

103^D CONGRESS
1ST SESSION

H. R. 1964

To authorize appropriations for the Maritime Administration for fiscal year 1994, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 4, 1993

Mr. LIPINSKI (for himself, Mr. STUDDS, Mr. BATEMAN, Mr. FIELDS of Texas, and Mr. TAUZIN) introduced the following bill; which was referred to the Committee on Merchant Marine and Fisheries

A BILL

To authorize appropriations for the Maritime Administration for fiscal year 1994, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Maritime Administra-
5 tion Authorization Act for Fiscal Year 1994”.

6 **SEC. 2. AUTHORIZATIONS FOR MARITIME ADMINISTRA-**
7 **TION.**

8 (a) AUTHORIZATIONS.—In fiscal year 1994, the fol-
9 lowing amounts are authorized to be appropriated for the
10 Maritime Administration (Department of Transportation):

1 (1) Any amounts necessary to liquidate obliga-
2 tions under operating-differential subsidy contracts
3 for the fiscal year 1994 portion of the total contract
4 authority.

5 (2) \$41,013,000 for expenses related to man-
6 power, education, and training, including—

7 (A) \$28,877,000 for maritime training at
8 the United States Merchant Marine Academy at
9 Kings Point, New York;

10 (B) \$10,344,000 for assistance to the
11 State maritime academies (including for reim-
12 bursement of fuel cost associated with the oper-
13 ation of training vessels), of which \$1,200,000
14 may be used for training simulators for the
15 State maritime academies; and

16 (C) \$1,792,000 for manpower and addi-
17 tional training.

18 (3) \$30,713,000 for operating programs, in-
19 cluding—

20 (A) \$19,989,000 for general administra-
21 tion;

22 (B) \$8,983,000 for development and use of
23 water transportation systems; and

24 (C) \$1,741,000 for research, technology,
25 and analysis.

1 (4) \$254,355,000 for expenses related to na-
2 tional security support capabilities, including—

3 (A) \$6,937,000 for the National Defense
4 Reserve Fleet;

5 (B) \$1,418,000 for emergency planning
6 and operations; and

7 (C) \$246,000,000 for the Ready Reserve
8 Force, including—

9 (i) \$242,000,000 for maintenance and
10 operations programs in support of the
11 Ready Reserve Force; and

12 (ii) \$4,000,000 for Ready Reserve
13 Force facilities.

14 (5) \$4,000,000 to pay administrative costs re-
15 lated to new loan guarantee commitments under title
16 XI of the Merchant Marine Act, 1936 (46 App.
17 U.S.C. 1271 et seq.), relating to Federal ship mort-
18 gage insurance.

19 (6) \$50,000,000 for costs (as that term is de-
20 fined in section 502 of the Federal Credit Reform
21 Act of 1990 (2 U.S.C. 661a)) of new loan guarantee
22 commitments under title XI of the Merchant Marine
23 Act, 1936 (46 App. U.S.C. 1271 et seq.).

24 (b) USE OF PROCEEDS OF SALES.—Notwithstanding
25 any other provision of law, the Secretary of Transpor-

1 tation may use proceeds derived from the sale or disposal
2 of National Defense Reserve Fleet vessels that are cur-
3 rently collected and retained by the Maritime Administra-
4 tion for facility and ship maintenance, modernization and
5 repair, acquisition of equipment, training simulators, and
6 fuel costs necessary to maintain training at the United
7 States Merchant Marine Academy and the State maritime
8 academies.

9 **SEC. 3. NATIONAL SHIPBUILDING ENHANCEMENT INSTI-**
10 **TUTES.**

11 (a) DESIGNATION BY SECRETARY OF TRANSPOR-
12 TATION.—The Secretary of Transportation may designate
13 National Shipbuilding Enhancement Institutes.

14 (b) ACTIVITIES.—Activities undertaken by such an
15 Institute may include—

16 (1) vessel construction and repair technology
17 development with an emphasis on improving the pro-
18 ductivity of United States shipyards through innova-
19 tive design, engineering, or operations;

20 (2) enhancing the international competitiveness
21 of domestic shipyards in ship construction and re-
22 pair;

23 (3) documenting and forecasting international
24 and domestic trends in ship construction and repair;

1 (4) fostering innovations in the domestic ship-
2 building marketing system; and

3 (5) providing technical support on shipbuilding
4 practices.

5 (c) SUBMISSION OF APPLICATIONS.—An institution
6 seeking designation as a National Shipbuilding Enhance-
7 ment Institute shall submit an application under regula-
8 tions prescribed by the Secretary.

9 (d) DESIGNATION CRITERIA.—The Secretary shall
10 designate an Institute under this section on the basis of
11 the following criteria:

12 (1) The research and extension resources avail-
13 able to the designee for carrying out the activities
14 specified in subsection (b).

15 (2) The existence of an established program of
16 the designee encompassing research, education, and
17 training directed to enhancing shipbuilding indus-
18 tries.

19 (3) The ability of the designee to assemble and
20 evaluate pertinent information from national and
21 international sources and to disseminate results of
22 shipbuilding industry research and educational pro-
23 grams.

24 (4) The qualification of the designee as a non-
25 profit institution of maritime or higher education.

1 (e) GRANTS.—The Secretary may make an award, on
2 a matching basis, to any institute designated under sub-
3 section (a), from amounts appropriated.

4 **SEC. 4. REIMBURSEMENT OF CERTAIN FEES BY STATE**
5 **MARITIME ACADEMIES.**

6 (a) CONDITION OF ASSISTANCE.—Section 1304(d) of
7 the Merchant Marine Act, 1936 (46 App. U.S.C.
8 1295c(d)) is amended by adding at the end the following:

9 “(3)(A) Subject to subparagraph (B), an agreement
10 under this subsection shall require a State maritime acad-
11 emy to reimburse each qualified individual for any fee or
12 charge for which the individual is liable to the United
13 States for—

14 “(i) the issuance of an entry level license under
15 chapter 71 of title 46, United States Code;

16 “(ii) the first issuance of a merchant mariner’s
17 document under chapter 73 of that title;

18 “(iii) an evaluation or examination for such a li-
19 cense or merchant mariner’s document conducted
20 before the end of the period described in subpara-
21 graph (D)(ii); or

22 “(iv) an application for such a license, mer-
23 chant mariner’s document, evaluation, or examina-
24 tion.

1 “(B) A State maritime academy shall reimburse
2 qualified individuals under subparagraph (A) to the extent
3 amounts are available under subparagraph (C).

4 “(C) In addition to annual payments under para-
5 graph (1)(A) and subject to the availability of appropria-
6 tions, the Secretary shall annually pay to each State mari-
7 time academy that enters into an agreement under para-
8 graph (1) amounts to reimburse qualified individuals
9 under subparagraph (A).

10 “(D) In this paragraph, the term ‘qualified individ-
11 ual’ means an individual who—

12 “(i) is attending or is a graduate of a State
13 maritime academy;

14 “(ii) fulfills the requirements for a license or
15 merchant mariner’s document described in subpara-
16 graph (A) not later than three months after the date
17 the individual graduates from a State maritime
18 academy; and

19 “(iii) is liable for a fee or charge described in
20 subparagraph (A).”.

21 (b) EFFECTIVE DATE.—The amendment made by
22 subsection (a) is effective October 1, 1993.

23 (c) AMENDMENT OF EXISTING AGREEMENTS.—As
24 soon as practicable after the date of the enactment of this
25 Act, the Secretary of Transportation shall amend agree-

1 ments under section 1304(d) of the Merchant Marine Act,
2 1936 (46 App. U.S.C. 1295c(d)) pursuant to the amend-
3 ment made by subsection (a).

4 (d) ADDITIONAL APPROPRIATIONS AUTHORIZED.—
5 In addition to amounts authorized to be appropriated for
6 assistance to State maritime academies, there is author-
7 ized to be appropriated \$300,000 for Fiscal Year 1994
8 to reimburse qualified individuals pursuant to the amend-
9 ment made by subsection (a).

10 **SEC. 5. NATIONAL MARITIME ENHANCEMENT INSTITUTES.**

11 Section 8(e) of the Act of October 13, 1989 (46 App.
12 U.S.C. 1121-2(e)), is amended to read as follows:

13 “(e) The Secretary may make awards on an equal
14 or partial matching basis to an Institute designated under
15 subsection (a) from amounts appropriated.”.

16 **SEC. 6. REPEAL OF CONDITION FOR STATE MARITIME**
17 **ACADEMY ASSISTANCE.**

18 Section 1304(f)(1) of the Merchant Marine Act, 1936
19 (46 App. 1295c(f)(1)) is amended—

20 (1) in subparagraph (A) by inserting “and”
21 after the semicolon at the end;

22 (2) in subparagraph (B) by striking “; and”
23 and inserting a period; and

24 (3) by repealing subparagraph (C).

1 **SEC. 7. MAINTENANCE CONTRACTS FOR NATIONAL DE-**
2 **FENSE RESERVE FLEET VESSELS.**

3 The Secretary of Transportation may enter into a
4 contract for the maintenance of the National Defense Re-
5 serve Fleet, including the Ready Reserve Force, only for—

6 (1) the repair, activation, operation, berthing,
7 towing, or lay-up of a vessel;

8 (2) a vessel used by a State maritime academy;
9 or

10 (3) obtaining maintenance technical services
11 when—

12 (A) the technical expertise required for
13 that service is beyond the capabilities of the
14 Fleet staff or when the Fleet has insufficient
15 personnel resources to adequately maintain the
16 Fleet; and

17 (B) the contract does not result in reduc-
18 ing employment at the Fleet site.

19 **SEC. 8. MAINTENANCE OF READY RESERVE FORCE VES-**
20 **SELS IN REDUCED OPERATING STATUS.**

21 The Secretary shall, during fiscal year 1994, main-
22 tain in a reduced operating status—

23 (1) at least 29 vessels in the Ready Reserve
24 Force component of the National Defense Reserve
25 Fleet, or

1 maintenance (including activation, deactivation, and
2 drydocking) for one vessel in the Ready Reserve
3 Force that is outported in the geographical vicinity
4 of the shipyard; and

5 (2) be effective for 3 years.

6 (d) LIMITATION ON WORK UNDER CONTRACTS.—A
7 contract under this section may not provide for the pro-
8 curement of operation or manning for a vessel that may
9 be procured under another contract for the vessel to which
10 section 11(d)(2) of the Merchant Ship Sales Act of 1946
11 (50 App. U.S.C. 1744(d)(2)) applies.

12 (e) GEOGRAPHIC DISTRIBUTION.—The Secretary
13 shall seek to award contracts under this section to ship-
14 yards that are distributed throughout the United States.

15 (f) REPORTS.—The Secretary shall submit to the
16 Congress—

17 (1) an interim report on the effectiveness of
18 each contract under this section in providing for eco-
19 nomic and efficient repair and maintenance of the
20 vessel covered by the contract, by not later than 20
21 months after the date of the enactment of this Act;
22 and

23 (2) a final report on that effectiveness, by not
24 later than 6 months after the termination of all con-
25 tracts awarded pursuant to this section.

1 **SEC. 10. GEOGRAPHIC DISTRIBUTION OF READY RESERVE**
2 **FORCE VESSELS.**

3 (a) REPORT.—Not later than 60 days after the date
4 of the enactment of this Act, the Secretary of Transpor-
5 tation shall submit a report to the Congress which de-
6 scribes where vessels in the Ready Reserve Force will be
7 located in fiscal year 1994.

8 (b) CONSIDERATION OF PORTS IN LOCATING VES-
9 SELS.—In selecting locations where Ready Reserve Force
10 Vessels will be outported, the Secretary of Transportation
11 shall consider ports that have historically been involved in
12 outporting of those vessels.

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