

Alternative Security Program the owner or operator intends to use.

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#### **§ 106.115 [Amended]**

■ 4. In § 106.115—

■ a. In the introductory text, remove the words “that no later than” and add, in their place, the word “before”; and

■ b. In paragraph (c), after the words “a copy of the Alternative Security Program the OCS facility is using”, add the words “, including a facility specific security assessment report generated under the Alternative Security Program, as specified in § 101.120(b)(3) of this subchapter,”.

■ 5. Revise § 106.120 to read as follows:

#### **§ 106.120 Noncompliance.**

When an OCS facility must temporarily deviate from the requirements of this part, the OCS facility owner or operator must notify the cognizant District Commander, and either suspend operations or request and receive permission from the District Commander to continue operating.

■ 6. In § 106.200—

■ a. In paragraph (b)(7), remove the word “and”;

■ b. In paragraph (b)(8), remove the period and add, in its place, the words “; and”;

■ c. Add paragraph (b)(9) to read as follows:

#### **§ 106.200 Owner or operator.**

\* \* \* \* \*

(b) \* \* \*

(9) Ensure consistency between security requirements and safety requirements.

#### **§ 106.205 [Amended]**

■ 7. In § 106.205(a)(2), after the word “organization”, add the words “, including the duties of a Facility Security Officer”.

#### **§ 106.220 [Amended]**

■ 8. In § 106.220, in the introductory paragraph, after the words “of the following”, add the words “, as appropriate”.

■ 9. Revise § 106.225(a) to read as follows:

#### **§ 106.225 Drill and exercise requirements.**

(a) *General.* (1) Drills and exercises must test the proficiency of facility personnel in assigned security duties at all MARSEC Levels and the effective implementation of the Facility Security Plan (FSP). They must enable the Facility Security Officer (FSO) to identify any related security deficiencies that need to be addressed.

(2) A drill or exercise required by this section may be satisfied with the

implementation of security measures required by the FSP as the result of an increase in the MARSEC Level, provided the FSO reports attainment to the cognizant District Commander.

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#### **§ 106.230 [Amended]**

■ 10. In § 106.230(b)(1), remove the words “each security training session” and add, in their place, the words “training under § 106.215”.

#### **§ 106.250 [Amended]**

■ 11. In § 106.250, in paragraph (d)—

■ a. After the words “part 104”, add the words “of this chapter, or their designated representatives,”; and

■ b. After the word “DoSs”, add the words “as required in paragraphs (b)(1) and (b)(2) of this section”.

#### **§ 106.260 [Amended]**

■ 12. In § 106.260—

■ a. In paragraph (b) introductory text, after the words “ensure that”, add the words “the following are specified”;

■ b. In paragraph (b)(3), remove the words “are established”;

■ c. In paragraph (c)(2), after the word “vessels”, add the words “or other transportation conveyances”.

#### **§ 106.265 [Amended]**

■ 13. In § 106.265(c), remove the words “should include” and add, in their place, the word “includes”.

#### **§ 106.275 [Amended]**

■ 14. In § 106.275—

■ a. In paragraph (a)(1), after the word “patrols”, remove the word “and” and add, in its place, a comma; and

■ b. In paragraph (b)(4), remove the word “continually” and add, in its place, the word “continuously”.

■ 15. In § 106.305—

■ a. Revise paragraph (c)(2)(v) to read as set out below; and

■ b. Add paragraphs (d)(3), (d)(4), (d)(5), and (e) to read as follows:

#### **§ 106.305 Facility Security Assessment (FSA) requirements.**

\* \* \* \* \*

(c) \* \* \*

(2) \* \* \*

(v) Effects of a nuclear, biological, radiological, explosive, or chemical attack to the OCS facility’s shoreside support system;

\* \* \* \* \*

(d) \* \* \*

(3) The FSA report must list the persons, activities, services, and operations that are important to protect, in each of the following categories:

(i) OCS facility personnel;

(ii) Visitors, vendors, repair technicians, vessel personnel, etc.;

(iii) OCS facility stores;

(iv) Any security communication and surveillance systems; and

(v) Any other security systems, if any.

(4) The FSA report must account for any vulnerabilities in the following areas:

(i) Conflicts between safety and security measures;

(ii) Conflicts between personnel duties and security assignments;

(iii) The impact of watch-keeping duties and risk of fatigue on personnel alertness and performance;

(iv) Security training deficiencies; and

(v) Security equipment and systems, including communication systems.

(5) The FSA report must discuss and evaluate key OCS facility measures and operations, including—

(i) Ensuring performance of all security duties;

(ii) Controlling access to the OCS facility through the use of identification systems or otherwise;

(iii) Controlling the embarkation of OCS facility personnel and other persons and their effects (including personal effects and baggage, whether accompanied or unaccompanied);

(iv) Supervising the delivery of stores and industrial supplies;

(v) Monitoring restricted areas to ensure that only authorized persons have access;

(vi) Monitoring deck areas and areas surrounding the OCS facility; and

(vii) The ready availability of security communications, information, and equipment.

(e) The FSA, FSA report, and FSP must be protected from unauthorized access or disclosure.

■ 16. In § 106.310—

■ a. In paragraph (a), remove the words “§ 106.405 of this part” and add, in their place, the words “§ 106.410 of this part”; and

■ b. Add paragraph (c) to read as follows:

#### **§ 106.310 Submission requirements.**

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(c) The FSA must be reviewed and validated, and the FSA report must be updated each time the FSP is submitted for reapproval or revisions.

■ 17. In § 106.410, revise paragraph (a), introductory text, and paragraphs (a)(2), (b), and (c) to read as follows:

#### **§ 106.410 Submission and approval.**

(a) On or before December 31, 2003, the owner or operator of each OCS facility currently in operation must either:

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(2) If intending to operate under an Approved Security Program, submit a