

admiralty procedures in United States district courts were unified, effective July 1, 1966, see rule 1 and Supplemental Rules for Certain Admiralty and Maritime Claims, Title 28, Appendix, Judiciary and Judicial Procedure.

#### CROSS REFERENCES

Forfeitures and seizures—

Jurisdiction, see sections 1333, 1355, and 1356 of Title 28, Judiciary and Judicial Procedure.

Proceedings, see section 2461 of Title 28.

#### § 784. Jurisdiction of prosecutions

Any violation of the provisions of this chapter shall be prosecuted in the district court of the United States of the district wherein the offender is found or into which he is first brought.

(Aug. 15, 1914, ch. 253, § 4, 38 Stat. 692.)

#### § 785. Enforcement of law prohibiting taking of sponges of specified sizes; employment of Coast Guard vessels and Customs Service employees

The Secretary of Commerce shall enforce the provisions of this chapter, and he is authorized to empower such officers and employees of the Department of Commerce as he may designate, or such officers and employees of other departments as may be detailed for the purpose, to make arrests and seize vessels and sponges, and upon his request the Secretary of the Treasury may employ the vessels of the Coast Guard or the employees of the Customs Service to that end.

(Aug. 15, 1914, ch. 253, § 5, 38 Stat. 692; Jan. 28, 1915, ch. 20, § 1, 38 Stat. 800; 1939 Reorg. Plan No. II, § 4(e), eff. July 1, 1939, 4 F.R. 2731, 53 Stat. 1431; Aug. 4, 1949, ch. 393, §§ 1, 20, 63 Stat. 495, 561; 1970 Reorg. Plan No. 4, eff. Oct. 3, 1970, 35 F.R. 15627, 84 Stat. 2090.)

#### TRANSFER OF FUNCTIONS

“Secretary of Commerce” and “Department of Commerce” substituted in text for “Secretary of the Interior” and “Department of the Interior” in view of: creation of National Oceanic and Atmospheric Administration in Department of Commerce and Office of Administrator of such Administration; abolition of Bureau of Commercial Fisheries in Department of the Interior and Office of Director of such Bureau; transfers of functions, including functions formerly vested by law in Secretary of the Interior or Department of the Interior which were administered through Bureau of Commercial Fisheries or were primarily related to such Bureau, exclusive of certain enumerated functions with respect to Great Lakes fishery research, Missouri River Reservoir research, Gulf Breeze Biological Laboratory, and Trans-Alaska pipeline investigations; and transfer of marine sport fish program of Bureau of Sport Fisheries and Wildlife by Reorg. Plan No. 4 of 1970, eff. Oct. 3, 1970, 35 F.R. 15627, 84 Stat. 2090, set out in the Appendix to Title 5, Government Organization and Employees.

For transfer of functions of other officers, employees, and agencies of Department of the Interior, with certain exceptions, to Secretary of the Interior, with power to delegate, see Reorg. Plan No. 3 of 1950, §§ 1, 2, eff. May 24, 1950, 15 F.R. 3174, 64 Stat. 1262, set out in the Appendix to Title 5.

“Coast Guard” substituted in text for “Revenue Cutter Service” on authority of act Jan. 28, 1915, which combined Revenue Cutter Service and Life-Saving Service to form Coast Guard. That act was repealed by section 20 of act Aug. 4, 1949, section 1 of which reestablished Coast Guard by enacting Title 14, Coast Guard.

Coast Guard transferred to Department of Transportation and all functions, powers, and duties, relating to Coast Guard, of Secretary of the Treasury and of other offices and officers of Department of the Treasury transferred to Secretary of Transportation by section 6(b)(1) of Pub. L. 89-670, Oct. 15, 1966, 80 Stat. 938. See section 108 of Title 49, Transportation.

Functions of all officers of Department of the Treasury, and functions of all agencies and employees of such Department, transferred, with certain exceptions, to Secretary of the Treasury, with power vested in him to authorize their performance or performance of any of his functions, by any of such officers, agencies, and employees, by Reorg. Plan No. 26 of 1950, §§ 1, 2, eff. July 31, 1950, 15 F.R. 4935, 64 Stat. 1280, 1281, set out in the Appendix to Title 5. Customs Service, referred to in this section, is a service under Department of the Treasury, and Coast Guard, also referred to in this section, was generally a service under such Department, but such Plan excepted, from transfer, functions of Coast Guard, and of Commandant thereof, when Coast Guard was operating as a part of the Navy under sections 1 and 3 of Title 14, Coast Guard.

Reorg. Plan No. III of 1940, § 3, eff. June 30, 1940, 5 F.R. 2108, 54 Stat. 1232, set out in the Appendix to Title 5, Government Organization and Employees, consolidated Bureau of Fisheries and Bureau of Biological Survey with their respective functions into one agency in Department of the Interior to be known as Fish and Wildlife Service, and provided that functions of the consolidated agency shall be administered under direction and supervision of Secretary of the Interior.

Reorg. Plan No. II of 1930, set out in the Appendix to Title 5, transferred Bureau of Fisheries in Department of Commerce and its functions to Department of the Interior, to be administered under direction and supervision of Secretary of the Interior.

## CHAPTER 12—FEDERAL REGULATION AND DEVELOPMENT OF POWER

### SUBCHAPTER I—REGULATION OF THE DEVELOPMENT OF WATER POWER AND RESOURCES

Sec.

- 791. Repealed.
- 791a. Short title.
- 792. Federal Power Commission; creation; number; appointment; term; qualifications; vacancies; quorum; chairman; salary; place of holding sessions.
- 793. Appointment of officers and employees of Commission; duties, and salaries; detail of officers and employees from other departments; expenditures authorized.
- 793a to 795. Repealed or Omitted.
- 796. Definitions.
- 797. General powers of Commission.
  - (a) Investigations and data.
  - (b) Statements as to investment of licenses in projects; access to projects, maps, etc.
  - (c) Cooperation with executive departments; information and aid furnished Commission.
  - (d) Publication of information, etc.; reports to Congress.
  - (e) Issue of licenses for construction, etc., of dams, conduits, reservoirs, etc.
  - (f) Preliminary permits; notice of application.
  - (g) Investigation of occupancy for developing power; orders.
- 797a. Congressional authorization for permits, licenses, leases, or authorizations for dams, conduits, reservoirs, etc., within national parks or monuments.
- 797b. Duty to keep Congress fully and currently informed.

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| <p>Sec.<br/>797c. Dams in National Park System units.<br/>797d. Third party contracting by FERC.<br/>    (a) Environmental impact statements.<br/>    (b) Environmental assessments.<br/>    (c) Effective date.<br/>798. Purpose and scope of preliminary permits; transfer and cancellation.<br/>799. License; duration, conditions, revocation, alteration, or surrender.<br/>800. Issuance of preliminary permits or licenses.<br/>    (a) Preference.<br/>    (b) Development of water resources by United States; reports.<br/>    (c) Assumption of project by United States after expiration of license.<br/>801. Transfer of license; obligations of transferee.<br/>802. Information to accompany application for license; landowner notification.<br/>803. 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Participation by Government in costs of locks, etc.<br/>806. Time limit for construction of project works; extension of time; termination or revocation of licenses for delay.<br/>807. Right of Government to take over project works.<br/>    (a) Compensation; condemnation by Federal or State Government.<br/>    (b) Relicensing proceedings; Federal agency recommendations of take over by Government; stay of orders for new licenses; termination of stay; notice to Congress.<br/>808. 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| <p>Sec.</p> <p>(d) Temporary connection during emergency by persons without jurisdiction of Commission.</p> <p>(e) Transmission of electric energy to foreign country.</p> <p>(f) Transmission or sale at wholesale of electric energy; regulation.</p> <p>(g) Continuance of service.</p> <p>824a-1. Pooling.</p> <p>(a) State laws.</p> <p>(b) Pooling study.</p> <p>824a-2. Reliability.</p> <p>(a) Study.</p> <p>(b) Examination of reliability issues by reliability councils.</p> <p>(c) Department of Energy recommendations.</p> <p>824a-3. 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- 825a. Rates of depreciation; notice to State authorities before fixing.
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Sec. SUBCHAPTER IV—STATE AND MUNICIPAL WATER CONSERVATION FACILITIES

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- 828a. Definitions.
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APPLICATION TO NATIONAL PARKS

- Acadia National Park, see section 342b of this title.
- Big Bend National Park, see section 158 of this title.
- Bryce Canyon National Park, see section 402e of this title.
- Carlsbad Caverns National Park, see section 407b of this title.
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- Grand Canyon National Park, see section 221b of this title.
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- Hawaii National Park, see sections 391, 391b-1 of this title.
- Isle Royale National Park, see section 408b of this title.
- Lands reserved for park purposes in Coos County, Oregon, see section 405 of this title.
- Lassen Volcanic National Park, see sections 201b, 204f, 205a, and 207a of this title.
- Mammoth Cave National Park, see section 404b of this title.
- Mount Rainier National Park, see section 108 of this title.
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- Shenandoah National Park, see section 403b of this title.
- Yellowstone National Park, see section 21b of this title.
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CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 21b, 47b, 47f, 90d-4, 108, 158, 197, 201b, 204f, 205a, 207a, 221b, 342b, 391, 391b-1, 402e, 403b, 404b, 405, 407b, 408b, 410b, 435, 459a-1, 460m-11, 460m-21, 460ee, 460gg-2, 460ii-3, 460iii-3, 545b, 577b, 824a-1, 824a-3, 832h, 833g, 836, 839e, 1278, 2603, 2705, 3215 of this title; title 15 section 790a; title 25 section 326; title 30 section 621; title 33 section 467a; title 42 sections 2019, 7172, 7173, 7473, 7651b; title 43 sections 617d, 617e, 617k, 617l, 1634, 1761.

SUBCHAPTER I—REGULATION OF THE DEVELOPMENT OF WATER POWER AND RESOURCES

CODIFICATION

Section 212 of act of Aug. 26, 1935, ch. 687, 49 Stat. 847, provided that sections 1 to 29 of the Federal Water Power Act, as amended (sections 792, 793, 794 to 797, 798 to 818, 819, and 820 to 823 of this title) shall constitute part I of the act. Said section 212 also repealed sections 25 and 30 of the act (sections 819, 791 of this title). It also contained a proviso as follows: "That nothing in that Act, as amended, shall be construed to repeal or amend the provisions of the amendment to the Federal Water Power Act approved March 3, 1921 (41 Stat. 1353 [section 797a of this title]), or the provisions of any other Act relating to national parks and national monuments."

SUBCHAPTER REFERRED TO IN OTHER SECTIONS

This subchapter is referred to in sections 797b, 797c, 797d, 824a-3, 825o, 2705, 3215 of this title; title 42 section 7172; title 43 sections 1555, 1634, 1761.