

107TH CONGRESS  
1ST SESSION

# S. 64

To increase the role of the Secretary of Transportation in administering section 901 of the Merchant Marine Act, 1936, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JANUARY 22, 2001

Mr. INOUE introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

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## A BILL

To increase the role of the Secretary of Transportation in administering section 901 of the Merchant Marine Act, 1936, 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. TRANSPORTATION IN AMERICAN VESSELS OF**  
4                       **GOVERNMENT PERSONNEL AND CERTAIN**  
5                       **CARGOES.**

6       Section 901(b)(2) of the Merchant Marine Act, 1936  
7       (46 U.S.C. App. 1241(b)(2)), is amended to read as fol-  
8       lows:

9       “(2)(A) Notwithstanding any other provision of law,  
10       the Secretary of Transportation shall have the sole respon-

1 sibility for determining and designating the programs that  
2 are subject to the requirements of this subsection. Each  
3 department or agency that has responsibility for a pro-  
4 gram that is designated by the Secretary of Transpor-  
5 tation pursuant to the preceding sentence shall, for the  
6 purposes of this subsection, administer such program pur-  
7 suant to regulations promulgated by such Secretary.

8 “(B) The Secretary of Transportation shall—

9 “(i) review the administration of the programs  
10 referred to in subparagraph (A);

11 “(ii) resolve any question concerning the admin-  
12 istration of those programs with respect to this sec-  
13 tion;

14 “(iii) provide for penalties and sanctions for  
15 violation of this Act; and

16 “(iv) on an annual basis, submit a report to  
17 Congress concerning the administration of such pro-  
18 grams.”.

19 **SEC. 2. CONFORMING CARGO PREFERENCE YEAR TO FED-**  
20 **ERAL FISCAL YEAR.**

21 Section 901b of the Merchant Marine Act, 1936 (46  
22 U.S.C. App. 1241f) is amended—

23 (1) in subsection (a)—

24 (A) by striking paragraph (2); and

25 (B) in paragraph (1)—

1 (i) by striking “(1)”; and

2 (ii) by striking “specified in sub-  
3 section (b)” and inserting “exported as de-  
4 scribed in subsection (b) in a fiscal year”;  
5 and

6 (2) in subsection (c)(2)—

7 (A) by striking “calendar” and inserting  
8 “fiscal”; and

9 (B) by striking “for 12 month periods  
10 commencing April 1, 1986” and inserting “the  
11 12-month period commencing on April 1 of  
12 each year before 2001, the 18-month period  
13 commencing on April 1, 2001, and the 12-  
14 month period commencing on October 1 of each  
15 year after 2001”.

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