

Fischer - Substitute Modified



AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—115th Cong., 2d Sess.

S. 2717

To reauthorize provisions relating to the Maritime Administration.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by _____

Viz:

1 Strike all after the enacting clause and insert the following:
2

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Maritime Authorization and Enhancement Act for Fiscal
6 Year 2019”.

7 (b) **TABLE OF CONTENTS.**—The table of contents for
8 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Authorization of the Maritime Administration.
- Sec. 3. Concurrent jurisdiction.
- Sec. 4. United States Merchant Marine Academy policy on sexual harassment, dating violence, domestic violence, sexual assault, and stalking.
- Sec. 5. Report on implementation of recommendations for the United States Merchant Marine Academy Sexual Assault Prevention and Response Program.

- Sec. 6. Report on the application of the UCMJ to the United States Merchant Marine Academy.
- Sec. 7. Electronic records on mariner availability to meet national security needs.
- Sec. 8. Small shipyard grants.
- Sec. 9. Domestic ship recycling facilities.
- Sec. 10. Sea year on contracted vessels.
- Sec. 11. GAO report on national maritime strategy.
- Sec. 12. Department of Transportation Inspector General report on title XI program.
- Sec. 13. Multi-year contracts.
- Sec. 14. Use of State academy training vessels.
- Sec. 14. Permanent authority of Secretary of Transportation to issue vessel war risk insurance.
- Sec. 15. Navigation system study and report.
- Sec. 16. Miscellaneous.

1 **SEC. 2. AUTHORIZATION OF THE MARITIME ADMINISTRATION.**
2 **TION.**

3 (a) AUTHORIZATION OF APPROPRIATIONS.—There
4 are authorized to be appropriated to the Department of
5 Transportation for fiscal year 2019, to be available with-
6 out fiscal year limitation if so provided in appropriations
7 Acts, the following amounts for programs associated with
8 maintaining the United States merchant marine:

9 (1) For expenses necessary for operations of the
10 United States Merchant Marine Academy,
11 \$69,000,000 for Academy operations.

12 (2) For expenses necessary to support the State
13 maritime academies, \$32,200,000, of which—

14 (A) \$2,400,000 shall remain available until
15 September 30, 2020, for the Student Incentive
16 Program;

1 (B) \$6,000,000 shall remain available until
2 expended for direct payments to such acad-
3 emies;

4 (C) \$22,000,000 shall remain available
5 until expended for maintenance and repair of
6 State maritime academy training vessels; and

7 (D) \$1,800,000 shall remain available until
8 expended for training ship fuel assistance.

9 (3) For expenses necessary to support the Na-
10 tional Security Multi-Mission Vessel Program,
11 \$300,000,000, which shall remain available until ex-
12 pended.

13 (4) For expenses necessary to support Maritime
14 Administration operations and programs,
15 \$60,442,000, of which \$5,000,000 shall remain
16 available until expended for port infrastructure de-
17 velopment under section 50302 of title 46, United
18 States Code.

19 (5) For expenses necessary to dispose of vessels
20 in the National Defense Reserve Fleet, \$6,000,000,
21 which shall remain available until expended.

22 (6) For expenses necessary to maintain and
23 preserve a United States flag merchant marine to
24 serve the national security needs of the United

1 States under chapter 531 of title 46, United States
2 Code, \$300,000,000.

3 (7) For expenses necessary for the loan guar-
4 antee program authorized under chapter 537 of title
5 46, United States Code, \$33,000,000, of which—

6 (A) \$30,000,000 may be used for the cost
7 (as defined in section 502(5) of the Federal
8 Credit Reform Act of 1990 (2 U.S.C. 661a(5)))
9 of loan guarantees under the program; and

10 (B) \$3,000,000 may be used for adminis-
11 trative expenses relating to loan guarantee com-
12 mitments under the program.

13 (b) REPORT.—Not later than 180 days after the date
14 of the enactment of this Act, the Maritime Administrator
15 shall submit a report to the Committee on Commerce,
16 Science, and Transportation of the Senate and the Com-
17 mittee on Armed Services and the Committee on Trans-
18 portation and Infrastructure of the House of Representa-
19 tives on the status of unexpended appropriations for cap-
20 ital asset management at the United States Merchant Ma-
21 rine Academy, and the plan for expending such appropria-
22 tions.

23 **SEC. 3. CONCURRENT JURISDICTION.**

24 Notwithstanding any other law, the Secretary of
25 Transportation may relinquish, at the Secretary's discre-

1 tion, to the State of New York, such measure of legislative
2 jurisdiction over the lands constituting the United States
3 Merchant Marine Academy in King's Point, New York, as
4 is necessary to establish concurrent jurisdiction between
5 the Federal Government and the State of New York. Such
6 partial relinquishment of legislative jurisdiction shall be
7 accomplished—

8 (1) by filing with the Governor of New York a
9 notice of relinquishment to take effect upon accept-
10 ance thereof; or

11 (2) as the laws of that State may provide.

12 **SEC. 4. UNITED STATES MERCHANT MARINE ACADEMY**
13 **POLICY ON SEXUAL HARASSMENT, DATING**
14 **VIOLENCE, DOMESTIC VIOLENCE, SEXUAL AS-**
15 **SAULT, AND STALKING.**

16 (a) POLICY ON SEXUAL HARASSMENT, DATING VIO-
17 LENCE, DOMESTIC VIOLENCE, SEXUAL ASSAULT, AND
18 STALKING.—Section 51318 of title 46, United States
19 Code, is amended—

20 (1) in subsection (a)(2)—

21 (A) in subparagraph (A), by inserting
22 “and prevention” after “awareness”;

23 (B) by redesignating subparagraph (B) as
24 subparagraph (C), and subparagraphs (C)

1 through (F) as subparagraphs (E) through (H),
2 respectively;

3 (C) by inserting after subparagraph (A)
4 the following:

5 “(B) procedures for documenting, track-
6 ing, and maintaining the data required to con-
7 duct the annual assessments to determine the
8 effectiveness of the policies, procedures, and
9 training program of the Academy with respect
10 to sexual harassment, dating violence, domestic
11 violence, sexual assault, and stalking involving
12 cadets or other Academy personnel, as required
13 by subsection (c);”; and

14 (D) by inserting after subparagraph (C),
15 as redesignated by subparagraph (B), the fol-
16 lowing:

17 “(D) procedures for investigating sexual
18 harassment, dating violence, domestic violence,
19 sexual assault, or stalking involving a cadet or
20 other Academy personnel to determine whether
21 disciplinary action is necessary;”;

22 (2) in subsection (b)(2)(A), by inserting “and
23 other Academy personnel” after “cadets at the
24 Academy”; and

25 (3) in subsection (d)—

1 (A) in paragraph (2)(A) by inserting “, in-
2 cluding sexual harassment,” after “sexual as-
3 saults, rapes, and other sexual offenses”; and

4 (B) in paragraph (4)(B), by striking “The
5 Secretary” and inserting “Not later than Janu-
6 ary 15 of each year, the Secretary”.

7 (b) IMPLEMENTATION.—The Superintendent of the
8 United States Merchant Marine Academy may implement
9 the amendment to subsection (b)(2)(A) of section 51318
10 of title 46, United States Code, made by subsection (a)(2),
11 by updating an existing plan issued pursuant to the Na-
12 tional Defense Authorization Act for Fiscal Year 2018
13 (Public Law 115-91).

14 **SEC. 5. REPORT ON IMPLEMENTATION OF RECOMMENDA-**
15 **TIONS FOR THE UNITED STATES MERCHANT**
16 **MARINE ACADEMY SEXUAL ASSAULT PRE-**
17 **VENTION AND RESPONSE PROGRAM.**

18 Not later than April 1, 2019, the Maritime Adminis-
19 trator shall submit to the Committee on Commerce,
20 Science, and Transportation of the Senate and the Com-
21 mittee on Armed Services and the Committee on Trans-
22 portation and Infrastructure of the House of Representa-
23 tives a report describing the progress of the Maritime Ad-
24 ministration in implementing and closing each of the rec-
25 ommendations made in the Office of Inspector General’s

1 Report issued March 28, 2018 (ST-2018-039) identifying
2 gaps in the United States Merchant Marine Academy's
3 Sexual Assault Prevention and Response Program.

4 **SEC. 6. REPORT ON THE APPLICATION OF THE UCMJ TO**
5 **THE UNITED STATES MERCHANT MARINE**
6 **ACADEMY.**

7 Not later than 180 days after the date of the enact-
8 ment of this Act, the Maritime Administrator shall submit
9 a report to the Committee on Commerce, Science, and
10 Transportation of the Senate and the Committee on
11 Armed Services and the Committee on Transportation and
12 Infrastructure of the House of Representatives on the im-
13 pediments to the application of the Uniform Code of Mili-
14 tary Justice at the United States Merchant Marine Acad-
15 emy.

16 **SEC. 7. ELECTRONIC RECORDS ON MARINER AVAILABILITY**
17 **TO MEET NATIONAL SECURITY NEEDS.**

18 Section 7502 of title 46, United States Code, is
19 amended—

20 (1) by redesignating subsection (c) as sub-
21 section (d); and

22 (2) by inserting after subsection (b) the fol-
23 lowing:

24 “(c) The Secretary shall coordinate with the Sec-
25 retary of Transportation to ensure that, to the extent fea-

1 sible, electronic records provide information on mariner
2 availability and respective credentials to meet national se-
3 curity needs for credentialed mariners crewing strategic
4 sealift vessels.”.

5 **SEC. 8. SMALL SHIPYARD GRANTS.**

6 Section 54101(b) of title 46, United States Code, is
7 amended—

8 (1) by redesignating paragraphs (2) and (3) as
9 paragraphs (3) and (4), respectively;

10 (2) by inserting after paragraph (1) the fol-
11 lowing:

12 “(2) TIMING OF GRANT NOTICE.—The Adminis-
13 trator shall post a Notice of Funding Opportunity
14 regarding grants awarded under this section not
15 more than 15 days after the date of enactment of
16 the appropriations Act for the fiscal year con-
17 cerned.”; and

18 (3) in paragraph (4), as redesignated by para-
19 graph (1), by striking “paragraph (2)” and inserting
20 “paragraph (3)”.

21 **SEC. 9. DOMESTIC SHIP RECYCLING FACILITIES.**

22 Section 3502 of the Floyd D. Spence National De-
23 fense Authorization Act for Fiscal Year 2001 (Public Law
24 106-398; 54 U.S.C. 308704 note) is amended—

1 (1) by redesignating subsections (e) through (f)
2 as subsections (d) through (g), respectively; and

3 (2) by inserting after subsection (b) the fol-
4 lowing:

5 “(e) SCRAPPING OF IMPORTED VESSELS.—

6 “(1) IN GENERAL.—Notwithstanding any other
7 provision of law, domestic ship scrapping facilities
8 selected by the Secretary of Transportation in ac-
9 cordance with subsection (b) may import into the
10 United States, for the purpose of dismantling, ma-
11 rine vessels that contain regulated levels of poly-
12 chlorinated biphenyls that are integral to a vessel’s
13 structure, equipment, or systems necessary for its
14 operation.

15 “(2) NO TSCA PRIOR AUTHORIZATION RE-
16 QUIRED.—In lieu of rulemaking by the Adminis-
17 trator of the Environmental Protection Agency
18 under section 6(e) of the Toxic Substances Control
19 Act (15 U.S.C. 2605(e)), imports of vessels con-
20 taining regulated levels of polychlorinated biphenyls
21 shall be subject to prior notification and consent in
22 accordance with this subsection.

23 “(3) NOTIFICATION.—

24 “(A) CONTENTS.—An importer of 1 or
25 more vessels containing regulated levels of poly-

1 chlorinated biphenyls shall submit a notification
2 to the Environmental Protection Agency not
3 less than 75 days before a vessel is imported
4 into the United States under this subsection.
5 The import notification may cover up to one
6 year of shipments of vessels containing regu-
7 lated levels of polychlorinated biphenyls being
8 sent to the same ship scrapping facility, and
9 shall contain, at a minimum, the following
10 items:

11 “(i) The name, contact name, address,
12 telephone number, email address, and EPA
13 Identification Number (if applicable) of the
14 ship scrapping facility and the recognized
15 trader, if the ship scrapping facility is not
16 the importer.

17 “(ii) The name, contact name, ad-
18 dress, telephone number, email address,
19 and EPA Identification Number (if appli-
20 cable) of each facility where poly-
21 chlorinated biphenyls or hazardous mate-
22 rials contained on a vessel will be stored
23 and disposed of, including any poly-
24 chlorinated biphenyls storage or disposal
25 facility approved under the Toxic Sub-

1 stances Control Act (15 U.S.C. 2601 et
2 seq.).

3 “(iii) The types of polychlorinated
4 biphenyls or polychlorinated biphenyls
5 items expected to be removed from the ves-
6 sels.

7 “(iv) The number of vessels proposed
8 for import and maximum tonnage.

9 “(v) The period of time covered by the
10 import notice (not to exceed one year) and
11 the start and end dates of shipment.

12 “(B) FORM.—Each notice under this para-
13 graph shall be clearly marked ‘PCB Waste Im-
14 port Notice’ and shall be submitted to the Envi-
15 ronmental Protection Agency in such form and
16 manner as the Environmental Protection Agen-
17 cy may require.

18 “(C) REVISED NOTIFICATION.—If an im-
19 porter wishes to change any of the information
20 specified on the original notification, the im-
21 porter must submit a revised notification, con-
22 taining notification of the changes, to the Envi-
23 ronmental Protection Agency.

24 “(4) CONSENT.—

1 “(A) IN GENERAL.—An importer shall not
2 import vessels containing regulated levels of
3 polychlorinated biphenyls until the importer has
4 received consent from the Administrator of the
5 Environmental Protection Agency.

6 “(B) TERMS.—Importers shall only import
7 vessels under the terms of the consent issued by
8 the Administrator of the Environmental Protec-
9 tion Agency under this paragraph and subject
10 to the condition that the facility shall establish
11 a valid written contract, chain of contracts, or
12 equivalent arrangements with other United
13 States facilities, where applicable, to manage
14 the polychlorinated biphenyls and hazardous
15 waste expected to be removed from the vessel or
16 vessels.

17 “(5) REPORT TO THE ENVIRONMENTAL PRO-
18 TECTION AGENCY.—Any ship scrapping facility au-
19 thorized by this subsection to import vessels con-
20 taining regulated levels of polychlorinated biphenyls
21 shall file with the Administrator of the Environ-
22 mental Protection Agency, not later than April 1 of
23 each year, a report providing, for each vessel im-
24 ported in accordance with this subsection, the fol-
25 lowing information:

1 “(A) The vessel name and approximated
2 tonnage.

3 “(B) Registration number and flag of the
4 vessel.

5 “(C) The date of import.

6 “(D) The types, quantities, and final des-
7 tination of all polychlorinated biphenyls and
8 hazardous waste removed.

9 “(E) The EPA-issued consent number
10 under which the vessel was imported.

11 “(6) APPLICABLE LAWS.—Once a vessel has
12 been imported pursuant to this subsection, the man-
13 ufacturing, processing, distribution in commerce,
14 use, and disposal of any polychlorinated biphenyls
15 and hazardous waste contained on the vessel shall be
16 carried out in accordance with applicable Federal,
17 State, and local laws and regulations.

18 “(7) AUTHORITY.—The Administrator of the
19 Environmental Protection Agency may promulgate
20 additional standards or procedures for the import of
21 ships that contain regulated levels of polychlorinated
22 biphenyls and hazardous waste, for the purpose of
23 recycling, under this subsection, if—

1 “(A) the benefits of such additional stand-
2 ards or procedures exceed the costs of those
3 standards or procedures;

4 “(B) not later than 180 days prior to pro-
5 mulgating such additional standards or proce-
6 dures, the Administrator of the Environmental
7 Protection Agency submits a report to the Com-
8 mittee on Commerce, Science, and Transpor-
9 tation of the Senate and the Committee on
10 Transportation and Infrastructure of the House
11 of Representatives demonstrating compliance
12 with subparagraph (A) and the reasons such
13 standards or procedures are necessary; and

14 “(C) the Administrator of the Environ-
15 mental Protection Agency receives the concur-
16 rence of the Maritime Administrator on any
17 such additional standards or procedures.”.

18 **SEC. 10. SEA YEAR ON CONTRACTED VESSELS.**

19 Section 51307 of title 46, United States Code, is
20 amended—

21 (1) by striking “The Secretary” and inserting
22 the following:

23 “(a) IN GENERAL.—The Secretary”;

24 (2) in paragraph (1) of subsection (a)—

1 (A) by striking “owned or subsidized by”
2 and inserting “owned, subsidized by, or con-
3 tracted with”; and

4 (B) by inserting “, including in accordance
5 with subsections (b), (c), and (d)” after “Gov-
6 ernment”; and

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

8 “(b) MARITIME SECURITY PROGRAM VESSELS.—
9 Subject to subsection (d), the Secretary shall require an
10 operator of a vessel participating in the Maritime Security
11 Program under chapter 531 of this title to carry on each
12 Maritime Security Program vessel 2 United States Mer-
13 chant Marine Academy cadets, if available, on each voy-
14 age.

15 “(c) MILITARY SEALIFT COMMAND VESSELS.—Sub-
16 ject to subsection (d), the Secretary and Commander of
17 the Military Sealift Command shall require an operator
18 of a vessel contracted for service for the United States
19 Navy’s Military Sealift Command to carry on each such
20 vessel 2 United States Merchant Marine Academy cadets,
21 if available, on each voyage, if the vessel—

22 “(1) is flagged in the United States; and

23 “(2) is rated at 10,000 gross tons or higher.

24 “(d) WAIVER.—If it is determined at any time by the
25 Secretary or the Commander of the Military Sealift Com-

1 mand that cadets from the United States Merchant Ma-
2 rine Academy would place an undue burden on a vessel
3 or vessel operator, the Secretary or Commander may waive
4 the requirements described in subsection (b) or (c).”.

5 **SEC. 11. GAO REPORT ON NATIONAL MARITIME STRATEGY.**

6 The Comptroller General of the United States shall
7 complete a study and submit to the Committee on Com-
8 merce, Science, and Transportation of the Senate, the
9 Committee on Armed Services of the House of Represent-
10 atives, and the Committee on Transportation and Infra-
11 structure of the House of Representatives, a report on—

12 (1) the key challenges, if any, to ensuring that
13 the United States marine transportation system and
14 merchant marine are sufficient to support United
15 States economic and defense needs, as articulated by
16 the Maritime Administration, the Committee on the
17 Marine Transportation System, and other stake-
18 holders;

19 (2) the extent to which a national maritime
20 strategy incorporates desirable characteristics of suc-
21 cessful national strategies as identified by the Comp-
22 troller General, and any key obstacles (as identified
23 by stakeholders) to successfully implementing such
24 strategies; and

1 procurement of up to 5 new vessels within the National
2 Security Multi-Mission Vessel Program and associated
3 government–furnished equipment, subject to the avail-
4 ability of appropriations.

5 **SEC. 14. USE OF STATE ACADEMY TRAINING VESSELS.**

6 Section 51504(g) of title 46, United States Code, is
7 amended to read as follows:

8 “(g) VESSEL CAPACITY SHARING.—

9 “(1) IN GENERAL.—Not later than 90 days
10 after the date of enactment of the Maritime Author-
11 ization and Enhancement Act for Fiscal Year 2019,
12 the Secretary, acting through the Maritime Adminis-
13 trator, shall upon consultation with the maritime
14 academies, and to the extent feasible with the con-
15 sent of the maritime academies, implement a pro-
16 gram of vessel sharing, requiring maritime acad-
17 emies to share training capacity vessels provided by
18 the Secretary among maritime academies, as nec-
19 essary to ensure that training needs of each acad-
20 emy are met.

21 “(2) PROGRAM OF VESSEL CAPACITY SHAR-
22 ING.—For purposes of this subsection, a program of
23 vessel capacity sharing shall include—

1 “(A) ways to maximize the available under-
2 way training capacity available in the fleet of
3 training vessels;

4 “(B) coordinating the dates and duration
5 of training cruises with the academic calendars
6 of maritime academies;

7 “(C) coordinating academic programs de-
8 signed to be implemented aboard training ves-
9 sels among maritime academies; and

10 “(D) identifying ways to minimize costs.

11 “(3) EVALUATION.—Not later than 30 days
12 after the beginning of each fiscal year, the Sec-
13 retary, acting through the Maritime Administrator,
14 shall evaluate the vessel capacity sharing program
15 under this subsection to determine the optimal utili-
16 zation of State maritime training vessels, and modify
17 the program as necessary to improve utilization.”.

18 **SEC. 15. PERMANENT AUTHORITY OF SECRETARY OF**
19 **TRANSPORTATION TO ISSUE VESSEL WAR**
20 **RISK INSURANCE.**

21 (a) IN GENERAL.—Section 53912 of title 46, United
22 States Code, is repealed.

23 (b) CLERICAL AMENDMENT.—The table of sections
24 at the beginning of chapter 539 of title 46, United States

1 Code, is amended by striking the item relating to section
2 53912.

3 **SEC. 16. NAVIGATION SYSTEM STUDY AND REPORT.**

4 (a) STUDY OF THE GREAT LAKES SYSTEM.—

5 (1) IN GENERAL.—The Maritime Administrator
6 shall conduct a comprehensive study of the Great
7 Lakes - Saint Lawrence Seaway navigation system
8 (referred to in this section as the “Great Lakes Sys-
9 tem”) that examines the current state of the system
10 and makes recommendations for improvements.

11 (2) CONTENTS.—The study—

12 (A) shall examine, with respect to the
13 Great Lakes System—

14 (i) typical cargo routing options;

15 (ii) the cost profile of each route and
16 alternative routes;

17 (iii) port infrastructure quality;

18 (iv) intermodal connections;

19 (v) competing transportation options,
20 including air, rail, and ground transpor-
21 tation and their relative market position;

22 (vi) taxes and fees imposed on vessels;

23 (vii) marketing efforts to increase
24 shipments;

1 (viii) subsidies provided to the Great
2 Lakes System and to competing cargo
3 transportation systems;

4 (ix) the condition of the docks at each
5 port;

6 (x) United States and Canadian Gov-
7 ernment icebreaking capabilities to facili-
8 tate commercial shipping; and

9 (xi) the condition of vessel navigation
10 infrastructure (such as channels, locks, jet-
11 ties, and breakwaters) and efforts to main-
12 tain, upgrade, or replace that infrastruc-
13 ture; and

14 (B) shall make recommendations on—

15 (i) the level of additional investment
16 needed to improve the Great Lakes Sys-
17 tem;

18 (ii) any benefits of increased Federal
19 or State investment in the Great Lakes
20 System; and

21 (iii) any regulatory or competitive
22 burdens impeding growth of the Great
23 Lakes System.

24 (b) REPORT.—Not later than 1 year after the date
25 of the enactment of this Act, the Maritime Administrator

1 shall submit a report to the Committee on Commerce,
2 Science, and Transportation of the Senate, the Committee
3 on Transportation and Infrastructure of the House of
4 Representatives, and the Co-Chairs of the Great Lakes
5 Task Force of the Senate and of the House of Representa-
6 tives containing the results of the study conducted under
7 this section.

8 (c) CONTRACT.—The Maritime Administrator may
9 enter into a contract with an independent entity to carry
10 out the study.

11 **SEC. 17. MISCELLANEOUS.**

12 (a) NONCOMMERCIAL VESSELS.—Section 3514(a) of
13 the National Defense Authorization Act for Fiscal Year
14 2017 (Public Law 114–328; 46 U.S.C. 51318 note) is
15 amended—

16 (1) by striking “Not later than” and inserting
17 the following:

18 “(1) Not later than”; and

19 (2) by redesignating paragraphs (1) and (2) as
20 subparagraphs (A) and (B), respectively, and adjust-
21 ing the margins accordingly; and

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

23 “(2) For the purposes of this section, vessels
24 operated by any of the following entities shall not be
25 considered commercial vessels:

1 “(A) Any entity or agency of the United
2 States.

3 “(B) The government of a State or terri-
4 tory.

5 “(C) Any political subdivision of a State or
6 territory.

7 “(D) Any other municipal organization.”.

8 (b) PASSENGER RECORDS.—Section 51322(c) of title
9 46, United States Code, is amended to read as follows:

10 “(c) MAINTENANCE OF SEXUAL ASSAULT TRAINING
11 RECORDS.—The Maritime Administrator shall require the
12 owner or operator of a commercial vessel, or the seafarer
13 union for a commercial vessel, to maintain records of sex-
14 ual assault training for any person required to have such
15 training.”.

16 (c) NATIONAL OCEANIC AND ATMOSPHERIC ADMIN-
17 ISTRATION.—Section 3134 of title 40, United States Code,
18 is amended by adding at the end the following:

19 “(c) NATIONAL OCEANIC AND ATMOSPHERIC ADMIN-
20 ISTRATION.—The Secretary of Commerce may waive this
21 subchapter with respect to contracts for the construction,
22 alteration, or repair of vessels, regardless of the terms of
23 the contracts as to payment or title, when the contract
24 is made under the Act entitled ‘An Act to define the func-
25 tions and duties of the Coast and Geodetic Survey, and

1 for other purposes', approved August 6, 1947 (33 U.S.C.
2 883a et seq.).”.

3 (d) ANNUAL PAYMENTS FOR MAINTENANCE AND
4 SUPPORT.—Section 51505(b) of title 46 is amended to
5 read as follows:

6 “(2) MAXIMUM.—The amount under paragraph
7 (1) may not be more than \$25,000, unless the acad-
8 emy satisfies section 51506(b) of this title.”.