

114TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To provide a deadline for compliance with an alternate safety compliance program and for other purposes.

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IN THE SENATE OF THE UNITED STATES

Mr. SULLIVAN (for himself and Ms. CANTWELL) introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To provide a deadline for compliance with an alternate safety compliance program 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. DEADLINE FOR COMPLIANCE WITH ALTER-**  
4 **NATIVE SAFETY COMPLIANCE PROGRAM.**

5 Section 4503(d) of title 46, United States Code, is  
6 amended by striking paragraphs (1) and (2) and inserting  
7 the following:

8 “(1) After the later of January 1, 2020, or the end  
9 of the 3-year period beginning on the date the Secretary  
10 issues a final rule establishing an alternate safety compli-

1   ance program developed in cooperation with the commer-  
2   cial fishing industry for fishing vessels, fish processing  
3   vessels, or fish tender vessels to which section 4502(b) of  
4   this title applies, such a vessel shall comply with such pro-  
5   gram, if the vessel—

6       “(A) is at least 50 feet overall in length;

7       “(B) is built before July 1, 2012; and

8       “(C) is 25 years of age or older.

9       “(2) If, after such alternate safety compliance pro-  
10   gram is established, there are substantial changes to the  
11   requirements of the alternate safety compliance program,  
12   the Secretary shall provide at least three years for fishing  
13   vessels, fish processing vessels, or fish tender vessels to  
14   which section 4502(b) of this title applies to comply with  
15   such changes.”.

16   **SEC. 2. COORDINATION.**

17       Not later than 30 days after the date of the enact-  
18   ment of this Act, the Secretary of the department in which  
19   the Coast Guard is operating shall publish and dissemi-  
20   nate a Coast Guard policy to standardize coordination,  
21   outreach, and design of the alternate compliance program  
22   referred to in section 4503(d)(1) of the title 46, United  
23   States Code, to ensure consistency between Coast Guard  
24   Districts.

1 **SEC. 3. PUBLIC ENGAGEMENT.**

2 Not later than 30 days after the date of the enact-  
3 ment of this Act, the Secretary of the department in which  
4 the Coast Guard is operating shall publish a public memo-  
5 randum for the fishing, shipbuilding, and maritime indus-  
6 try and the public including guidance, timelines, opportu-  
7 nities for public engagement.

8 **SEC. 4. REPORT TO CONGRESS.**

9 No later than June 1, 2018, the Secretary of the de-  
10 partment in which the Coast Guard is operating in coordi-  
11 nation with the head of the National Institute of Occupa-  
12 tional Health and Safety, shall submit a report to Con-  
13 gress on the progress of the design and implementation  
14 of the alternate compliance program referred to in section  
15 4503(d)(1) of the title 46, United States Code, which shall  
16 include—

17 (1) meeting summaries, including, the date, lo-  
18 cation, industry represented and a summary of top-  
19 ics, from—

20 (A) a public forum, including fish expos,  
21 conferences, and other appropriate venues;

22 (B) meetings with fleet-specific industry  
23 representatives;

24 (C) meetings with fleet-specific industry  
25 representatives where the design and implemen-

1           tation of fleet-specific annexes was discussed;  
2           and

3           (D) outreach completed in by each District  
4           Coordinator;

5           (2) all documents provided to the public, includ-  
6           ing drafts of area plans and annexes;

7           (3) a prioritized list of the high risk fisheries  
8           being evaluated by the Coast Guard for additional  
9           safety requirements;

10          (4) a list of all fleets where annexes are cur-  
11          rently being designed, or may be designed, including  
12          rationale for each fleet's inclusion in the list;

13          (5) a summary of outreach to naval architects  
14          or other experts involved in the design of the pro-  
15          gram;

16          (6) references for data and analyses being used  
17          to determine safety criteria in both area plans as  
18          well as annexes; and

19          (7) a summary of appropriations used to design  
20          and implement the program, as well as appropria-  
21          tions needed to complete the program under the  
22          deadline prescribed.