

### Subpart 160.076—Inflatable Recreational Personal Flotation Devices

SOURCE: CGD 94-110, 60 FR 32848, June 23, 1995, unless otherwise noted.

#### § 160.076-1 Scope.

(a) This subpart contains structural and performance standards for approval of inflatable recreational personal flotation devices (PFDs), as well as requirements for production follow-up inspections, associated manuals, information pamphlets, and markings.

(b) Inflatable PFDs approved under this subpart—

(1) Rely entirely upon inflation for buoyancy; and

(2) Are approved for use by adults only.

#### § 160.076-3 Applicability.

Inflatable PFDs approved under this subpart may be used to meet the carriage requirements of 33 CFR 175.15 and 175.17 on the following types of vessels only:

(a) Recreational vessels.

(b) Uninspected recreational submersible vessels.

#### § 160.076-5 Definitions.

As used in this part:

*Commandant* means the Chief of the Lifesaving and Fire Safety Division, Marine Safety and Environmental Protection. Address: Commandant (G-MSE-4), U.S. Coast Guard Headquarters, 2100 Second St. SW., Washington, DC 20593-0001; phone: 202-267-1444; facsimile: 202-267-1069; electronic mail: "mvi-3/G-M18@cgsmt.uscg.mil".

*Conditional approval* means a category of PFD which has condition(s) on its approval with which the user must comply in order for the PFD to be counted toward meeting the carriage requirements of the vessel being used. All conditionally approved PFDs are designated Approval Type V.

*First quality workmanship* means construction which is free from any defect materially affecting appearance or serviceability.

*Inflation medium* means any solid, liquid, or gas that, when activated, provides inflation for buoyancy.

*Inspector* means a recognized laboratory representative assigned to perform, supervise or oversee the duties described in §§160.076-29 and 160.076-31 of this subpart or any Coast Guard representative performing duties related to the approval.

*MOU* means memorandum of understanding which describes the approval functions a recognized independent laboratory performs for the Coast Guard, and the recognized independent laboratory's working arrangements with the Coast Guard.

*Performance type* means the in-water performance classification of the PFD (I, II, or III).

*PFD* means personal flotation device as defined in 33 CFR 175.13.

*PFD Approval Type* means the Type designation assigned by the Commandant, as documented in the approval certificate for the PFD, based primarily on the in-water performance and serviceability of the PFD.

*Plans and specifications* means the drawings, product description, construction specifications, and bill of materials submitted in accordance with §160.076-13 for approval of a PFD design.

[CGD 94-110, 60 FR 32848, June 23, 1995, as amended by CGD 95-072, 60 FR 50466, Sept. 29, 1995; CGD 94-110, 61 FR 13945, Mar. 28, 1996; CGD 96-041, 61 FR 50733, Sept. 27, 1996]

#### § 160.076-7 PFD Approval Type.

(a) An inflatable PFD may be approved without conditions as a Type I, II, or III PFD for persons over 36 kg (80 lb) if it meets the requirements of this subpart.

(b) Each inflatable PFD that can be demonstrated to meet the in-water performance requirements of a type I, II or III PFD in UL 1180 during approval testing and the applicable requirements of this subpart provided that certain conditions are placed on its use, may be approved as a Type V PFD. Each such PFD has conditional approval.

[CGD 94-110, 60 FR 32848, June 23, 1995, as amended by CGD 94-110, 61 FR 13945, Mar. 28, 1996]

#### § 160.076-9 Conditional approval.

(a) A conditionally approved inflatable PFD is categorized as a Type V