

Marine Safety Information Bulletin

Ninth CG District Commander U.S. Coast Guard Inspections and Investigations Branch 1240 E. Ninth St. Cleveland, OH 44199-2060 MSIB Number: 002-18 Date: 18 April, 2018 Contact: LCDR Rob Reinhart Phone: (216) 902-6050 Email: joseph.r.reinhart@uscg.mil

MARINE CASUALTY PROPERTY DAMAGE THRESHOLD INCREASES

This Marine Safety Information Bulletin (MSIB) serves as a notification to vessel owners, agents, masters, operators, and persons in charge of commercial vessels that the current *property damage* thresholds for a Reportable Marine Casualty and a Serious Marine Incident, as defined in 46 CFR Part 4, will increase as of <u>18</u> <u>April 2018</u>.

- <u>Reportable Marine Casualty</u>: The current property damage threshold for a Reportable Marine Casualty is \$25,000. 46 CFR §4.05-1(a)(7): "An occurrence causing property-damage in excess of \$25,000, this damage including the cost of labor and material to restore the property to its condition before the occurrence, but not including the cost of salvage, cleaning, gas-freeing, drydocking, or demurrage." 83 Federal Register 11889 removes "\$25,000" and replaces the amount with \$75,000.
- Serious Marine Incident: The current property damage threshold for Serious Marine Incidents is \$100,000.
 46 CFR §4.03-2(a)(3) "Damage to property, as defined in §4.05-1(a)(7) of this part, in excess of \$100,000." 83 Federal Register 11889 removes \$100,000 and replaces the amount with \$200,000.
- 3. <u>Property Damage</u>: The definition of property damage is further interpreted in Coast Guard NVIC 01-15 as "the sum of the monetary cost of material damage of all property affected by the occurrence including, but not limited to vessels, cargos, facilities, aids-to-navigation, and bridges and their fendering systems. Cargorelated damage estimates should be based solely on the loss or damage to the actual cargo. Cargo estimates should not include demurrage or expenses related to storage or alternate delivery arrangements."
- 4. <u>Changes to Form CG-2692</u>: 83 Federal Register 11889 states that the changed property damage thresholds are non-substantive and therefore the Coast Guard will expedite the updated form for publication. Until the new CG-2692 is published by the Coast Guard, use of the current form for compliance with 46 CFR Part 4.05-10 is permitted.

As a reminder, if there is any doubt whether an occurrence is a reportable marine casualty, the Coast Guard **strongly encourages** responsible parties to contact the nearest Coast Guard Command Center to determine an appropriate response. NOTE: The property damage threshold increase does not alter the requirements to report a Hazardous Condition to the nearest Coast Guard office as required by 33 CFR 160.216.

Questions regarding this MSIB can be directed to the nearest Officer In Charge of Inspections Investigations Division, or at <u>d09-dg-DISTRICT-D09-dpi@uscg.mil</u>. For more details, please refer to 83 Federal Register 11889 or visit the Coast Guard information site here: <u>http://mariners.coastguard.dodlive.mil/2018/03/19/3-19-2018-</u> <u>updated-marine-casualty-reporting-property-damage-thresholds-final-rule-published/</u>