

**FEDERAL MARITIME COMMISSION**

**46 CFR PARTS 502 AND 510**

**[DOCKET NO. 97-03]**

**IMPLEMENTATION OF 21 U.S.C. 862  
DENIAL OF FEDERAL BENEFITS TO DRUG  
TRAFFICKERS AND POSSESSORS**

**AGENCY:** Federal Maritime Commission.

**ACTION:** Final Rule

**SUMMARY:** This amends Commission regulations to reflect the redesignation of 21 U.S.C. 853a as 21 U.S.C. 862, which was effected by Public Law 101-647. No substantive change is involved.

**EFFECTIVE DATE:** [Insert date of publication in the Federal Register.]

**FOR FURTHER INFORMATION CONTACT:**

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**SUPPLEMENTARY INFORMATION:**

Commission regulations at 46 CFR 502.27 and 510.12 contain requirements for applicants for admission to practice before the Commission and for a freight forwarders license to submit a certification regarding non-conviction for drug offenses and eligibility for federal benefits. The prescribed certification includes a reference to "21 U.S.C. 853a." Subsequent to adoption of these rules 21 U.S.C. 853a was redesignated as 21 U.S.C. 862 by

Public Law 101-647, 104 Stat. 4827. This document merely changes the references in Commission rules to reflect this redesignation and involves no substantive change.

List of Subjects in 46 CFR Part 502:

Administrative Practice and Procedure

List of Subjects in 46 CFR Part 510:

Freight forwarders

For the reason set forth above, Parts 502 and 510 of 46 CFR are amended as follows.

#### **Part 502 Rules of Practice and Procedure**

1. The authority citation for Part 502 is revised to read as follows.

**AUTHORITY:** 5 U.S.C. 504, 551, 552, 553, 556(c), 559, 561-569, 571-596; 12 U.S.C. 1114j(a); 18 U.S.C. 207; 26 U.S.C. 501(c)(3); 28 U.S.C. 2112(a); 31 U.S.C. 9701; 46 U.S.C. app. 817, 820, 821, 826, 841a, 1114(b), 1705, 1707-1711, 1713-1716; E.O. 11222 of May 8, 1965 (30 FR 6469); 21 U.S.C. 862; and Pub. L 88-777 (46 U.S.C. app 817d, 817e).

2. In § 502.27(a)(2) the reference to "21 U.S.C. 853a" is amended to read "21

U.S.C. 862."

#### **Part 510 Licensing of Ocean Freight Forwarders**

1. The authority citation for Part 510 is revised to read as follows.

**AUTHORITY:** 5 U.S.C. 553; 31 U.S.C. 9701; 46 U.S.C. app. 1702, 1707, 1709, 1710, 1712, 1714, 1716, and 1718; 21 U.S.C. 862.

2. In § 510.12(a)(2) is the reference to "21 U.S.C. 853a" is amended to read

"21 U.S.C. 862."

By the Commission.

  
Joseph C. Polking  
Secretary