the operator”.

PART 67—AIDS TO NAVIGATION ON ARTIFICIAL ISLANDS AND FIXED STRUCTURES

12. The authority citation for part 67 continues to read as follows:

Authority: 14 U.S.C. 85, 633; 43 U.S.C. 1333; Department of Homeland Security Delegation No. 0170.

PART 67—[AMENDED]

13. In part 67, remove the words “fog signal” and “fog signals” and add, in

their place, respectively, the words “sound signal” and “sound signals” in the following places:

- a. Section 67.01–1 (a);
- b. Section 67.01–5 (e) and (f), including the section heading for (f);
- c. Subpart 67.10, subpart heading;
- d. Sections 67.10–1 introductory text;
- e. Section 67.10–5 introductory text;
- f. Section 67.10–10 (a) introductory text, (a)(3) and (b);
- g. Section 67.10–15, section heading, paragraphs (a) introductory text, (a)(1), (a)(2), and (b);
- h. Section 67.10–20, section heading, paragraphs (a) introductory text, and (a)(3);
- i. Section 67.10–25 introductory text and (a)(2);
- j. Section 67.10–30;
- k. Section 67.10–35(a) and (b);
- l. Section 67.10–40, section heading and text;
- m. Section 67.20–10, section heading, and paragraphs (a)(1), (a)(2) and (b);
- n. Section 67.25–10, section heading, paragraphs (a)(1), (a)(2), (b) introductory text, (b)(2), and (c)(1);
- o. Section 67.30–10, section heading, paragraphs (a) introductory text, (b), (c), (d) introductory text and (d)(2); q
- p. Section 67.35–1(b);
- q. Section 67.35–5(b);
- r. Section 67.40–1(a);
- s. Section 67.40–5(b);
- t. Section 67.40–20; and
- u. Section 67.50–25(f).

§ 67.01–10 [Amended]

14. Amend § 67.01–10 to read as follows:

§ 67.01–10 Delegation of functions.

The Coast Guard District Commander may delegate the authority for performing inspections, enforcement, and administration of regulations to any civilian or military position in the Coast Guard.

§ 67.01–15 [Amended]

15. Amend § 67.01–15 to read as follows:

§ 67.01–15 Classification of structures.

(a) *When will structures be assigned to a Class?* The District Commander will assign structures to Class A, B, or C as part of processing an application for a permit to establish and operate lights and sound signals.

(b) *In general, where will the different classes of structures be located?* Specific criteria in paragraph (c) of this section may create exceptions, but in general structures the farthest from shore are likely to be assigned to Class A and required to have obstruction lights and sound signals that can be detected from

the farthest distance. Structures closest to shore are likely to be assigned to Class C and, while subject to requirements to ensure that they are also detectable from a safe distance away, will be required to have the least powerful obstruction lights or sound signals. The location and standards for Class B structures will generally be in between Class A and C structures.

(c) *What criteria will be used to classify structures?* When assigning a structure to a class, the District Commander will take into consideration whether a line of demarcation has been prescribed, and matters concerning, but not necessarily limited to, the dimensions of the structure and the depth of water in which it is located, the proximity of the structure to vessel routes, the nature and amount of vessel traffic, and the effect of background lighting.

(1) If a line of demarcation has been prescribed, the District Commander will assign those structures seaward of the line of demarcation to Class A. He or she will assign all structures shoreward of the line of demarcation to either Class B or Class C, unless the District Commander determines under § 67.05–25 that the structure should be assigned to Class A because of the structure's proximity to a navigable channel, fairway or line of demarcation.

(2) If a line of demarcation has not been prescribed, the District Commander will assign a structure to Class A, B, or C as he or she deems appropriate.

16. Amend § 67.01–20 to read as follows:

§ 67.01–20 Prescribing lines of demarcation.

The District Commander sends recommendations for establishing or changing lines of demarcation to the Commandant. For the purposes of this part, when the Commandant approves of additions to or changes in prescribed lines of demarcation, such additions or changes will be published in the **Federal Register** and will become effective on the date specified in that publication.

§ 67.05–1 [Amended]

17. In § 67.05–1(f), immediately after the words, “the angle of the approach, until”, remove the word “he”, and add, in its place, the words, “the mariner”.

§ 67.10–10 [Amended]

18. In addition to amendments set forth in the nomenclature instruction above, in § 67.10–10, remove the third word (“fog”) in paragraph (a)(3).