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H.R. 58

IN THE SENATE OF THE UNITED STATES

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Read twice and referred to the Committee on Commerce, Science, and
Transportation

AN ACT

To authorize the Secretary of Transportation to convey ves-
sels in the National Defense Reserve Fleet to certain
nonprofit organizations.

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 “Merchant Marine Me-
5 morial Enhancement Act of 1993”.

6 **SEC. 2. CONVEYANCE VESSELS.**

7 (a) **AUTHORITY TO CONVEY.**—The Secretary of
8 Transportation may convey without consideration all
9 right, title, and interest of the United States in 2 vessels
10 described in subsection (b) to any nonprofit organization

1 which operates and maintains a Liberty Ship or Victory
2 Ship as a memorial to merchant mariners.

3 (b) VESSELS DESCRIBED.—Vessels which may be
4 conveyed under subsection (a) are vessels which—

5 (1) are in the National Defense Reserve Fleet
6 on the date of the enactment of this Act;

7 (2) are not less than 4,000 displacement tons;

8 (3) have no usefulness to the Government; and

9 (4) are scheduled to be scrapped.

10 (c) CONDITIONS OF CONVEYANCE.—As a condition of
11 conveying any vessel to an organization under subsection
12 (a), the Secretary shall require that before the date of the
13 conveyance the organization enter into an agreement
14 under which the organization shall—

15 (1) sell the vessel for scrap purposes;

16 (2) use the proceeds of that scrapping for the
17 purpose of refurbishing and making seaworthy a
18 Liberty Ship or Victory Ship which the organization
19 maintains as a memorial to merchant mariners, to
20 enable the ship to participate in 1994 in commemo-
21 rative activities in conjunction with the 50th anni-
22 versary of the Normandy invasion; and

23 (3) return to the United States any proceeds of
24 scrapping carried out pursuant to paragraph (1)

1 which are not used in accordance with paragraph
2 (2).

3 (d) DEPOSIT OF AMOUNTS RETURNED.—Amounts
4 returned to the United States pursuant to subsection
5 (c)(3) shall be deposited in the Vessel Operations Revolv-
6 ing Fund created by the Act of June 2, 1951 (65 Stat.
7 59; 46 App. U.S.C. 1241a).

8 (e) DELIVERY OF VESSELS.—The Secretary shall de-
9 liver each vessel conveyed under this section—

10 (1) at the place where the vessel is located on
11 the date of the approval of the conveyance by the
12 Secretary;

13 (2) in its condition on that date; and

14 (3) without cost to the Government.

15 (f) EXPIRATION OF AUTHORITY TO CONVEY.—The
16 authority of the Secretary under this section to convey ves-
17 sels shall expire on the date that is 2 years after the date
18 of the enactment of this Act.

19 **SEC. 3. DOCUMENTATION OF VESSELS.**

20 (a) Notwithstanding section 27 of the Merchant Ma-
21 rine Act, 1920 (46 App. U.S.C. 883), the Act of June
22 19, 1886 (46 App. U.S.C. 289), and section 12106 of title
23 46, United States Code, the Secretary of Transportation
24 may issue certificates of documentation with a coastwise
25 endorsement for the following vessels:

1 (1) ABORIGINAL (United States official num-
2 ber 942118).

3 (2) AFTERSAIL (United States official num-
4 ber 689427).

5 (3) ALEXANDRIA (United States official
6 number 586490).

7 (4) AMANDA (Michigan registration number
8 MC-1125-FR).

9 (5) ARBITRAGE II (United States official
10 number 962861).

11 (6) ARIEL (United States official number
12 954762).

13 (7) BRANDARIS (former United States official
14 number 263174).

15 (8) COMPASS ROSE (United States official
16 number 695865).

17 (9) DIXIE (United States official number
18 513159).

19 (10) ELISSA (United States official number
20 697285).

21 (11) EMERALD PRINCESS (former United
22 States official number 530095).

23 (12) ENTERPRISE (United States official
24 number 692956).

1 (13) EUROPA STAR (former United States
2 official number 588270).

3 (14) EUROPA SUN (former United States of-
4 ficial number 596656).

5 (15) GAZELA OF PHILADELPHIA
6 (Pennsylvania registration number PA-4339-AF).

7 (16) GRAY (Connecticut registration number
8 CT-5944-AJ).

9 (17) GRIZZLY PROCESSOR (Canadian offi-
10 cial number 369183).

11 (18) GUSTO (United States official number
12 624951).

13 (19) GYPSY COWBOY (United States official
14 number 550771).

15 (20) IMPATIENT LADY (United States offi-
16 cial number 553952).

17 (21) ISLAND GIRL (United States official
18 number 674840).

19 (22) JULIET (Michigan registration number
20 MC-1669-LM).

21 (23) KALENA (Hawaii registration number
22 HA-1923-E).

23 (24) LAURISA (United States official number
24 924052).

1 (25) LIBBY ROSE (United States official
2 number 236976).

3 (26) LISERON (United States official number
4 971339).

5 (27) MARINE STAR (United States official
6 number 248329).

7 (28) MARINER (United States official number
8 285452).

9 (29) MARY B (Kentucky registration number
10 KY-0098-HX).

11 (30) MOONSHINE (United States official
12 number 974226).

13 (31) MYSTIQUE (United States official num-
14 ber 921194).

15 (32) NORTHERN LIGHT (United States offi-
16 cial number 237510).

17 (33) PAI NUI (Hawaii registration number
18 HA-6949-D).

19 (34) PANDACEA (United States official num-
20 ber 665892).

21 (35) PELICAN (United States official number
22 234959).

23 (36) PLAY PRETTY (United States official
24 number 975346).

1 (37) PRINCE OF TIDES II (United States of-
2 ficial number 903858).

3 (38) RBOAT (United States official number
4 563955).

5 (39) SABLE (Massachusetts registration num-
6 ber MS-1841-AM).

7 (40) SERENA (United States official number
8 965317).

9 (41) SHILOH (United States official number
10 902675).

11 (42) SIDEWINDER (United States official
12 number 991719).

13 (43) SWELL DANCER (United States official
14 number 622046).

15 (44) TESSA (United States official number
16 675130).

17 (45) TOP DUCK (United States official num-
18 ber 990973).

19 (46) VIKING (United States official number
20 286080).

21 (47) WHIT CON TIKI (United States official
22 number 663823).

23 (b) Notwithstanding section 27 of the Merchant Ma-
24 rine Act, 1920 (46 App. U.S.C. 883) or any other law
25 restricting a foreign-flag vessel from operating in the

1 coastwise trade, the foreign-flag vessel H851 may engage
2 in the coastwise trade to transport an offshore drilling
3 platform jacket from a place near Aransas Pass, Texas,
4 to a site on the Outer Continental Shelf known as Viosca
5 Knoll 989.

6 (c) Notwithstanding section 27 of the Merchant Ma-
7 rine Act, 1920 (46 App. U.S.C. 883), the Act of June
8 19, 1886 (46 App. U.S.C. 289), and sections 12106 and
9 12107 of title 46, United States Code, the Secretary of
10 Transportation may issue certificates of documentation
11 with a coastwise and Great Lakes endorsement for the
12 vessels LADY CHARL II (United States official number
13 541399) and LINETTE (United States official number
14 654318).

15 (d) Notwithstanding section 27 of the Merchant Ma-
16 rine Act, 1920 (46 App. U.S.C. 883), the Act of June
17 19, 1886 (46 App. U.S.C. 289), and section 12106 of title
18 46, United States Code, the Secretary of Transportation
19 may issue a certificate of documentation with a coastwise
20 endorsement for the vessel M/V TWIN DRILL (Panama
21 official number 8356-PEXT-2) if—

22 (1) the vessel undergoes a major conversion (as
23 defined in section 2101 of title 46, United States
24 Code) in a United States shipyard;

1 (2) the cost of the major conversion is more
2 than 3 times the purchase value of the vessel before
3 the major conversion;

4 (3) the major conversion is completed and the
5 vessel is documented under chapter 121 of title 46,
6 United States Code, with a coastwise endorsement
7 before June 30, 1995;

8 (4) the person documenting the vessel contracts
9 with a United States shipyard to construct an addi-
10 tional vessel of equal or greater capacity within 12
11 months of the date of enactment of this Act, for de-
12 livery within 36 months of the date of such contract,
13 which vessel shall also be documented under chapter
14 121 of title 46, United States Code.

15 (e) Notwithstanding sections 12106 and 12108 of
16 title 46, United States Code, the Act of June 19, 1886
17 (46 App. U.S.C. 289), and section 27 of the Merchant
18 Marine Act, 1920 (46 App. U.S.C. 883), the Secretary
19 of Transportation may issue a certificate of documentation
20 with a coastwise and fishery endorsement for the vessel
21 REEL CLASS (Hawaii registration number HA-6566-
22 E).

23 (f) Notwithstanding section 12108 of title 46, United
24 States Code, the Secretary of Transportation may issue
25 a certificate of documentation with a fishery endorsement

1 for the vessel DA WARRIOR (United States official num-
2 ber 962231).

3 (g) Notwithstanding any other law or any agreement
4 with the United States Government, the vessels UST AT-
5 LANTIC (United States official number 601437) and
6 UST PACIFIC (United States official number 613131)
7 may be sold to a person that is not a citizen of the United
8 States and transferred to or placed under a foreign reg-
9 istry.

10 (h) Notwithstanding any other law, the vessel AMY
11 CHOUEST (United States official number 995631) is
12 deemed to be less than 500 gross tons, as measured under
13 chapter 145 of title 46, United States Code, for purposes
14 of the maritime laws of the United States.

15 **SEC. 4. NAUTICAL CHARTING AND MARINE SAFETY IM-**
16 **PROVEMENTS.**

17 No later than 180 days after the date of enactment
18 of this Act, the Secretary of Commerce may deploy a
19 Physical Ocean Real-Time System consisting, at a mini-
20 mum, of current, wind, tide, salinity, and water level
21 measuring devices and necessary computer links, in Gal-
22 veston Bay and the Houston Ship Channel.

