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New Changes in the Underwater Law

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SCIAA Staff Recognized by National Preservation Award

By Christopher F. Amer

On Thursday, October 10, 2002, the South Carolina Institute of Archaeology and Anthropology, along with the numerous other federal and state agencies, organizations, and companies, was nationally recognized when it received the first annual National Trust for Historic Preservation / Advisory Council on Historic Preservation Joint Award for Federal Partnerships in Historic Preservation for its work on the *H.L. Hunley* and raising that historic submarine. John Nau, III, Chairman of the Advisory Council presented 21 awards during the one-and-a-half hour ceremony that was the centerpiece of the 2002 National Trust's National Preservation Conference held in Cleveland, Ohio.

Recipients of the *Hunley* award included SCIAA, SC Department of Natural Resources, SC Educational Television, SC *Hunley* Commission, US Department of Defense, National Park Service, US Navy, US Coast



H.L. Hunley award recipients (Front Row, Left to Right): Mr. John Miglarese (SCDNR), Ms. Elizabeth Johnson (SCDAH), Mr. Christopher Amer (SCIAA), Mr. Philip Grone (Department of State), Rear Admiral Ronald Silva (US Coast Guard), Lt. Colonel Frank Randon (USCOE), and Dr. William Dudley (USNHC). (Back Row, Left to Right) Mr. John Nau III (presenter), Mr. Warren Lasch (Friends of the Hunley), Richard Moe (President, of the National Trust for Historic Preservation), William Hart (Chairman of the Board of Trustees of the National Trust for Historic Preservation), Mr. Clive Cussler (Novelist), and Mr. Daniel Schwall (Titan Maritime). (Photo courtesy of the National Trust for Historic Preservation)

Guard, US Army Corps of Engineers, Friends of the *Hunley*, National Geographic Society, National Underwater and Marine Agency, Oceaneering International, and Titan Maritime. Oceaneering International designed the truss system that

supported the historic submarine during the lift and transport to the lab, while Titan Marine actually conducted the lift. After the ceremony, the recipients were treated to a sumptuous dinner at the exclusive Union Club.

New Changes in the Underwater Law

By Carl Naylor

Recent changes to the South Carolina Underwater Antiquities Act of 1991 include the elimination of Instructional Hobby Licenses and Weekend Hobby Licenses. These changes took effect in June 2002.

Instructional Licenses were issued to charter boat captains, dive shops, and dive instructors and allowed the holder to take dive charters and classes on collecting trips without each diver being required to have their own license. All recoveries were reported by the holder of the Instructional License.

Under the Antiquities Act the Institute (or the State Museum in case of fossils) has the right to inspect and

photograph all recovered items for 60 days after they are reported in quarterly report forms. However, under Instructional Licenses, the holder reported fossils and artifacts without regard for which of their group found what. As a result there was no way for the Institute or State Museum to subsequently gather any further information about a particular artifact or fossil.

Since this type of license was initiated in 1991, there have been 19 of these licenses issued. At the time of the change abolishing the Instructional License there were six current Instructional Licenses. Those Instructional Licenses still in effect

will be allowed to continue until their expiration dates. As these licenses expire, the holders will be allowed to renew as regular Hobby Divers, provided all reports have been filed.

Weekend Hobby Licenses were temporary two-day licenses designed to allow non-residents to collect during a brief visit to the state. These licenses were issued by dive clubs and dive shops. Unfortunately, few holders of Weekend Licenses ever reported their finds to the Institute, and many of the Weekend Licenses issued were to resident divers who had allowed their individual licenses to expire and wanted to collect before they had submitted a renewal.