

Union Calendar No. 349

119TH CONGRESS
1ST SESSION

H. R. 4183

[Report No. 119-401]

To authorize appropriations for the Federal Maritime Commission for fiscal years 2026 through 2029, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 26, 2025

Mr. JOHNSON of South Dakota (for himself, Mr. GARAMENDI, Mr. EZELL, and Mr. CARBAJAL) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

DECEMBER 12, 2025

Reported with an amendment; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on June 26, 2025]

A BILL

To authorize appropriations for the Federal Maritime Commission for fiscal years 2026 through 2029, 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 “Federal Maritime Com-*
5 *mission Reauthorization Act of 2025”.*

6 **SEC. 2. TABLE OF CONTENTS.**

7 *The table of contents for this Act is as follows:*

- Sec. 1. Short title.*
- Sec. 2. Table of contents.*
- Sec. 3. Authorization of appropriations.*
- Sec. 4. Purposes.*
- Sec. 5. Definitions.*
- Sec. 6. Complaints against shipping exchanges.*
- Sec. 7. Repeal.*
- Sec. 8. Data collection.*
- Sec. 9. Investigations.*
- Sec. 10. National advisory committees.*
- Sec. 11. Annual report and public disclosures.*
- Sec. 12. Containerized freight indexes.*
- Sec. 13. Technical amendments.*

8 **SEC. 3. AUTHORIZATION OF APPROPRIATIONS.**

9 *Section 46108 of title 46, United States Code, is*
10 *amended by striking “\$32,869,000 for fiscal year 2022,*
11 *\$38,260,000 for fiscal year 2023, \$43,720,000 for fiscal year*
12 *2024, and \$49,200,000 for fiscal year 2025” and inserting*
13 *“\$49,200,000 for fiscal year 2026, \$51,660,000 for fiscal*
14 *year 2027, \$54,243,000 for fiscal year 2028, and*
15 *\$57,016,000 for fiscal year 2029”.*

16 **SEC. 4. PURPOSES.**

17 *Section 40101 of title 46, United States Code, is*
18 *amended—*

1 (1) *in paragraph (2) by striking “in the ocean*
2 *commerce of the United States” and inserting “for the*
3 *common carriage of goods by water in the foreign*
4 *commerce of the United States”;* and

5 (2) *in paragraph (4) by striking “promote” and*
6 *inserting “support”.*

7 **SEC. 5. DEFINITIONS.**

8 (a) *IN GENERAL.*—*Section 40102(9) of title 46, United*
9 *States Code, is amended—*

10 (1) *in subparagraph (B) by striking the period*
11 *and inserting “; or”;*

12 (2) *by redesignating subparagraphs (A) and (B)*
13 *as clauses (i) and (ii), respectively, and by adjusting*
14 *the margins accordingly;*

15 (3) *by striking “means an ocean common car-*
16 *rier” and inserting the following: “means—*

17 *“(A) an ocean common carrier”;* and

18 (4) *by adding at the end the following:*

19 *“(B) such a carrier that is owned or con-*
20 *trolled by, a subsidiary of, or otherwise related*
21 *legally or financially (other than a minority re-*
22 *lationship or investment) to a corporation based*
23 *in, headquartered in, or otherwise significantly*
24 *linked to a country—*

1 “(i) identified as a nonmarket econ-
2 omy country (as defined in section 771(18)
3 of the Tariff Act of 1930 (19 U.S.C.
4 1677(18))) as of the date of enactment of the
5 Federal Maritime Commission Reauthoriza-
6 tion Act of 2025;

7 “(ii) identified by the United States
8 Trade Representative on the priority watch
9 list included in the most recent report re-
10 quired by section 182 of the Trade Act of
11 1974 (19 U.S.C. 2242) as a priority foreign
12 country under subsection (a)(2) of that sec-
13 tion; or

14 “(iii) subject to monitoring by the
15 United States Trade Representative under
16 section 306 of the Trade Act of 1974 (19
17 U.S.C. 2416).”.

18 (b) **CONFORMING AMENDMENT.**—Section 46106(b)(7)
19 of title 46, United States Code, is amended by striking
20 “ocean common carriers, particularly such carriers that are
21 controlled carriers” and all that follows through the period
22 at the end and inserting “controlled carriers;”.

23 **SEC. 6. COMPLAINTS AGAINST SHIPPING EXCHANGES.**

24 (a) **IN GENERAL.**—Section 40504(c) of title 46, United
25 States Code, is amended—

1 (1) *in the subsection heading by inserting “AND*
2 *INVESTIGATION” after “EXEMPTION”;*

3 (2) *by striking the period at the end and insert-*
4 *ing “; and”;*

5 (3) *by striking “may exempt” and inserting the*
6 *following: “may—*

7 *“(1) exempt”; and*

8 (4) *by adding at the end the following:*

9 *“(2) investigate complaints submitted under sec-*
10 *tion 40505.”.*

11 (b) *COMPLAINTS AGAINST SHIPPING EXCHANGES.—*

12 *Chapter 405 of title 46, United States Code, is amended*
13 *by adding at the end the following:*

14 **“§ 40505. Complaints against shipping exchanges**

15 *“(a) IN GENERAL.—A person may submit to the Fed-*
16 *eral Maritime Commission, and the Commission shall ac-*
17 *cept, information concerning alleged incidents of market*
18 *manipulation or other anticompetitive practices by ship-*
19 *ping exchanges registered under section 40504.*

20 *“(b) INVESTIGATION.—Upon receipt of a submission of*
21 *information under subsection (a), the Commission shall*
22 *promptly investigate the accuracy of such information.*

23 *“(c) REPORT TO CONGRESS.—The Commission shall*
24 *submit to the Committee on Transportation and Infrastruc-*
25 *ture of the House of Representatives and the Committee on*

1 *Commerce, Science, and Transportation of the Senate the*
2 *results of any investigation in which the Commission finds*
3 *incidents of market manipulation or anticompetitive prac-*
4 *tices by shipping exchanges registered under section*
5 *40504.”.*

6 (c) *CLERICAL AMENDMENT.*—*The analysis for chapter*
7 *405 of title 46, United States Code, is amended by adding*
8 *at the end the following:*

“40505. Complaints against shipping exchanges.”.

9 **SEC. 7. SHIPPING EXCHANGE REGISTRY.**

10 *Section 40504(d) of title 46, United States Code, is*
11 *amended—*

12 (1) *by striking “3 years after the date of enact-*
13 *ment of the Ocean Shipping Reform Act of 2022” and*
14 *inserting “2 years after the date of enactment of the*
15 *Federal Maritime Commission Reauthorization Act of*
16 *2025”;*

17 (2) *by striking “set standards necessary to carry*
18 *out” and inserting “ensure consistency with”; and*

19 (3) *by striking “by” and inserting “via”.*

20 **SEC. 8. REPEAL.**

21 (a) *IN GENERAL.*—*Section 40706 of title 46, United*
22 *States Code, is repealed.*

23 (b) *CLERICAL AMENDMENT.*—*The analysis for chapter*
24 *407 of title 46, United States Code, is amended by striking*
25 *the item relating to section 40706.*

1 **SEC. 9. DATA COLLECTION.**

2 *Section 41110 of title 46, United States Code, is*
3 *amended—*

4 *(1) by striking “The Federal Maritime Commis-*
5 *sion” and inserting the following:*

6 *“(a) QUARTERLY REPORT.—The Federal Maritime*
7 *Commission”;* and

8 *(2) by adding at the end the following:*

9 *“(b) LIMITATION ON DUPLICATION.—Unless the data*
10 *described in paragraphs (1) and (2) is not available in a*
11 *timely manner or in a form that allows the Commission*
12 *to meet the requirements of subsection (a), data required*
13 *to be reported under subsection (a) may not duplicate infor-*
14 *mation submitted—*

15 *“(1) to the Corps of Engineers pursuant to sec-*
16 *tion 11 of the Act entitled ‘An Act authorizing the*
17 *construction, repair, and preservation of certain pub-*
18 *lic works on rivers and harbors, and for other pur-*
19 *poses’, approved September 22, 1922 (33 U.S.C. 555),*
20 *by an ocean common carrier acting as a vessel oper-*
21 *ator;*

22 *“(2) pursuant to section 481 of the Tariff Act of*
23 *1930 (19 U.S.C. 1481) to U.S. Customs and Border*
24 *Protection by merchandise importers; or*

25 *“(3) to the Department of Commerce pursuant to*
26 *section 301 of title 13.”.*

1 **SEC. 10. INVESTIGATIONS.**

2 *Section 41302 of title 46, United States Code, is*
3 *amended by adding at the end the following:*

4 *“(f) NONDISCLOSURE.—Information and documents*
5 *developed by the Federal Maritime Commission under this*
6 *section shall not be disclosed unless the Commission deter-*
7 *mines by majority vote of the Commission that such infor-*
8 *mation and documents are relevant to an administrative*
9 *or judicial proceeding and agrees by a majority vote to dis-*
10 *close such information and documents.”.*

11 **SEC. 11. NATIONAL ADVISORY COMMITTEES.**

12 *(a) NATIONAL SHIPPER ADVISORY COMMITTEE.—Sec-*
13 *tion 42502 of title 46, United States Code, is amended—*

14 *(1) in subsection (a) by striking “Committee.”*
15 *and inserting “Committee (in this section referred to*
16 *as the ‘Shipper Committee’).”;*

17 *(2) by striking subsection (b);*

18 *(3) by redesignating subsection (c) as subsection*
19 *(b); and*

20 *(4) in subsection (b), as so redesignated, by strik-*
21 *ing “Committee” each place it appears and inserting*
22 *“Shipper Committee”.*

23 *(b) NATIONAL PORT ADVISORY COMMITTEE.—Chapter*
24 *425 of title 46, United States Code, is amended—*

25 *(1) by redesignating section 42503 as section*
26 *42506; and*

1 (2) by inserting after section 42502 the fol-
2 lowing:

3 **“§ 42503. National port advisory committee**

4 “(a) *ESTABLISHMENT.*—There is established a Na-
5 tional Port Advisory Committee (in this section referred to
6 as the ‘Port Committee’).

7 “(b) *MEMBERSHIP.*—

8 “(1) *IN GENERAL.*—The Port Committee shall
9 consist of 13 members appointed by the Commission
10 in accordance with this section.

11 “(2) *EXPERTISE.*—Each member of the Port
12 Committee shall have particular expertise, knowledge,
13 and experience in matters relating to the function of
14 the Port Committee.

15 “(3) *REPRESENTATION.*—Members of the Port
16 Committee shall be appointed as follows:

17 “(A) 5 members shall represent marine ter-
18 minal operators, as such term is defined in sec-
19 tion 40102.

20 “(B) 5 members shall represent port au-
21 thorities.

22 “(C) 3 members shall represent longshore
23 and maritime labor.

1 **“§ 42504. National ocean carrier advisory committee**

2 “(a) *ESTABLISHMENT.*—*There is established a Na-*
3 *tional Ocean Carrier Advisory Committee (in this section*
4 *referred to as the ‘Carrier Committee’).*

5 “(b) *MEMBERSHIP.*—

6 “(1) *IN GENERAL.*—*The Carrier Committee shall*
7 *consist of 9 members appointed by the Commission in*
8 *accordance with this section.*

9 “(2) *EXPERTISE.*—*Each member of the Carrier*
10 *Committee shall have particular expertise, knowledge,*
11 *and experience in matters relating to the function of*
12 *the Committee.*

13 “(3) *REPRESENTATION.*—*Members of the Carrier*
14 *Committee shall represent ocean carriers serving such*
15 *seaports and terminals, of which at least 3 shall be*
16 *ocean transportation intermediaries (as such term is*
17 *defined in section 40102).*

18 **“§ 42505. Function**

19 “*The covered Committees shall advise the Federal Mar-*
20 *itime Commission on policies relating to the competitive-*
21 *ness, reliability, and efficiency of the international ocean*
22 *freight delivery system.”.*

23 “(c) *CONFORMING AMENDMENTS.*—

24 “(1) *DEFINITIONS.*—*Section 42501(2) of title 46,*
25 *United States Code, is amended to read as follows:*

1 “(2) *COVERED COMMITTEE*.—The term ‘covered
2 *Committee*’ means—

3 “(A) *the National Shipper Advisory Com-*
4 *mittee established under section 42502;*

5 “(B) *the National Port Advisory Committee*
6 *established under section 42503; and*

7 “(C) *the National Ocean Carrier Advisory*
8 *Committee established under section 52504.*”.

9 (2) *ADMINISTRATION*.—Section 42506 of title 46,
10 *United States Code, as redesignated by subsection*
11 *(b)(1), is amended—*

12 (A) *by striking “The Committee” each place*
13 *it appears except in subsection (k) and inserting*
14 *“Each covered Committee”;*

15 (B) *in subsection (a) by striking “the Com-*
16 *mittee” and inserting “each such Committee”;*

17 (C) *in subsections (b), (c), (d), (e), (f), and*
18 *(j) by striking “the Committee” each place it ap-*
19 *pears and inserting “a covered Committee”;*

20 (D) *in subsection (f), by striking “the Com-*
21 *mittee’s” and inserting “a covered Committee’s”;*

22 (E) *in subsection (h)—*

23 (i) *in paragraph (1)—*

1 (I) by striking “Chair of the Com-
2 mittee” and inserting “Chair of each
3 covered Committee”; and

4 (II) by striking “function of the
5 Committee” and inserting “function of
6 the applicable Committee”; and

7 (ii) in paragraph (2) by striking “the
8 Committee” and inserting “each covered
9 Committee”;

10 (F) in subsection (i)—

11 (i) in paragraph (1) by striking “the
12 Committee if the function of the Committee”
13 and inserting “any relevant covered Com-
14 mittee if the function of such Committee”;

15 (ii) in paragraph (2) by striking “the
16 Committee” and inserting “each such Com-
17 mittee”;

18 (iii) in paragraph (3)—

19 (I) by striking “from the Com-
20 mittee” and inserting “from a covered
21 Committee”; and

22 (II) in subparagraph (B) by strik-
23 ing “to the Committee” and inserting
24 “to the submitting Committee”; and

1 (iv) in paragraph (4) by striking
2 “from the Committee” and inserting “from
3 a covered Committee”; and

4 (G) in subsection (k) by striking “The Com-
5 mittee” and inserting “The covered Committees”.

6 **SEC. 12. ANNUAL REPORT AND PUBLIC DISCLOSURES.**

7 (a) *REPORT ON FOREIGN LAWS AND PRACTICES.*—
8 Section 46106(b) of title 46, United States Code, is amend-
9 ed—

10 (1) in paragraph (6)—

11 (A) by striking “and” at the end; and

12 (B) by striking “under this part” and in-
13 serting “under chapter 403”;

14 (2) in paragraph (7), as amended by section 5(b)
15 of this Act—

16 (A) by inserting “anticompetitive, nonrecip-
17 rocal trade, or” before “otherwise concerning
18 practices”;

19 (B) by inserting “or marine terminal oper-
20 ators” after “controlled carriers”; and

21 (C) by inserting “and” after the semicolon
22 at the end; and

23 (3) by adding at the end the following:

24 “(8) an analysis of any trade imbalance result-
25 ing from the business practices of ocean common car-

1 riers, including an analysis of the data collected
2 under section 41110; and

3 “(9) the aggregated findings and results of the
4 Vessel-Operating Common Carrier Audit Program es-
5 tablished by the Commission on July 18, 2021, pursu-
6 ant to the Commission rule interpreting section
7 41102(c).”.

8 (b) *PUBLIC DISCLOSURE*.—Section 46106(d)(2) of title
9 46, United States Code, is amended by inserting “or marine
10 terminal operator” after “common carrier”.

11 **SEC. 13. CONTAINERIZED FREIGHT INDEXES.**

12 (a) *IN GENERAL*.—Not later than 1 year after the date
13 of enactment of this Act, the Federal Maritime Commission
14 shall promulgate an advance notice of proposed rulemaking
15 on the manner in which data is acquired, used, and pro-
16 tected in developing price indexes for containerized ocean
17 freight for shippers (as such term is defined in section
18 40102 of title 46, United States Code) in the United States
19 published by a shipping exchange registered under section
20 40504 of title 46, United States Code.

21 (b) *FINAL RULE*.—Not later than 3 years after the date
22 of enactment of this Act, the Commission shall publish a
23 final rule with respect to the advance notice of proposed
24 rulemaking required under subsection (a).

1 **SEC. 14. TECHNICAL AMENDMENTS.**

2 (a) *NATIONAL ADVISORY COMMITTEES.*—*The analysis*
3 *for subtitle IV of title 46, United States Code, is amended*
4 *by striking the item relating to chapter 425 and inserting*
5 *the following:*

“425. NATIONAL ADVISORY COMMITTEES 42501”.

6 (b) *ANALYSIS.*—*The heading and analysis for chapter*
7 *425 of title 46, United States Code, is amended to read as*
8 *follows:*

9 **“CHAPTER 425—NATIONAL ADVISORY**
10 **COMMITTEES**

“Sec.

“42501. *Definitions.*

“42502. *National Shipper Advisory Committee.*

“42503. *National Port Advisory Committee.*

“42504. *National Ocean Carrier Advisory Committee.*

“42505. *Function.*

“42506. *Administration.*”.

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