

**MTSA Regulations found at 33 CFR Subchapter H  
Part 104—Vessels & Part 105--Facilities.**

**#16-04 MARCH 25, 2004---POLICY ADVISORY COUNCIL FAQ**

**Q.** Should vessels certificated under 46 CFR Subchapter D that transport, or facilities regulated under 33 CFR Part 154 that handle waste drilling mud be exempted from the requirements in 33 CFR Parts 104 and 105?

**Ans.** After careful review by the U.S. Coast Guard it has been determined that drilling mud poses a low risk of causing a transportation security incident. Therefore, the Coast Guard is **exempting vessels** that handle drilling mud from the requirements of 33 CFR Part 104 unless another applicability factor is involved.

The Coast Guard is also **exempting facilities** that receive drilling mud from a vessel not subject to 33 CFR Part 104 unless another applicability factor is involved. These exempted vessels and facilities remain subject to 33 CFR Parts 101 and 103.

NOTE For further guidance, a facility owner/operator should contact their local Captain of the Port (COTP/FMSC).