

AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 7659
OFFERED BY MR. GRAVES OF MISSOURI

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

2 (a) **SHORT TITLE.**—This Act may be cited as the
3 “Coast Guard Authorization Act of 2024”.

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

Sec. 1. Short title; table of contents.
Sec. 2. Commandant defined.

TITLE I—AUTHORIZATION OF APPROPRIATIONS

Sec. 101. Authorization of appropriations.
Sec. 102. Shoreside infrastructure and facilities and information technology.
Sec. 103. Availability of amounts for acquisition of additional vessels and aircraft.
Sec. 104. Authorization for certain programs and services.
Sec. 105. Authorized levels of military strength and training.

TITLE II—COAST GUARD

Subtitle A—Organization and Authorities

Sec. 201. Prohibition on use of lead systems integrators.
Sec. 202. Minor construction increase.
Sec. 203. Tsunami evacuation plans.
Sec. 204. Service life extension programs.
Sec. 205. Maritime domain awareness in Coast Guard sector for Puerto Rico and Virgin Islands.
Sec. 206. Public availability of information on monthly drug and migrant interdictions.
Sec. 207. Report on establishment of unmanned systems capabilities office.
Sec. 208. Great Lakes icebreaker.
Sec. 209. Consideration of life-cycle cost estimates for acquisition and procurement.

- Sec. 210. Authorization of certain support for Coast Guard Academy foundations.
- Sec. 211. National Coast Guard Museum.
- Sec. 212. Regular Polar Security Cutter updates.
- Sec. 213. Technology pilot program.
- Sec. 214. Report on condition of Missouri River dayboards.
- Sec. 215. Delegation of ports and waterways safety authorities in St. Lawrence seaway.
- Sec. 216. Adjustment of liability limits for natural gas deepwater ports.
- Sec. 217. Study on Coast Guard missions.

Subtitle B—Personnel

- Sec. 221. Direct hire authority for civilian faculty at the Coast Guard Academy.
- Sec. 222. Temporary exemption from authorized end strength for Coast Guard enlisted members on active duty.
- Sec. 223. Additional available guidance and considerations for reserve selection boards.
- Sec. 224. Parental leave parity for members of certain reserve components of Coast Guard.
- Sec. 225. Authorization for maternity uniform allowance for officers.
- Sec. 226. Modification to career intermission program.
- Sec. 227. Report on GAO recommendations on housing program.

TITLE III—SHIPPING AND NAVIGATION

Subtitle A—Vessel Operations

- Sec. 301. Definitions.
- Sec. 302. Notification.
- Sec. 303. Publication of fines and penalties.

Subtitle B—Merchant Mariner Credentialing

- Sec. 311. Revising merchant mariner deck training requirements.
- Sec. 312. Amendments.
- Sec. 313. Renewal of merchant mariner licenses and documents.
- Sec. 314. Merchant seamen licenses, certificates, and documents; manning of vessels.

Subtitle C—Vessel Safety

- Sec. 321. Grossly negligent operations of a vessel.
- Sec. 322. Administrative procedure for security risks.
- Sec. 323. Requirements for DUKW amphibious passenger vessels.
- Sec. 324. Risk based examination of tank vessels.
- Sec. 325. Ports and waterways safety.
- Sec. 326. Study on Bering Strait vessel traffic projections and emergency response posture at the port of Point Spencer, Alaska.
- Sec. 327. Underwater inspections brief.
- Sec. 328. St. Lucie River railroad bridge.
- Sec. 329. Rulemaking regarding port access routes.

Subtitle D—Other Matters

- Sec. 341. Anchor handling activities.
- Sec. 342. Establishment of National Advisory Committee on Autonomous Maritime Systems.

- Sec. 343. Controlled substance onboard vessels.
- Sec. 344. Nonoperating individual.
- Sec. 345. Information on type approval certificates.
- Sec. 346. Manning and crewing requirements for certain vessels, vehicles, and structures.
- Sec. 347. Classification societies.
- Sec. 348. Authority to establish safety zones for special activities in exclusive economic zone.
- Sec. 349. Fishing vessel and fisherman training safety.
- Sec. 350. Authority over Deepwater Port Act of 1974.
- Sec. 351. National Offshore Safety Advisory Committee composition.
- Sec. 352. Improving Vessel Traffic Service monitoring.
- Sec. 353. Abandoned and derelict vessel removals.

TITLE IV—OIL POLLUTION INCIDENT LIABILITY

- Sec. 401. Vessel response plans.
- Sec. 402. Use of marine casualty investigations.
- Sec. 403. Timing of review.
- Sec. 404. Online incident reporting system.

TITLE V—IMPLEMENTATION OF ACCOUNTABILITY AND TRANSPARENCY REVIEW RECOMMENDATIONS

- Sec. 501. Implementation status of directed actions.
- Sec. 502. Independent review of Coast Guard reforms.
- Sec. 503. Requirement to maintain certain records.
- Sec. 504. Study on Coast Guard Academy oversight.
- Sec. 505. Providing for the transfer of a cadet who is the victim of a sexual assault or related offense.
- Sec. 506. Designation of officers with particular expertise in military justice or healthcare.
- Sec. 507. Direct hire authority for certain personnel of Coast Guard.
- Sec. 508. Safe-to-report policy for Coast Guard.
- Sec. 509. Modification of delivery date of Coast Guard sexual assault report.
- Sec. 510. Higher-level review of board of determination decisions.
- Sec. 511. Review of discharge or dismissal.

TITLE VI—AMENDMENTS

- Sec. 601. Amendments.

1 **SEC. 2. COMMANDANT DEFINED.**

- 2 In this Act, the term “Commandant” means the
- 3 Commandant of the Coast Guard.

1 **TITLE I—AUTHORIZATION OF**
2 **APPROPRIATIONS**

3 **SEC. 101. AUTHORIZATION OF APPROPRIATIONS.**

4 Section 4902 of title 14, United States Code, is
5 amended—

6 (1) in the matter preceding paragraph (1) by
7 striking “fiscal years 2022 and 2023” and inserting
8 “fiscal years 2025 and 2026”;

9 (2) in paragraph (1)—

10 (A) in subparagraph (A) by striking
11 clauses (i) and (ii) and inserting the following:

12 “(i) \$11,287,500,000 for fiscal year 2025;

13 and

14 “(ii) \$11,851,875,000 for fiscal year
15 2026.”;

16 (B) in subparagraph (B) by striking
17 “\$23,456,000” and inserting “\$25,570,000”;

18 and

19 (C) in subparagraph (C) by striking
20 “\$24,353,000” and inserting “\$26,848,500”;

21 (3) in paragraph (2)(A) by striking clauses (i)
22 and (ii) and inserting the following:

23 “(i) \$3,477,600,000 for fiscal year 2025;

24 and

1 “(ii) \$3,651,480,000 for fiscal year
2 2026.”;

3 (4) in paragraph (3) by striking subparagraphs
4 (A) and (B) and inserting the following:

5 “(A) \$15,415,000 for fiscal year 2025; and

6 “(B) \$16,185,750 for fiscal year 2026.”;

7 and

8 (5) by striking paragraph (4) and inserting the
9 following:

10 “(4) For retired pay, including the payment of
11 obligations otherwise chargeable to lapsed appropria-
12 tions for purposes of retired pay, payments under
13 the Retired Serviceman’s Family Protection Plan
14 and the Survivor Benefit Plan, payment for career
15 status bonuses, payment of continuation pay under
16 section 356 of title 37, concurrent receipts, combat-
17 related special compensation, and payments for med-
18 ical care of retired personnel and their dependents
19 under chapter 55 of title 10, \$1,147,244,000 for fis-
20 cal year 2025.”.

21 **SEC. 102. SHORESIDE INFRASTRUCTURE AND FACILITIES**

22 **AND INFORMATION TECHNOLOGY.**

23 (a) INFORMATION TECHNOLOGY.—Of the amounts
24 authorized to be appropriated under section 4902(2)(A)
25 of title 14, United States Code—

1 (1) for fiscal year 2025, \$36,300,000 is author-
2 ized to modernize the Coast Guard's information
3 technology systems, of which \$11,000,000 is author-
4 ized to fund the acquisition, development, and imple-
5 mentation of a new credentialing system for the
6 Merchant Mariner credentialing program; and

7 (2) for fiscal year 2026, \$36,300,000 is author-
8 ized to modernize the Coast Guard's information
9 technology systems.

10 (b) SHORESIDE INFRASTRUCTURE.—Of the amounts
11 authorized to be appropriated under section 4902(2)(A)
12 of title 14, United States Code—

13 (1) for fiscal year 2025, \$500,000,000 is au-
14 thorized to fund maintenance, construction, and re-
15 pairs for Coast Guard shoreside infrastructure, of
16 which—

17 (A) \$225,000,000 is authorized for the
18 purposes of improvements to facilities at the
19 United States Coast Guard Training Center
20 Cape May in Cape May, New Jersey;

21 (B) \$10,000,000 is authorized to fund the
22 creation of an infrastructure development plan
23 for the Coast Guard Academy in New London,
24 Connecticut;

1 (C) \$50,000,000 is authorized to complete
2 repairs and improvements of Chase Hall at the
3 Coast Guard Academy in New London, Con-
4 necticut, including remediation of asbestos,
5 lead, and mold and upgrading the electric outlet
6 availability and storage space in student rooms,
7 and making changes to house not more than 2
8 Officer Candidates in a room;

9 (D) \$70,000,000 is authorized for the pur-
10 poses of planning, designing, and building a
11 floating drydock at the United States Coast
12 Guard Yard in Baltimore, Maryland;

13 (E) \$40,000,000 is authorized for the pur-
14 poses of planning, designing, and building a
15 hangar to house, at a minimum, 2 HC-130J
16 Super Hercules aircraft at Air Station Barbers
17 Point in Kapolei, Hawaii; and

18 (F) \$90,000,000 is authorized to fund wa-
19 terfront improvements of Coast Guard Base Se-
20 attle; and

21 (2) for fiscal year 2026, \$600,000,000 is au-
22 thorized to fund maintenance, construction, and re-
23 pairs for Coast Guard shoreside infrastructure, of
24 which—

1 (A) \$125,000,000 is authorized for the
2 purposes of improvements to facilities at the
3 United States Coast Guard Training Center
4 Cape May in Cape May, New Jersey;

5 (B) \$100,000,000 is authorized to execute
6 the infrastructure development plan for the
7 Coast Guard Academy in New London, Con-
8 necticut developed in paragraph (1)(C);

9 (C) \$100,000,000 is authorized for the
10 purposes of planning, designing, and building a
11 floating drydock at the United States Coast
12 Guard Yard in Baltimore, Maryland;

13 (D) \$40,000,000 is authorized for the pur-
14 poses of planning, designing, and building a
15 hangar to house at a minimum 2 HC-130J
16 Super Hercules aircraft at Air Station Barbers
17 Point in Kapolei, Hawaii; and

18 (E) \$90,000,000 is authorized to fund wa-
19 terfront improvements of Coast Guard Base Se-
20 attle.

21 **SEC. 103. AVAILABILITY OF AMOUNTS FOR ACQUISITION OF**
22 **ADDITIONAL VESSELS AND AIRCRAFT.**

23 (a) FISCAL YEAR 2025.—Of the amounts authorized
24 to be appropriated under section 4902(2)(A) of title 14,
25 United States Code, for fiscal year 2025—

1 (1) \$138,500,000 is authorized for the acqui-
2 sion or procurement of 1 missionized HC-130J
3 Super Hercules aircraft; and

4 (2) \$36,000,000 is authorized for the service
5 life extension program and any necessary upgrades
6 of the 47-foot Motor Life Boat.

7 (b) FISCAL YEAR 2026.—Of the amounts authorized
8 to be appropriated under section 4902(2)(A) of title 14,
9 United States Code, for fiscal year 2026—

10 (1) \$1,200,000,000 is authorized for the acqui-
11 sition of a Polar Security Cutter;

12 (2) \$1,100,000,000 is authorized for the acqui-
13 sition of 2 Offshore Patrol Cutters;

14 (3) \$138,500,000 is authorized for the acqui-
15 sion or procurement of 1 missionized HC-130J
16 Super Hercules aircraft; and

17 (4) \$153,500,000 is authorized to outfit and as-
18 semble 5 MH-60T Jayhawk aircrafts.

19 **SEC. 104. AUTHORIZATION FOR CERTAIN PROGRAMS AND**
20 **SERVICES.**

21 (a) FISCAL YEAR 2025.—Of the amounts authorized
22 to be appropriated under section 4902(1)(A) of title 14,
23 United States Code, for fiscal year 2025—

1 (1) \$11,978,000 is authorized to fund addi-
2 tional recruiting personnel and offices for the Coast
3 Guard Recruiting Command;

4 (2) \$9,000,000 is authorized to enhance Coast
5 Guard recruiting capabilities; and

6 (3) \$25,000,000 is authorized for the imple-
7 mentation of each directed action outlined in enclo-
8 sure 1 of the memorandum of the Commandant ti-
9 tled “Commandant’s Directed Actions-Accountability
10 and Transparency”, dated November 27, 2023.

11 (b) FISCAL YEAR 2026.—Of the amounts authorized
12 to be appropriated under section 4902(1)(A) of title 14,
13 United States Code, \$35,000,000 is authorized for the im-
14 plementation of each directed action outlined in enclosure
15 1 of the memorandum of the Commandant titled “Com-
16 mandant’s Directed Actions-Accountability and Trans-
17 parency”, dated November 27, 2023.

18 **SEC. 105. AUTHORIZED LEVELS OF MILITARY STRENGTH**
19 **AND TRAINING.**

20 Section 4904 of title 14, United States Code, is
21 amended—

22 (1) in subsection (a) by striking “fiscal years
23 2022 and 2023” and inserting “fiscal years 2025
24 and 2026”; and

1 (2) in subsection (b) by striking “fiscal years
2 2022 and 2023” and inserting “fiscal years 2025
3 and 2026”.

4 **TITLE II—COAST GUARD**
5 **Subtitle A—Organization and**
6 **Authorities**

7 **SEC. 201. PROHIBITION ON USE OF LEAD SYSTEMS INTE-**
8 **GRATORS.**

9 Section 1105 of title 14, United States Code, is
10 amended by adding at the end the following:

11 “(c) LEAD SYSTEMS INTEGRATOR DEFINED.—In
12 this section, the term ‘lead systems integrator’ has the
13 meaning given such term in section 805(c) of the National
14 Defense Authorization Act for Fiscal Year 2006 (Public
15 Law 109–163).”.

16 **SEC. 202. MINOR CONSTRUCTION INCREASE.**

17 Section 903(d)(1) of title 14, United States Code, is
18 amended by striking “\$1,500,000” and inserting
19 “\$2,000,000”.

20 **SEC. 203. TSUNAMI EVACUATION PLANS.**

21 (a) TSUNAMI EVACUATION PLANS.—

22 (1) IN GENERAL.—Not later than 1 year after
23 the date of enactment of this Act, the Commandant,
24 in consultation with the Administrator of the Na-
25 tional Oceanic and Atmospheric Administration and

1 the Administrator of the Federal Emergency Man-
2 agement Agency, shall establish location specific tsu-
3 nami evacuation plans for each unit and sector of
4 the Coast Guard that has facilities, personnel, or as-
5 sets located within areas—

6 (A) designated by the Administrator of the
7 National Oceanic and Atmospheric Administra-
8 tion as high risk or very high risk of a United
9 States tsunami hazard; and

10 (B) that are located inside a tsunami inun-
11 dation zone.

12 (2) EVACUATION PLANS.—In establishing the
13 evacuation plans under paragraph (1), the Com-
14 mandant shall ensure that such plans—

15 (A) are included in the emergency action
16 plans for each unit or sector located inside of
17 a tsunami inundation zone;

18 (B) designate an evacuation route to an
19 assembly area located outside of a tsunami in-
20 undation zone;

21 (C) include a map or diagram of all tsu-
22 nami inundation zone evacuation routes;

23 (D) include evacuation routes for all Coast
24 Guard personnel and dependents of such per-
25 sonnel living in Coast Guard housing;

1 (E) are feasible for all servicemembers and
2 dependents of such servicemembers present on
3 Coast Guard property or living in Coast Guard
4 provided housing;

5 (F) include procedures to begin evacu-
6 ations once a major seismic event is detected;

7 (G) include evacuation plans for air and
8 water assets that do not impinge on the safety
9 of human life;

10 (H) are able to be completely executed
11 within 15 minutes of detection of a seismic
12 event or, if not possible within 15 minutes,
13 within a reasonable timeframe;

14 (I) are able to be completely executed by
15 servicemembers on foot from any location with-
16 in the tsunami inundation zone;

17 (J) are exercised biennially by each unit
18 and sector located in a tsunami inundation
19 zone; and

20 (K) are evaluated by leadership at each
21 unit and sector located in a tsunami inundation
22 zone annually.

23 (3) CONSULTATION.—In establishing the evacu-
24 ation plans under paragraph (1), the Commandant
25 shall consult local governments.

1 (b) REPORT.—Not later than 2 years after the date
2 of enactment of this Act, the Commandant shall submit
3 to the Committee on Transportation and Infrastructure
4 of the House of Representatives and the Committee on
5 Commerce, Science, and Transportation of the Senate,
6 and provide a briefing to each such Committee on, a re-
7 port on—

8 (1) the status of the implementation and feasi-
9 bility of the plans established under subsection
10 (a)(1);

11 (2) a risk evaluation and vulnerability assess-
12 ment of the infrastructure and assets located within
13 tsunami inundation zones;

14 (3) the need for vertical evacuation structures
15 for units and sectors in which an evacuation of a
16 tsunami inundation zone cannot be completed on
17 foot within 15 minutes of the detection of a seismic
18 event; and

19 (4) whether the plans established under sub-
20 section (a)(1) achieve the purpose to protect human
21 life and ensure the ability for the Coast Guard to
22 provide search and rescue operations following a tsu-
23 nami event in the area.

24 (c) DEFINITIONS.—In this section:

1 (1) SEISMIC EVENT.—The term “seismic event”
2 means an earthquake, volcanic eruption, submarine
3 landslide, coastal rockfall, or other event with the
4 magnitude to cause a tsunami.

5 (2) TSUNAMI INUNDATION ZONE.—The term
6 “tsunami inundation zone” means an area of inland
7 flooding modeled, predicted, or forecasted as a po-
8 tential result of a tsunami or seismic event.

9 (3) VERTICAL EVACUATION STRUCTURE.—The
10 term “vertical evacuation structure” means an ele-
11 vated structure above the tsunami inundation zone
12 designated as a place of refuge from flood waters.

13 **SEC. 204. SERVICE LIFE EXTENSION PROGRAMS.**

14 (a) IN GENERAL.—Subchapter II of chapter 11 of
15 title 14, United States Code, is amended by adding at the
16 end the following:

17 **“§ 1138. Service life extension programs**

18 “(a) IN GENERAL.—Requirements for a Level 1 or
19 Level 2 acquisition project or program under sections
20 1131 through 1134 shall not apply to an acquisition by
21 the Coast Guard that is a service life extension program.

22 “(b) SERVICE LIFE EXTENSION PROGRAM DE-
23 FINED.—In this section, the term ‘service life extension
24 program’ means a capital investment that is solely in-
25 tended to extend the service life and address obsolescence

1 of components or systems of a particular capability or
2 asset.”.

3 (b) CLERICAL AMENDMENT.—The analysis for chap-
4 ter 11 of title 14, United States Code, is amended by in-
5 serting after the item relating to section 1137 the fol-
6 lowing:

“1138. Service life extension programs.”.

7 **SEC. 205. MARITIME DOMAIN AWARENESS IN COAST GUARD**
8 **SECTOR FOR PUERTO RICO AND VIRGIN IS-**
9 **LANDS.**

10 Not later than 180 days after the date of enactment
11 of this Act, the Commandant shall submit to the Com-
12 mittee on Transportation and Infrastructure of the House
13 of Representatives and the Committee on Commerce,
14 Science, and Transportation of the Senate a report con-
15 taining—

16 (1) an overview of the maritime domain aware-
17 ness in the area of responsibility of the Coast Guard
18 sector responsible for Puerto Rico and the United
19 States Virgin Islands, including—

20 (A) the average volume of known maritime
21 traffic that transited the area during fiscal
22 years 2020 through 2023;

23 (B) current sensor platforms deployed by
24 such sector to monitor illicit activity occurring
25 at sea in such area;

1 (C) the number of illicit activity incidents
2 at sea in such area that the sector responded to
3 during fiscal years 2020 through 2023;

4 (D) an estimate of the volume of traffic
5 engaged in illicit activity at sea in such area
6 and the type and description of any vessels used
7 to carry out illicit activities that such sector re-
8 sponded to during fiscal years 2020 through
9 2023; and

10 (E) the maritime domain awareness re-
11 quirements to effectively meet the mission of
12 such sector;

13 (2) a description of current actions taken by the
14 Coast Guard to partner with Federal, regional,
15 State, and local entities to meet the maritime do-
16 main awareness needs of such area;

17 (3) a description of any gaps in maritime do-
18 main awareness within the area of responsibility of
19 such sector resulting from an inability to meet the
20 enduring maritime domain awareness requirements
21 of the sector or adequately respond to maritime dis-
22 order, including illicit drug and migrant activity;

23 (4) an identification of current technology and
24 assets the Coast Guard has to mitigate the gaps
25 identified in paragraph (3);

1 (5) an identification of capabilities needed to
2 mitigate such gaps, including any capabilities the
3 Coast Guard currently possesses that can be de-
4 ployed to the sector;

5 (6) an identification of technology and assets
6 the Coast Guard does not currently possess and are
7 needed to acquire in order to address such gaps; and

8 (7) an identification of any financial obstacles
9 that prevent the Coast Guard from deploying exist-
10 ing commercially available sensor technology to ad-
11 dress such gaps.

12 **SEC. 206. PUBLIC AVAILABILITY OF INFORMATION ON**
13 **MONTHLY DRUG AND MIGRANT INTERDIC-**
14 **TIONS.**

15 (a) IN GENERAL.—Section 11269 of the Don Young
16 Coast Guard Authorization Act of 2022 (Public Law 117–
17 263) is—

18 (1) transferred to appear at the end of sub-
19 chapter II of chapter 5 of title 14, United States
20 Code;

21 (2) redesignated as section 529; and

22 (3) amended—

23 (A) by striking the section enumerator and
24 heading and inserting the following:

1 **“§ 529. Public availability of information on monthly**
2 **drug and migrant interdictions”;**

3 (B) by striking “Not later than” and in-
4 serting the following:

5 “(a) IN GENERAL.—Not later than”;

6 (C) by inserting “drug and” before “mi-
7 grant interdictions”; and

8 (D) by adding at the end the following:

9 “(b) CONTENTS.—In making information about
10 interdictions publicly available under subsection (a), the
11 Commandant shall include a description of the following:

12 “(1) The number of incidents in which drugs
13 were interdicted, the amount and type of drugs
14 interdicted, and the Coast Guard sectors and geo-
15 graphic areas of responsibility in which such inci-
16 dents occurred.

17 “(2) The number of incidents in which mi-
18 grants were interdicted, the number of migrants
19 interdicted, and the Coast Guard sectors and geo-
20 graphic areas of responsibility in which such inci-
21 dents occurred.”.

22 (b) CLERICAL AMENDMENTS.—

23 (1) The analysis for chapter 5 of title 14,
24 United States Code, is amended by inserting after
25 the item relating to section 528 the following:

“529. Public availability of information on monthly drug and migrant interdic-tions.”.

1 (2) The table of sections in section 11001(b) of
2 the Don Young Coast Guard Authorization Act of
3 2022 (division K of Public Law 117–263) is amend-
4 ed by striking the item relating to section 11269.

5 **SEC. 207. REPORT ON ESTABLISHMENT OF UNMANNED SYS-**
6 **TEMS CAPABILITIES OFFICE.**

7 (a) IN GENERAL.—Not later than 1 year after the
8 date of enactment of this Act, the Commandant shall sub-
9 mit to the Committee on Transportation and Infrastruc-
10 ture of the House of Representatives and the Committee
11 on Commerce, Science, and Transportation of the Senate
12 a report that outlines a plan for establishing an unmanned
13 systems capabilities office within the Coast Guard respon-
14 sible for the acquisition and development of unmanned
15 system and counter-unmanned system technologies and to
16 expand the capabilities of the Coast Guard with respect
17 to such technologies.

18 (b) CONTENTS.—The report required under sub-
19 section (a) shall include the following:

20 (1) A management strategy for the acquisition,
21 development, and deployment of unmanned system
22 and counter-unmanned system technologies.

1 (2) A service-wide coordination strategy to syn-
2 chronize and integrate efforts across the Coast
3 Guard in order to—

4 (A) support the primary duties of the
5 Coast Guard pursuant to section 102 of title
6 14, United States Code; and

7 (B) pursue expanded research, develop-
8 ment, testing, and evaluation opportunities and
9 funding to expand and accelerate identification
10 and transition of unmanned system and
11 counter-unmanned system technologies.

12 (3) The identification of contracting and acqui-
13 sition authorities needed to expedite the development
14 and deployment of unmanned system and counter-
15 unmanned system technologies.

16 (4) A detailed list of commercially available un-
17 manned system and counter-unmanned system tech-
18 nologies with capabilities determined to be useful for
19 the Coast Guard.

20 (5) A cross-agency collaboration plan to engage
21 with the Department of Homeland Security, the De-
22 partment of Defense, and other relevant agencies to
23 identify common requirements and opportunities to
24 partner in acquiring, contracting, and sustaining un-

1 manned system and counter-unmanned system capa-
2 bilities.

3 (6) Opportunities to obtain and share un-
4 manned system data from government and commer-
5 cial sources to improve maritime domain awareness.

6 (7) The development of a concept of operations
7 for a data ecosystem that supports and integrates
8 unmanned system and counter-unmanned system
9 technologies with key enablers, including enterprise
10 communications networks, data storage and manage-
11 ment, artificial intelligence and machine learning
12 tools, and information sharing and dissemination ca-
13 pabilities.

14 (c) DEFINITIONS.—In this section:

15 (1) COUNTER-UNMANNED SYSTEM.—The term
16 “counter-unmanned system” means a system or de-
17 vice capable of lawfully and safely disabling, dis-
18 rupting, or seizing control of an unmanned system,
19 including a counter-UAS system (as such term is de-
20 fined in section 44801 of title 49, United States
21 Code).

22 (2) UNMANNED SYSTEM.—The term “un-
23 manned system” means an unmanned surface, un-
24 dersea, or aircraft and associated elements (includ-
25 ing communication links and the components that

1 control the unmanned system) that are required for
2 the operator to operate the system safely and effi-
3 ciently, including an unmanned aircraft system (as
4 such term is defined in section 44801 of title 49,
5 United States Code).

6 **SEC. 208. GREAT LAKES ICEBREAKER.**

7 Not later than 30 days after the date of enactment
8 of this Act, the Commandant shall submit to the Com-
9 mittee on Transportation and Infrastructure of the House
10 of Representatives and the Committee on Commerce,
11 Science, and Transportation of the Senate a strategy de-
12 tailing how the Coast Guard will complete design and con-
13 struction of the Great Lakes icebreaker at least as capable
14 as the Coast Guard Cutter Mackinaw (WLBB-30) in not
15 more than 3 years after funding is provided for such ice-
16 breaker.

17 **SEC. 209. CONSIDERATION OF LIFE-CYCLE COST ESTI-**
18 **MATES FOR ACQUISITION AND PROCURE-**
19 **MENT.**

20 (a) IN GENERAL.—Subchapter II of chapter 11 of
21 title 46, United States Code, is amended by adding at the
22 end the following:

1 **“§ 1138. Consideration of life-cycle cost estimates for**
2 **acquisition and procurement**

3 “In carrying out the acquisition and procurement of
4 vessels and aircraft, the Secretary of the department in
5 which the Coast Guard is operating, acting through the
6 Commandant of the Coast Guard, shall consider the life-
7 cycle cost estimates of vessels and aircraft, as applicable,
8 during the design and evaluation processes to the max-
9 imum extent practicable.”.

10 (b) CLERICAL AMENDMENT.—The analysis for chap-
11 ter 11 of title 46, United States Code, is amended by in-
12 serting after the item relating to section 1137 the fol-
13 lowing:

“1138. Consideration of life-cycle cost estimates for acquisition and procure-
ment.”.

14 **SEC. 210. AUTHORIZATION OF CERTAIN SUPPORT FOR**
15 **COAST GUARD ACADEMY FOUNDATIONS.**

16 (a) IN GENERAL.—Subchapter I of chapter 19 of title
17 14, United States Code, is amended by adding at the end
18 the following:

19 **“§ 1907. Authorization of certain support for Coast**
20 **Guard Academy foundations**

21 “(a) AUTHORITY.—Subject to subsection (b) and
22 pursuant to regulations prescribed by the Secretary of the
23 department in which the Coast Guard is operating, the
24 Superintendent of the Coast Guard Academy may author-

1 ize a covered foundation to use, on an unreimbursed basis,
2 facilities or equipment of the Coast Guard Academy.

3 “(b) LIMITATIONS.—Use of facilities or equipment
4 under subsection (a) may be provided only if such use has
5 been reviewed and approved by an attorney of the Coast
6 Guard and only if such use—

7 “(1) is without any liability of the United
8 States to the covered foundation;

9 “(2) does not affect the ability of any official or
10 employee of the Coast Guard, or any member of the
11 armed forces, to carry out any responsibility or duty
12 in a fair and objective manner;

13 “(3) does not compromise the integrity or ap-
14 pearance of integrity of any program of the Coast
15 Guard, or any individual involved in such a program;

16 “(4) does not include the participation of any
17 cadet other than participation in an honor guard at
18 an event of the covered foundation; and

19 “(5) complies with any applicable ethics regula-
20 tions.

21 “(c) BRIEFING.—In any fiscal year during which the
22 Superintendent of the Coast Guard Academy exercises the
23 authority under subsection (a), the Commandant of the
24 Coast Guard shall provide a briefing to the Committee on
25 Transportation and Infrastructure of the House of Rep-

1 representatives and the Committee on Commerce, Science,
2 and Transportation of the Senate not later than the last
3 day of that fiscal year regarding the number of events or
4 activities of a covered foundation supported by such exer-
5 cise during such fiscal year.

6 “(d) COVERED FOUNDATION DEFINED.—In this sec-
7 tion, the term ‘covered foundation’ means a charitable,
8 educational, or civic nonprofit organization under section
9 501(c)(3) of the Internal Revenue Code of 1986, that the
10 Secretary concerned determines operates exclusively to
11 support, with respect to a Service Academy, any of the
12 following:

13 “(1) Recruiting.

14 “(2) Parent or alumni development.

15 “(3) Academic, leadership, or character develop-
16 ment.

17 “(4) Institutional development.

18 “(5) Athletics.”.

19 (b) CLERICAL AMENDMENT.—The analysis for chap-
20 ter 19 of title 14, United States Code, is amended by in-
21 serting after the item relating to section 1906 the fol-
22 lowing:

“1907. Authorization of certain support for Coast Guard Academy founda-
tions.”.

1 **SEC. 211. NATIONAL COAST GUARD MUSEUM.**

2 Section 316 of title 14, United States Code, is
3 amended—

4 (1) in subsection (b)—

5 (A) in paragraph (1) by striking “The Sec-
6 retary” and inserting “Except as provided in
7 paragraph (2), the Secretary”; and

8 (B) in paragraph (2) by striking “engi-
9 neering and design of a Museum” and inserting
10 “design of a Museum, and engineering, con-
11 struction administration, and quality assurance
12 services of a Museum”;

13 (2) by amending subsection (e)(2)(A) to read as
14 follows:

15 “(A) lease from the Association for Coast
16 Guard operations the Museum and properties
17 owned by the Association adjacent to the rail-
18 road tracks to which the property on which the
19 Museum is located are adjacent; and”;

20 (3) by amending subsection (g) to read as fol-
21 lows:

22 “(g) SERVICES.—With respect to the services related
23 to the construction, maintenance, and operation of the
24 Museum, the Commandant may—

25 “(1) solicit and accept services from nonprofit
26 entities, including the Association; and

1 “(2) enter into contracts or memorandums of
2 agreement with or make grants to the Association to
3 acquire such services.”.

4 **SEC. 212. REGULAR POLAR SECURITY CUTTER UPDATES.**

5 (a) REPORT.—

6 (1) REPORT TO CONGRESS.—Not later than 60
7 days after the date of enactment of this Act, the
8 Commandant shall submit to the Committee on
9 Transportation and Infrastructure of the House of
10 Representatives and the Committee on Commerce,
11 Science, and Transportation of the Senate a report
12 on the status of acquisition of the first Polar Secu-
13 rity Cutter.

14 (2) ELEMENTS.—The report under paragraph
15 (1) shall include—

16 (A) a detailed timeline for the acquisition
17 process of the first Polar Security Cutter, in-
18 cluding expected milestones and projected com-
19 missioning date;

20 (B) an accounting of the previously appro-
21 priated funds spent to date on the Polar Secu-
22 rity Cutter Program, updated cost projections
23 for the first Polar Security Cutter, and projec-
24 tions for when additional funds will be required;

1 (C) potential factors and risks that could
2 further delay or imperil the completion of the
3 first Polar Security Cutter; and

4 (D) a review of the acquisition of the first
5 Polar Security Cutter to date, including factors
6 that led to substantial cost overruns and deliv-
7 ery delays.

8 (b) BRIEFINGS.—

9 (1) PROVISION TO CONGRESS.—Not later than
10 60 days after the submission of the report under
11 subsection (a), and not less frequently than every 60
12 days thereafter, the Commandant shall provide to
13 the Committee on Transportation and Infrastructure
14 of the House of Representatives and the Committee
15 on Commerce, Science, and Transportation of the
16 Senate a briefing on the status of the Polar Security
17 Cutter acquisition process.

18 (2) TIMELINE.—The briefings under paragraph
19 (1) shall occur after any key milestone in the Polar
20 Security Cutter acquisition process, but not less fre-
21 quently than every 60 days.

22 (3) ELEMENTS.—Each briefing under para-
23 graph (1) shall include—

1 (A) a summary of acquisition progress
2 since the most recent previous briefing con-
3 ducted pursuant to paragraph (1);

4 (B) an updated timeline and budget esti-
5 mate for acquisition and building of pending
6 Polar Security Cutters; and

7 (C) an explanation of any delays or addi-
8 tional costs incurred in the acquisition progress.

9 (c) NOTIFICATIONS.—In addition to the briefings re-
10 quired under subsection (b), the Commandant shall notify
11 the Committee on Transportation and Infrastructure of
12 the House of Representatives and the Committee on Com-
13 merce, Science, and Transportation of the Senate within
14 3 business days of any significant change to the scope or
15 funding level of the Polar Security Cutter acquisition
16 strategy of such change.

17 **SEC. 213. TECHNOLOGY PILOT PROGRAM.**

18 Section 319(b)(1) of title 14, United States Code, is
19 amended by striking “2” and inserting “4”.

20 **SEC. 214. REPORT ON CONDITION OF MISSOURI RIVER**
21 **DAYBOARDS.**

22 (a) PROVISION TO CONGRESS.—Not later than 180
23 days after the date of enactment of this Act, the Com-
24 mandant shall submit to the Committee on Transportation
25 and Infrastructure of the House of Representatives and

1 the Committee on Commerce, Science, and Transportation
2 of the Senate a report on the condition of dayboards and
3 the placement of buoys on the Missouri River.

4 (b) ELEMENTS.—The report under paragraph (1)
5 shall include—

6 (1) a list of the most recent date on which each
7 dayboard and buoy was serviced by the Coast Guard;

8 (2) an overview of the plan of the Coast Guard
9 to systematically service each dayboard and buoy on
10 the Missouri River; and

11 (3) assigned points of contact.

12 **SEC. 215. DELEGATION OF PORTS AND WATERWAYS SAFETY**

13 **AUTHORITIES IN ST. LAWRENCE SEAWAY.**

14 Section 70032 of title 46, United States Code, is
15 amended to read as follows:

16 **“§ 70032. Saint Lawrence Seaway**

17 “(a) IN GENERAL.—Except as provided in subsection
18 (b), the authority granted to the Secretary under sections
19 70001, 70002, 70003, 70004, and 70011 may not be dele-
20 gated with respect to the Saint Lawrence Seaway to any
21 agency other than the Great Lakes Saint Lawrence Sea-
22 way Development Corporation. Any other authority grant-
23 ed the Secretary under subchapters I through III and this
24 subchapter shall be delegated by the Secretary to the
25 Great Lakes Saint Lawrence Seaway Development Cor-

1 poration to the extent the Secretary determines such dele-
2 gation is necessary for the proper operation of the Saint
3 Lawrence Seaway.

4 “(b) EXCEPTION.—The Secretary of the department
5 in which the Coast Guard is operating, after consultation
6 with the Secretary of Transportation, or the head of an
7 agency to which the Secretary has delegated the authori-
8 ties in subsection (a), may—

9 “(1) issue and enforce special orders in accord-
10 ance with section 70002;

11 “(2) establish water or waterfront safety zones,
12 or other measures, for limited, controlled, or condi-
13 tional access and activity when necessary for the
14 protection of any vessel structure, waters, or shore
15 area, as permitted in section 70011(b)(2); and

16 “(3) take actions for port, harbor, and coastal
17 facility security in accordance with section 70116.”.

18 **SEC. 216. ADJUSTMENT OF LIABILITY LIMITS FOR NAT-**

19 **URAL GAS DEEPWATER PORTS.**

20 Section 1004(d)(2) of the Oil Pollution Act of 1990
21 (33 U.S.C. 2704(d)(2)) is amended to read as follows:

22 “(2) DEEPWATER PORTS AND ASSOCIATED VES-
23 SELS.—

24 “(A) IN GENERAL.—If the Secretary deter-
25 mines that the design and operation of a class

1 or category of deepwater port results in a lower
2 risk of oil pollution than other deepwater ports,
3 the Secretary may initiate a rulemaking pro-
4 ceeding to lower the limit of liability under sub-
5 section (a)(4) for such class or category of
6 deepwater port.

7 “(B) CONSIDERATIONS.—In determining
8 the risk of oil pollution for a class or category
9 of deepwater port under subparagraph (A), the
10 Secretary shall take into account the size, oil
11 storage capacity, oil handling capacity, oil
12 throughput, proximity to sensitive areas, type of
13 oil handled, history of oil discharges, and any
14 other factors relevant to the oil pollution risks
15 posed by the class or category of deepwater port
16 and associated vessels, as the Secretary deter-
17 mines appropriate.

18 “(C) AMOUNT OF LIABILITY LIMIT.—In
19 lowering the limit of liability for a class or cat-
20 egory of deepwater port under this paragraph,
21 the Secretary may establish a limit of liability
22 of—

23 “(i) not less than \$50,000,000 for
24 deepwater ports used in connection with
25 the transportation of oil; and

1 “(ii) not less than \$1,000,000 for
2 deepwater ports used in connection with
3 the transportation of natural gas.”.

4 **SEC. 217. STUDY ON COAST GUARD MISSIONS.**

5 (a) STUDY.—

6 (1) IN GENERAL.—Not later than 90 days after
7 the date of enactment of this Act, the Commandant
8 shall seek to enter into an agreement with a feder-
9 ally funded research and development center with
10 relevant expertise under which such center shall con-
11 duct an assessment of the operational capabilities
12 and ability of the Coast Guard to conduct the pri-
13 mary duties of the Coast Guard under section 102
14 of title 14, United States Code, and missions under
15 section 888 of the Homeland Security Act of 2002
16 (6 U.S.C. 468).

17 (2) ELEMENTS.—In carrying out the assess-
18 ment required under paragraph (1), the federally
19 funded research and development center selected
20 under such subsection shall, with respect to the pri-
21 mary duties and missions described in paragraph
22 (1), include the following:

23 (A) An analysis of the extent to which the
24 Coast Guard is able to effectively carry out
25 such duties and missions.

1 (B) Recommendations for the Coast Guard
2 to more effectively carry out such duties and
3 missions, in light of manpower and asset con-
4 straints.

5 (C) Recommendations of which such duties
6 and missions should be transferred to other de-
7 partments or eliminated in light of the man-
8 power and asset constraints of the Coast
9 Guard.

10 (D) An analysis of the benefits and draw-
11 backs of transferring the Coast Guard or any of
12 the duties and missions of the Cost Guard to
13 other appropriate Federal departments or inde-
14 pendent agencies.

15 (b) ASSESSMENT TO COMMANDANT.—Not later than
16 1 year after the date on which Commandant enters into
17 an agreement under section (a), the federally funded re-
18 search and development center selected under such sub-
19 section shall submit to the Commandant the assessment
20 required under subsection (a).

21 (c) REPORT TO CONGRESS.—

22 (1) IN GENERAL.—Not later than 90 days after
23 receipt of the assessment under subsection (b), the
24 Commandant shall submit to the Committee on
25 Transportation and Infrastructure of the House of

1 Representatives and the Committee on Commerce,
2 Science, and Transportation of the Senate a report
3 that includes recommendations included in the as-
4 sessment to strengthen the ability of the Coast
5 Guard to carry out such duties and missions.

6 (2) ELEMENTS.—The report required under
7 paragraph (1) shall include the following:

8 (A) The assessment received by the Com-
9 mandant under subsection (b).

10 (B) For each recommendation included in
11 the such assessment—

12 (i) an assessment by the Commandant
13 of the feasibility and advisability of imple-
14 menting such recommendation; and

15 (ii) if the Commandant of the Coast
16 Guard considers the implementation of
17 such recommendation feasible and advis-
18 able, a description of the actions taken, or
19 to be taken, to implement such rec-
20 ommendation.

21 **Subtitle B—Personnel**

22 **SEC. 221. DIRECT HIRE AUTHORITY FOR CIVILIAN FACULTY** 23 **AT THE COAST GUARD ACADEMY.**

24 Section 1941 of title 14, United States Code, is
25 amended—

1 (1) by redesignating subsection (b) as sub-
2 section (c); and

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

5 “(b) The Secretary may, without regard to the ap-
6 pointment requirements of title 5, United States Code,
7 noncompetitively appoint a highly qualified candidate to
8 a faculty position in the excepted service.”.

9 **SEC. 222. TEMPORARY EXEMPTION FROM AUTHORIZED**
10 **END STRENGTH FOR COAST GUARD EN-**
11 **LISTED MEMBERS ON ACTIVE DUTY.**

12 Notwithstanding section 517 of title 10, United
13 States Code, and until October 1, 2027, the authorized
14 end strength for enlisted members on active duty (other
15 than for training) in the Coast Guard in pay grades E-
16 8 and E-9 may be more than 3.0 percent and 1.25 percent
17 respectively of the number of enlisted members of the
18 Coast Guard who are on active duty other than for train-
19 ing.

20 **SEC. 223. ADDITIONAL AVAILABLE GUIDANCE AND CONSID-**
21 **ERATIONS FOR RESERVE SELECTION**
22 **BOARDS.**

23 Section 3740(f) of title 14, United States Code, is
24 amended by striking “section 2117” and inserting “sec-
25 tions 2115 and 2117”.

1 **SEC. 224. PARENTAL LEAVE PARITY FOR MEMBERS OF CER-**
2 **TAIN RESERVE COMPONENTS OF COAST**
3 **GUARD.**

4 (a) PARENTAL LEAVE.—

5 (1) IN GENERAL.—Subchapter I of chapter 29
6 of title 14, United States Code, is amended by add-
7 ing at the end the following:

8 **“§ 2907. Parental leave for members of certain re-**
9 **serve components of Coast Guard**

10 “(a)(1) Under regulations prescribed by the Sec-
11 retary, a member of the reserve component of the Coast
12 Guard described in subsection (b) is allowed parental leave
13 for a duration of up to 12 inactive-duty training periods,
14 under section 206 of title 37, during the one-year period
15 beginning after the following events:

16 “(A) the birth or adoption of a child of the
17 member and to care for such child; or

18 “(B) the placement of a minor child with
19 the member for adoption or long-term foster
20 care.

21 “(2)(A) The Secretary of the department in
22 which the Coast Guard is operating, may authorize
23 leave described under subparagraph (A) to be taken
24 after the one-year period described in subparagraph
25 (A) in the case of a member described in subsection
26 (b) who, except for this subparagraph, would lose

1 unused parental leave at the end of the one-year pe-
2 riod described in subparagraph (A) as a result of—

3 “(i) operational requirements;

4 “(ii) professional military education
5 obligations; or

6 “(iii) other circumstances that the
7 Secretary determines reasonable and ap-
8 propriate.

9 “(B) The regulations prescribed under
10 clause (i) shall require that any leave author-
11 ized to be taken after the one-year period de-
12 scribed in subparagraph (A) shall be taken
13 within a reasonable period of time, as deter-
14 mined by the Secretary in which the depart-
15 ment is operating, after cessation of the cir-
16 cumstances warranting the extended deadline.

17 “(b) A member described in this subsection is a mem-
18 ber of the Coast Guard who is a member of—

19 “(1) the selected reserve who is entitled to com-
20 pensation under section 206 of title 37; or

21 “(2) the individual ready reserve who is entitled
22 to compensation under section 206 of title 37 when
23 attending or participating in a sufficient number of
24 periods of inactive-duty training during a year to

1 count the year as a qualifying year of creditable
2 service toward eligibility for retired pay.”.

3 (2) CLERICAL AMENDMENT.—The analysis for
4 chapter 29 of title 14, United States Code, is
5 amended by inserting after the item relating to sec-
6 tion 2906 the following:

“2907. Parental leave for members of certain reserve components of Coast
Guard.”.

7 (b) COMPENSATION.—Section 206(a)(4) of title 37,
8 United States Code, is amended by inserting before the
9 period at the end “or parental leave under section 2907
10 of title 14”.

11 **SEC. 225. AUTHORIZATION FOR MATERNITY UNIFORM AL-**
12 **LOWANCE FOR OFFICERS.**

13 Section 2708 of title 14, United States Code, is
14 amended by adding at the end the following:

15 “(c) The Coast Guard may provide a cash allowance
16 in such amount as the Secretary of the department in
17 which the Coast Guard is operating shall determine in reg-
18 ulations to be paid to pregnant officer personnel for the
19 purchase of maternity-related uniform items if such uni-
20 form items are not so furnished to the member.”.

21 **SEC. 226. MODIFICATION TO CAREER INTERMISSION PRO-**
22 **GRAM.**

23 Section 2514 of title 14, United States Code, is
24 amended—

1 (1) in subsection (c)(3) by striking “2 months”
2 and inserting “1 month”; and

3 (2) in subsection (h)—

4 (A) in paragraph (1) by striking “; and”
5 and inserting a semicolon;

6 (B) in paragraph (2) by striking the period
7 at the end and inserting “; and”; and

8 (C) by adding at the end the following:

9 “(3) the entitlement of the member and of the
10 survivors of the member to all death benefits under
11 the provisions of chapter 75 of title 10;

12 “(4) the provision of all travel and transpor-
13 tation allowances for the survivors of deceased mem-
14 bers to attend burial ceremonies under section 481f
15 of title 37; and

16 “(5) the eligibility of the member for general
17 benefits as provided in part II of title 38.”.

18 **SEC. 227. REPORT ON GAO RECOMMENDATIONS ON HOUS-**
19 **ING PROGRAM.**

20 Not later than 1 year after the date of enactment
21 of this Act, the Commandant shall submit to the Com-
22 mittee on Transportation and Infrastructure of the House
23 of Representatives and the Committee on Commerce,
24 Science, and Transportation of the Senate a report on the
25 status of the implementation of the recommendations con-

1 tained in the report of the Government Accountability Of-
2 fice titled “Coast Guard: Better Feedback Collection and
3 Information Could Enhance Housing Program”, and
4 issued February 5, 2024 (GAO-24-106388).

5 **TITLE III—SHIPPING AND**
6 **NAVIGATION**
7 **Subtitle A—Vessel Operations**

8 **SEC. 301. DEFINITIONS.**

9 In this subtitle:

10 (1) OUTER CONTINENTAL SHELF.—The term
11 “outer Continental Shelf” has the meaning given
12 such term in section 2 of the Outer Continental
13 Shelf Lands Act (43 U.S.C. 1331).

14 (2) RULING LETTER.—The term “ruling letter”
15 means any ruling letter or headquarters ruling letter
16 relating to the enforcement of chapters 121 and 551
17 of title 46, United States Code (commonly referred
18 to as the “Jones Act”), issued by the Commissioner
19 of U.S. Customs and Border Protection pursuant to
20 sections 502(a) or 625 of the Tariff Act of 1930 (19
21 U.S.C. 1502(a) and 1625).

22 (3) SECRETARY.—The term “Secretary” means
23 the Secretary of Homeland Security, acting through
24 the Commissioner of U.S. Customs and Border Pro-
25 tection.

1 **SEC. 302. NOTIFICATION.**

2 (a) **ADVANCE NOTIFICATION REQUIRED.**—Prior to
3 engaging in any activity or operations on the outer Conti-
4 nental Shelf, the operator of a foreign vessel used in such
5 activity or operations shall file with the Secretary a notifi-
6 cation describing all activities and operations to be per-
7 formed on the outer Continental Shelf and an identifica-
8 tion of applicable ruling letters issued by the Secretary
9 that have approved the use of a foreign vessel in a sub-
10 stantially similar activity or operation.

11 (b) **PUBLICATION OF NOTICES.**—

12 (1) **PUBLICATION.**—The Secretary shall publish
13 a notification under subsection (a) in the Customs
14 Bulletin and Decisions within 14 days of receipt of
15 such notification.

16 (2) **CONFIDENTIAL INFORMATION.**—The Sec-
17 retary shall redact any information exempt from dis-
18 closure under section 552 of title 5, United States
19 Code, in a notification published under paragraph
20 (1).

21 **SEC. 303. PUBLICATION OF FINES AND PENALTIES.**

22 (a) **IN GENERAL.**—Section 55102 of title 46, United
23 States Code, is amended by adding at the end the fol-
24 lowing:

25 “(d) **PUBLICATION OF PENALTY.**—

1 “(1) IN GENERAL.—Not later than 14 days
2 after the issuance of a pre-penalty notice or a pen-
3 alty, including a settlement, under subsection (c),
4 the Secretary of Homeland Security shall publish
5 such pre-penalty notice or a notification of such pen-
6 alty in the Customs Bulletin and Decisions to the
7 party impacted by the penalty.

8 “(2) CONTENTS.—A pre-penalty notice or pen-
9 alty notification published under paragraph (1) shall
10 include—

11 “(A) the name and the International Mari-
12 time Organization identification number of the
13 vessel that is the subject of the penalty;

14 “(B) the name of the owner of the vessel
15 that is the subject of the penalty;

16 “(C) the amount of the fine or value of
17 merchandise seized; and

18 “(D) a summary of the alleged misconduct
19 and justification for imposing a penalty.”.

20 (b) RULEMAKING.—Not later than 90 days after the
21 date of enactment of this Act, the Secretary shall issue
22 such regulations as are necessary to implement the
23 amendments made by subsection (a), including—

24 (1) regulations regarding the information to be
25 contained in a penalty notification under section

1 55102(d) of title 46, United States Code (as amend-
2 ed by such subsection); and

3 (2) any changes to existing regulations relating
4 to penalties issued by the Secretary.

5 **Subtitle B—Merchant Mariner**
6 **Credentialing**

7 **SEC. 311. REVISING MERCHANT MARINER DECK TRAINING**
8 **REQUIREMENTS.**

9 (a) GENERAL DEFINITIONS.—Section 2101 of title
10 46, United States Code, is amended—

11 (1) by redesignating paragraphs (20) through
12 (56) as paragraphs (21) through (57), respectively;
13 and

14 (2) by inserting after paragraph (19) the fol-
15 lowing:

16 “(20) ‘merchant mariner credential’ means a
17 merchant mariner license, certificate, or document
18 that the Secretary is authorized to issue pursuant to
19 this title.”.

20 (b) EXAMINATIONS.—Section 7116 of title 46,
21 United States Code, is amended by striking subsection (c).

22 (c) MERCHANT MARINERS DOCUMENTS.—

23 (1) GENERAL REQUIREMENTS.—Section 7306
24 of title 46, United States Code, is amended to read
25 as follows:

1 **“§ 7306. General requirements and classifications for**
2 **members of deck departments**

3 “(a) IN GENERAL.—The Secretary may issue a mer-
4 chant mariner credential, to members of the deck depart-
5 ment in the following classes:

6 “(1) Able Seaman-Unlimited.

7 “(2) Able Seaman-Limited.

8 “(3) Able Seaman-Special.

9 “(4) Able Seaman-Offshore Supply Vessels.

10 “(5) Able Seaman-Sail.

11 “(6) Able Seaman-Fishing Industry.

12 “(7) Ordinary Seaman.

13 “(b) CLASSIFICATION OF CREDENTIALS.—The Sec-
14 retary may classify the merchant mariner credential issued
15 under subsection (a) based on—

16 “(1) the tonnage and means of propulsion of
17 vessels;

18 “(2) the waters on which vessels are to be oper-
19 ated; or

20 “(3) other appropriate standards.

21 “(c) CONSIDERATIONS.—In issuing the credential
22 under subsection (a), the Secretary may consider the fol-
23 lowing qualifications of the merchant mariner:

24 “(1) Age.

25 “(2) Character.

26 “(3) Habits of life.

1 “(4) Experience.

2 “(5) Professional qualifications demonstrated
3 by satisfactory completion of applicable examinations
4 or other educational requirements.

5 “(6) Physical condition, including sight and
6 hearing.

7 “(7) Other requirements established by the Sec-
8 retary, including career patterns and service appro-
9 priate to the particular service, industry, or job
10 functions the individual is engaged.”.

11 (2) CLERICAL AMENDMENT.—The analysis for
12 chapter 73 of title 46, United States Code, is
13 amended by striking the item relating to section
14 7306 and inserting the following:

“7306. General requirements and classifications for members of deck depart-
ments.”.

15 (3) GENERAL REQUIREMENTS FOR MEMBERS
16 OF ENGINE DEPARTMENTS.—Section 7313(b) of title
17 46, United States Code, is amended by striking
18 “and coal passer”.

19 (4) TRAINING.—Section 7315 of title 46,
20 United States Code, is amended—

21 (A) by amending subsection (a) to read as
22 follows:

1 “(a) Graduation from a nautical school program ap-
2 proved by the Secretary may be substituted for the service
3 requirements under sections 7307–7312 and 7314.”;

4 (B) in subsection (b)—

5 (i) by striking “one-third” and insert-
6 ing “one-half”; and

7 (ii) by striking “7307–7311 of this
8 title” and inserting “7307–7312 and
9 7314”; and

10 (C) by striking subsection (c).

11 (d) REDUCTION OF LENGTHS OF CERTAIN PERIODS
12 OF SERVICE.—

13 (1) IN GENERAL.—Title 46, United States
14 Code, is amended as follows:

15 (A) Section 7307 is amended by striking
16 “3 years” and inserting “18 months”.

17 (B) Section 7308 is amended by striking
18 “18 months” and inserting “12 months”.

19 (C) Section 7309 is amended by striking
20 “12 months” and inserting “6 months”.

21 (2) TEMPORARY REDUCTION OF LENGTHS OF
22 CERTAIN PERIODS OF SERVICE.—Section 3534(j) of
23 the National Defense Authorization Act for Fiscal
24 Year 2024 (Public Law 118–31) is repealed.

1 (e) MERCHANT MARINER CREDENTIALS.—Section
2 7510 of title 46, United States Code, is amended by strik-
3 ing subsection (d).

4 (f) IMPLEMENTATION.—The Secretary of the depart-
5 ment in which the Coast Guard is operating shall imple-
6 ment the amended requirements under subsections (c)(3),
7 (c)(4), and (c)(6) of this section without regard to chap-
8 ters 5 and 6 of title 5, United States Code, and Executive
9 Orders 12866 and 13563 (5 U.S.C. 601 note).

10 **SEC. 312. AMENDMENTS.**

11 (a) IN GENERAL.—The heading for part E of subtitle
12 II of title 46, United States Code, is amended by striking
13 “**MERCHANT SEAMEN LICENSES, CERTIFICATES,**
14 **AND DOCUMENTS**” and inserting “**MERCHANT MAR-**
15 **INER CREDENTIALS**”.

16 (b) ABLE SEAFARERS—UNLIMITED.—

17 (1) IN GENERAL.—The section heading for sec-
18 tion 7307 of title 46, United States Code, is amend-
19 ed by striking “**seamen**” and inserting “**sea-**
20 **farers**”.

21 (2) CLERICAL AMENDMENT.—The analysis for
22 chapter 73 of title 46, United States Code, is further
23 amended in the item relating to section 7307 by
24 striking “seamen” and inserting “seafarers”.

25 (c) ABLE SEAMEN—LIMITED.—

1 (1) IN GENERAL.—The section heading for sec-
2 tion 7308 of title 46, United States Code, is amend-
3 ed by striking “**seamen**” and inserting “**sea-**
4 **farers**”.

5 (2) CLERICAL AMENDMENT.—The analysis for
6 chapter 73 of title 46, United States Code, is further
7 amended in the item relating to section 7308 by
8 striking “seamen” and inserting “seafarers”.

9 (d) ABLE SEAFARERS—SPECIAL.—

10 (1) IN GENERAL.—The section heading for sec-
11 tion 7309 of title 46, United States Code, is amend-
12 ed by striking “**seamen**” and inserting “**sea-**
13 **farers**”.

14 (2) CLERICAL AMENDMENT.—The analysis for
15 chapter 73 of title 46, United States Code, is further
16 amended in the item relating to section 7309 by
17 striking “seamen” and inserting “seafarers”.

18 (e) ABLE SEAFARERS—OFFSHORE SUPPLY VES-
19 SELS.—

20 (1) IN GENERAL.—The section heading for sec-
21 tion 7310 of title 46, United States Code, is amend-
22 ed by striking “**seamen**” and inserting “**sea-**
23 **farers**”.

24 (2) CLERICAL AMENDMENT.—The analysis for
25 chapter 73 of title 46, United States Code, is further

1 amended in the item relating to section 7310 by
2 striking “seamen” and inserting “seafarers”.

3 (f) ABLE SEAFARERS—SAIL.—

4 (1) IN GENERAL.—The section heading for sec-
5 tion 7311 of title 46, United States Code, is amend-
6 ed by striking “**seamen**” and inserting “**sea-**
7 **farers**”.

8 (2) CLERICAL AMENDMENT.—The analysis for
9 chapter 73 of title 46, United States Code, is further
10 amended in the item relating to section 7311 by
11 striking “seamen” and inserting “seafarers”.

12 (g) ABLE SEAMEN—FISHING INDUSTRY.—

13 (1) IN GENERAL.—The section heading for sec-
14 tion 7311a of title 46, United States Code, is
15 amended by striking “**seamen**” and inserting
16 “**seafarers**”.

17 (2) CLERICAL AMENDMENT.—The analysis for
18 chapter 73 of title 46, United States Code, is further
19 amended in the item relating to section 7311a by
20 striking “seamen” and inserting “seafarers”.

21 (h) PARTS E AND F.—Parts E and F of subtitle II
22 of title 46, United States Code, is amended—

23 (1) by striking “seaman” and inserting “sea-
24 farer” each place it appears; and

1 (A) in the section heading by inserting “**or**
2 **noncitizen nationality**” after “**Citizen-**
3 **ship**”; and

4 (B) by inserting “or noncitizen nationals
5 (as such term is described in section 308 of the
6 Immigration and Nationality Act (8 U.S.C.
7 1408)” after “citizens”.

8 (2) CLERICAL AMENDMENT.—The analysis for
9 chapter 71 of title 46, United States Code, is
10 amended by striking the item relating to section
11 7102 and inserting the following:

“7102. Citizenship or noncitizen nationality.”.

12 (b) CITIZENSHIP OR NONCITIZEN NATIONALITY NO-
13 TATION ON MERCHANT MARINERS’ DOCUMENTS.—

14 (1) IN GENERAL.—Section 7304 of title 46,
15 United States Code, is amended—

16 (A) in the section heading by inserting “**or**
17 **noncitizen nationality**” after “**Citizen-**
18 **ship**”; and

19 (B) by inserting “or noncitizen national
20 (as such term is described in section 308 of the
21 Immigration and Nationality Act (8 U.S.C.
22 1408)” after “citizen”.

23 (2) CLERICAL AMENDMENT.—The analysis for
24 chapter 73 of title 46, United States Code, is

1 amended by striking the item relating to section
2 7304 and inserting the following:

“7304. Citizenship or noncitizen nationality on merchant mariners’ documents.”.

3 (c) CITIZENSHIP OR NONCITIZEN NATIONALITY.—

4 (1) IN GENERAL.—Section 8103 of title 46,
5 United States Code, is amended—

6 (A) in the section heading by inserting “**or**
7 **noncitizen nationality**” after “**Citizen-**
8 **ship**”;

9 (B) in subsection (a) by inserting “or non-
10 citizen national” after “citizen”;

11 (C) in subsection (b)—

12 (i) in paragraph (1)(A)(i) by inserting
13 “or noncitizen national” after “citizen”;

14 (ii) in paragraph (3) by inserting “or
15 noncitizen nationality” after “citizenship”;
16 and

17 (iii) in paragraph (3)(C) by inserting
18 “or noncitizen nationals” after “citizens”;

19 (D) in subsection (c) by inserting “or non-
20 citizen nationals” after “citizens”;

21 (E) in subsection (d)—

22 (i) in paragraph (1) by inserting “or
23 noncitizen nationals” after “citizens”; and

1 (ii) in paragraph (2) by inserting “or
2 noncitizen national” after “citizen” each
3 place it appears;

4 (F) in subsection (e) by inserting “or non-
5 citizen national” after “citizen” each place it
6 appears;

7 (G) in subsection (i)(1)(A) by inserting “or
8 noncitizen national” after “citizen”;

9 (H) in subsection (k)(1)(A) by inserting
10 “or noncitizen national” after “citizen”; and

11 (I) by adding at the end the following:

12 “(l) NONCITIZEN NATIONAL DEFINED.—In this sec-
13 tion, the term ‘noncitizen national’ means an individual
14 described in section 308 of the Immigration and Nation-
15 ality Act (8 U.S.C. 1408).”.

16 (2) CLERICAL AMENDMENT.—The analysis for
17 chapter 81 of title 46, United States Code, is
18 amended by striking the item relating to section
19 8103 and inserting the following:

“8103. Citizenship or noncitizen nationality and Navy Reserve requirements.”.

20 (d) COMMAND OF DOCUMENTED VESSELS.—Section
21 12131(a) of title 46, United States Code, is amended by
22 inserting “or noncitizen national (as such term is de-
23 scribed in section 308 of the Immigration and Nationality
24 Act (8 U.S.C. 1408))” after “citizen”.

1 (e) INVALIDATION OF CERTIFICATES OF DOCU-
2 MENTATION.—Section 12135(2) of title 46, United States
3 Code, is amended by inserting “or noncitizen national (as
4 such term is described in section 308 of the Immigration
5 and Nationality Act (8 U.S.C. 1408))” after “citizen”.

6 **Subtitle C—Vessel Safety**

7 **SEC. 321. GROSSLY NEGLIGENT OPERATIONS OF A VESSEL.**

8 Section 2302(b) of title 46, United States Code, is
9 amended to read as follows:

10 “(b) GROSSLY NEGLIGENT OPERATION.—

11 “(1) MISDEMEANOR.—A person operating a
12 vessel in a grossly negligent manner that endangers
13 the life, limb, or property of a person commits a
14 class A misdemeanor.

15 “(2) FELONY.—A person operating a vessel in
16 a grossly negligent manner that results in serious
17 bodily injury, as defined in section 1365(h)(3) of
18 title 18—

19 “(A) commits a class E felony; and

20 “(B) may be assessed a civil penalty of not
21 more than \$35,000.”.

22 **SEC. 322. ADMINISTRATIVE PROCEDURE FOR SECURITY** 23 **RISKS.**

24 (a) SECURITY RISK.—Section 7702(d)(1) of title 46,
25 United States Code, is amended—

1 (1) in subparagraph (B) by redesignating
2 clauses (i) through (iv) as subclauses (I) through
3 (IV), respectively (and by conforming the margins
4 accordingly);

5 (2) by redesignating subparagraphs (A) and
6 (B) as clauses (i) and (ii), respectively (and by con-
7 forming the margins accordingly);

8 (3) by striking “an individual if—” and insert-
9 ing the following: “an individual—
10 “(A) if—”;

11 (4) in subparagraph (A)(ii)(IV), as so redesign-
12 nated, by striking the period at the end and insert-
13 ing “; or”; and

14 (5) by adding at the end the following:

15 “(B) if there is probable cause to believe
16 that the individual has violated company policy
17 and is a security risk that poses a threat to
18 other individuals on the vessel.”.

19 (b) TECHNICAL AMENDMENT.—Section 2101(47)(B)
20 of title 46, United States Code (as so redesignated), is
21 amended by striking “; and” and inserting “; or”.

1 **SEC. 323. REQUIREMENTS FOR DUKW AMPHIBIOUS PAS-**
2 **SENGER VESSELS.**

3 Section 11502 of the James H. Inhofe National De-
4 fense Authorization Act for Fiscal Year 2023 (Public Law
5 117–263) is amended—

6 (1) in the section header by striking “**DUKW**
7 **AMPHIBIOUS PASSENGER VESSELS**” and insert-
8 ing “**COMMERCIAL AMPHIBIOUS SMALL PAS-**
9 **SENGER VESSELS**”;

10 (2) by striking “DUKW amphibious passenger
11 vessel” each place it appears and inserting “com-
12 mercial amphibious small passenger vessel”;

13 (3) by striking “DUKW amphibious passenger
14 vessels” each place it appears and inserting “com-
15 mercial amphibious small passenger vessels”;

16 (4) in subsection (h)—

17 (A) by striking “DEFINITIONS” and all
18 that follows through “the term ‘appropriate
19 congressional committees’” and inserting “AP-
20 PROPRIATE CONGRESSIONAL COMMITTEES DE-
21 FINED.—The term ‘appropriate congressional
22 committees’”; and

23 (B) by striking paragraph (2); and

24 (5) by adding at the end the following:

25 “(i) APPLICATION.—This section shall
26 apply to amphibious vessels operating as a

1 small passenger vessel in waters subject to
2 the jurisdiction of the United States, as
3 such term is defined in section 2.38 of title
4 33, Code of Federal Regulations (as in ef-
5 fect on the date of enactment of the Coast
6 Guard Authorization Act of 2024).”.

7 **SEC. 324. RISK BASED EXAMINATION OF TANK VESSELS.**

8 Section 3714 of title 46, United States Code, is
9 amended—

10 (1) in subsection (a)(1), by striking “The Sec-
11 retary” and inserting “Except as provided in sub-
12 section (c), the Secretary”;

13 (2) by redesignating subsection (c) as sub-
14 section (d); and

15 (3) by inserting after subsection (b) the fol-
16 lowing:

17 “(c) RISK-BASED EXAMINATION.—

18 “(1) IN GENERAL.—With respect to examina-
19 tions of foreign-flagged vessels to which this chapter
20 applies, the Secretary may adopt a risk-based exam-
21 ination schedule to which such vessels shall be exam-
22 ined and the frequency with which the examinations
23 occur.

1 “(2) RESTRICTION.—The Secretary may not
2 adopt a risk-based examination schedule under para-
3 graph (1) until the Secretary has—

4 “(A) received and reviewed the study by
5 the National Academies required under section
6 8254(b) of the William M. (Mac) Thornberry
7 National Defense Authorization Act for Fiscal
8 Year 2021 (Public Law 116–283);

9 “(B) conducted the assessment rec-
10 ommended in the report of the Government Ac-
11 countability Office submitted under section
12 8254(a) of such Act;

13 “(C) concluded through such assessment
14 that a risk-based examination schedule provides
15 not less than the level of safety provided by the
16 annual examinations required under subsection
17 (a)(1); and

18 “(D) provided the results of such assess-
19 ment to the Committee on Transportation and
20 Infrastructure of the House of Representatives
21 and the Committee on Commerce, Science, and
22 Transportation of the Senate.”.

23 **SEC. 325. PORTS AND WATERWAYS SAFETY.**

24 (a) WATERFRONT SAFETY.—Section 70011(a) of
25 title 46, United States Code, is amended—

1 (1) in paragraph (1) by inserting “, including
2 damage or destruction resulting from cyber inci-
3 dents, transnational organized crime, or foreign
4 state threats” after “adjacent to such waters”; and

5 (2) in paragraph (2) by inserting “or harm re-
6 sulting from cyber incidents, transnational organized
7 crime, or foreign state threats” after “loss”.

8 (b) REGULATION OF ANCHORAGE AND MOVEMENT
9 OF VESSELS DURING NATIONAL EMERGENCY.—Section
10 70051 of title 46, United States Code, is amended by in-
11 serting “or cyber incidents, or transnational organized
12 crime, or foreign state threats,” after “threatened war, or
13 invasion, or insurrection, or subversive activity,”.

14 (c) FACILITY VISIT BY STATE SPONSOR OF TER-
15 RORISM.—Section 70011(b) of title 46, United States
16 Code, is amended—

17 (1) in paragraph (3) by striking “and” at the
18 end;

19 (2) in paragraph (4) by striking the period at
20 the end and inserting “; and”; and

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

22 “(5) prohibiting a representative of a govern-
23 ment of country that the Secretary of State has de-
24 termined has repeatedly provided support for acts of
25 international terrorism under section 620A of the

1 Foreign Assistance Act of 1961 (22 U.S.C. 2371)
2 from visiting a facility for which a facility security
3 plan is required under section 70103(c).”.

4 **SEC. 326. STUDY ON BERING STRAIT VESSEL TRAFFIC PRO-**
5 **JECTIONS AND EMERGENCY RESPONSE POS-**
6 **TURE AT THE PORT OF POINT SPENCER,**
7 **ALASKA.**

8 (a) IN GENERAL.—Not later than 180 days after the
9 date of enactment of this Act, the Commandant shall seek
10 to enter into an agreement with the National Academies
11 of Science, Engineering, and Medicine, under which the
12 Marine Board of the Transportation Research Board (in
13 this section referred to as the “Board”) shall conduct a
14 study to—

15 (1) analyze commercial vessel traffic that tran-
16 sits through the Bering Strait and projections for
17 the growth of such traffic during the 10-year period
18 beginning after such date of enactment; and

19 (2) assess the adequacy of emergency response
20 capabilities and infrastructure at the Port of Point
21 Spencer, Alaska, to address navigation safety risks
22 and geographic challenges necessary to conduct
23 emergency maritime response operations in the Arc-
24 tic environment.

1 (b) ELEMENTS.—The study required under sub-
2 section (a) shall include the following:

3 (1) An analysis of the volume and types of do-
4 mestic and international commercial vessel traffic
5 through the Bering Strait and the projected growth
6 of such traffic, including a summary of—

7 (A) the sizes, ages, and flag states of ves-
8 sels; and

9 (B) the oil and product tankers that are—
10 (i) in transit to or from Russia or
11 China; or

12 (ii) owned or operated by a Russian
13 or Chinese entity.

14 (2) An assessment of the state and adequacy of
15 vessel traffic services and oil spill and emergency re-
16 sponse capabilities in the vicinity of the Bering
17 Strait, including its approaches.

18 (3) A risk assessment of the projected growth
19 in commercial vessel traffic in the Bering Strait and
20 higher probability of increased frequency in the
21 number of maritime accidents, including spill events,
22 and the potential impacts to the Arctic maritime en-
23 vironment and Native Alaskan village communities
24 in the vicinity of the Bering Strait.

1 (4) An evaluation of the ability of the Port of
2 Point Spencer, Alaska, to serve as a port of refuge
3 and as a staging, logistics, and operations center to
4 conduct and support maritime emergency and spill
5 response activities.

6 (5) Recommendations for practical actions that
7 can be taken by the Congress, Federal agencies, the
8 State of Alaska, vessel carriers and operators, the
9 marine salvage and emergency response industry,
10 and other relevant stakeholders to mitigate risks,
11 upgrade infrastructure, and improve the posture of
12 the Port of Point Spencer, Alaska, to function as a
13 strategic staging and logistics center for maritime
14 emergency and spill response operations in the Ber-
15 ing Strait region.

16 (c) CONSULTATION.—In conducting the study re-
17 quired under subsection (a), the Board shall consult
18 with—

19 (1) the Department of Transportation;

20 (2) the Corps of Engineers;

21 (3) the National Transportation Safety Board;

22 (4) relevant ministries of the government of
23 Canada;

24 (5) the Port Coordination Council for the Port
25 of Point Spencer; and

1 (6) non-government entities with relevant exper-
2 tise in monitoring and characterizing vessel traffic in
3 the Arctic.

4 (d) REPORT.—Not later than 1 year after initiating
5 the study under subsection (a), the Board shall submit
6 to the Committee on Transportation and Infrastructure
7 of the House of Representatives and the Committee on
8 Commerce, Science, and Transportation of the Senate a
9 report containing the findings and recommendations of the
10 study.

11 (e) DEFINITIONS.—In this section:

12 (1) ARCTIC.—The term “Arctic” has the mean-
13 ing given such term in section 112 of the Arctic Re-
14 search and Policy Act of 1984 (15 U.S.C. 4111).

15 (2) PORT COORDINATION COUNCIL FOR THE
16 PORT OF POINT SPENCER.—The term “Port Coordi-
17 nation Council for the Port of Point Spencer” means
18 the Council established under section 541 of the
19 Coast Guard Authorization Act of 2015 (Public Law
20 114–120).

21 **SEC. 327. UNDERWATER INSPECTIONS BRIEF.**

22 Not later than 30 days after the date of enactment
23 of this Act, the Commandant, or a designated individual,
24 shall brief the Committee on Transportation and Infra-
25 structure of the House of Representatives and the Com-

1 mittee on Commerce, Science, and Transportation of the
2 Senate on the underwater inspection in lieu of drydock
3 program established under section 176.615 of title 46,
4 Code of Federal Regulations (as in effect on the date of
5 enactment of this Act).

6 **SEC. 328. ST. LUCIE RIVER RAILROAD BRIDGE.**

7 Regarding Docket Number USCG–2022–0222, be-
8 fore adopting a final rule, the Commandant shall conduct
9 an independent boat traffic study at mile 7.4 of the St.
10 Lucie River.

11 **SEC. 329. RULEMAKING REGARDING PORT ACCESS**
12 **ROUTES.**

13 Not later than 180 days after the date of enactment
14 of this Act, the Secretary of the department in which the
15 Coast Guard is operating shall issue a final rule for the
16 Atlantic Coast Port Route Access Study for which an Ad-
17 vanced Notice of Proposed Rulemaking titled “Shipping
18 Safety Fairways Along the Atlantic Coast” was issued on
19 June 19, 2020.

20 **Subtitle D—Other Matters**

21 **SEC. 341. ANCHOR HANDLING ACTIVITIES.**

22 Section 12111(d) of title 46, United States Code, is
23 amended—

24 (1) in paragraph (1)—

1 (A) in subparagraph (A) by inserting “or
2 other energy production or transmission facility,
3 or vessel engaged in the launch, recovery, or
4 support of commercial space transportation or
5 space exploration activities” after “drilling
6 unit”; and

7 (B) in subparagraph (B) by inserting “or
8 other energy production or transmission facility,
9 or vessel engaged in the launch, recovery, or
10 support of commercial space transportation or
11 space exploration activities” after “drilling
12 unit”; and

13 (2) by adding at the end the following:

14 “(3) ENERGY PRODUCTION OR TRANSMISSION
15 FACILITY DEFINED.—In this subsection, the term
16 ‘energy production or transmission facility’ means a
17 floating offshore facility that is—

18 “(A) not a vessel;

19 “(B) securely and substantially moored to
20 the seabed, but not by driven pile anchors; and

21 “(C) equipped with wind turbines which
22 are used for the generation and transmission of
23 renewable energy.”.

1 **SEC. 342. ESTABLISHMENT OF NATIONAL ADVISORY COM-**
2 **MITTEE ON AUTONOMOUS MARITIME SYS-**
3 **TEMS.**

4 (a) IN GENERAL.—Chapter 151 of title 46, United
5 States Code, is amended by adding at the end the fol-
6 lowing:

7 **“§ 15110. Establishment of National Advisory Com-**
8 **mittee on Autonomous Maritime Systems**

9 “(a) ESTABLISHMENT.—There is established a Na-
10 tional Advisory Committee on Autonomous Maritime Sys-
11 tems (in this section referred to as the ‘Committee’).

12 “(b) FUNCTION.—The Committee shall advise the
13 Secretary on matters relating to the regulation and use
14 of Autonomous Systems within the territorial waters of
15 the United States.

16 “(c) MEMBERSHIP.—

17 “(1) IN GENERAL.—The Committee shall con-
18 sist of 9 members appointed by the Secretary in ac-
19 cordance with this section and section 15109.

20 “(2) EXPERTISE.—Each member of the Com-
21 mittee shall have particular expertise, knowledge,
22 and experience in matters relating to the function of
23 the Committee.

24 “(3) REPRESENTATION.—Each of the following
25 groups shall be represented by at least 1 member on
26 the Committee:

1 “(A) Marine safety or security entities.

2 “(B) Vessel design and construction enti-
3 ties.

4 “(C) Entities engaged in the production or
5 research of unmanned vehicles, including
6 drones, autonomous or semi-autonomous vehi-
7 cles, or any other product or service integral to
8 the provision, maintenance, or management of
9 such products or services.

10 “(D) Port districts, authorities, or terminal
11 operators.

12 “(E) Vessel operators.

13 “(F) National labor unions representing
14 merchant mariners.

15 “(G) Maritime pilots.

16 “(H) Commercial space transportation op-
17 erators.

18 “(I) Academic institutions.”.

19 (b) CLERICAL AMENDMENTS.—The analysis for
20 chapter 151 of title 46, United States Code, is amended
21 by adding at the end the following:

“15110. Establishment of National Advisory Committee on Autonomous Mari-
time Systems.”.

22 (c) ESTABLISHMENT.—Not later than 90 days after
23 the date of enactment of this Act, the Secretary of the
24 department in which the Coast Guard is operating shall

1 establish the Committee under section 15110 of title 46,
2 United States Code (as added by this section).

3 **SEC. 343. CONTROLLED SUBSTANCE ONBOARD VESSELS.**

4 Section 70503(a) of title 46, United States Code, is
5 amended—

6 (1) in the matter preceding paragraph (1) by
7 striking “While on board a covered vessel, an indi-
8 vidual” and inserting “An individual”;

9 (2) by amending paragraph (1) to read as fol-
10 lows:

11 “(1) manufacture or distribute, possess with in-
12 tent to manufacture or distribute, or place or cause
13 to be placed with intent to manufacture or distribute
14 a controlled substance on board a covered vessel;”;
15 and

16 (3) in paragraph (2) by inserting “aboard a
17 covered vessel” after “Comprehensive Drug Abuse
18 Prevention and Control Act of 1970 (21 U.S.C.
19 881(a))”.

20 **SEC. 344. NONOPERATING INDIVIDUAL.**

21 Section 8313(b) of the William M. (Mac) Thornberry
22 National Defense Authorization Act for Fiscal Year 2021
23 (Public Law 116– 283) is amended by striking “2025”
24 and inserting “2027”.

1 **SEC. 345. INFORMATION ON TYPE APPROVAL CERTIFI-**
2 **CATES.**

3 (a) IN GENERAL.—Title IX of the Frank LoBiondo
4 Coast Guard Authorization Act of 2018 (Public Law 115–
5 282) is amended by adding at the end the following:

6 **“SEC. 904. INFORMATION ON TYPE APPROVAL CERTIFI-**
7 **CATES.**

8 “The Commandant of the Coast Guard shall, upon
9 request by any State, the District of Columbia, or any ter-
10 ritory of the United States, provide all data possessed by
11 the Coast Guard pertaining to challenge water quality
12 characteristics, challenge water biological organism con-
13 centrations, post-treatment water quality characteristics,
14 and post-treatment biological organism concentrations
15 data for a ballast water management system with a type
16 approval certificate approved by the Coast Guard pursu-
17 ant to subpart 162.060 of title 46, Code of Federal Regu-
18 lations.”.

19 (b) CLERICAL AMENDMENT.—The table of contents
20 in section 2 of the Frank LoBiondo Coast Guard Author-
21 ization Act of 2018 (Public Law 115–282) is amended by
22 inserting after the item relating to section 903 the fol-
23 lowing:

“Sec. 904. Information on type approval certificates.”.

1 **SEC. 346. MANNING AND CREWING REQUIREMENTS FOR**
2 **CERTAIN VESSELS, VEHICLES, AND STRUC-**
3 **TURES.**

4 (a) AUTHORIZATION OF LIMITED EXEMPTIONS
5 FROM MANNING AND CREW REQUIREMENT.—Chapter 81
6 of title 46, United States Code, is amended by adding at
7 the end the following:

8 **“§ 8109. Exemptions from manning and crew require-**
9 **ments**

10 “(a) IN GENERAL.—The Secretary may provide an
11 exemption described in subsection (b) to the owner or op-
12 erator of a covered facility if each individual who is man-
13 ning or crewing the covered facility is—

14 “(1) a citizen of the United States;

15 “(2) an alien lawfully admitted to the United
16 States for permanent residence; or

17 “(3) a citizen of the nation under the laws of
18 which the vessel is documented.

19 “(b) REQUIREMENTS FOR ELIGIBILITY FOR EXEMP-
20 TION.—An exemption under this subsection is an exemp-
21 tion from the regulations established pursuant to section
22 302(a)(3) of the Outer Continental Shelf Lands Act (43
23 U.S.C. 1356(a)(3)).

24 “(c) LIMITATIONS.—An exemption under this sec-
25 tion—

1 “(1) shall provide that the number of individ-
2 uals manning or crewing the covered facility who are
3 described in paragraphs (2) and (3) of subsection
4 (a) may not exceed two and one- half times the
5 number of individuals required to man or crew the
6 covered facility under the laws of the nation under
7 the laws of which the covered facility is documented;
8 and

9 “(2) shall be effective for not more than 12
10 months, but may be renewed by application to and
11 approval by the Secretary.

12 “(d) APPLICATION.—To be eligible for an exemption
13 or a renewal of an exemption under this section, the owner
14 or operator of a covered facility shall apply to the Sec-
15 retary with an application that includes a sworn statement
16 by the applicant of all information required for the
17 issuance of the exemption.

18 “(e) REVOCATION.—

19 “(1) IN GENERAL.—The Secretary—

20 “(A) may revoke an exemption for a cov-
21 ered facility under this section if the Secretary
22 determines that information provided in the ap-
23 plication for the exemption was false or incom-
24 plete, or is no longer true or complete; and

1 “(B) shall immediately revoke such an ex-
2 emption if the Secretary determines that the
3 covered facility, in the effective period of the ex-
4 emption, was manned or crewed in a manner
5 not authorized by the exemption.

6 “(2) NOTICE REQUIRED.—The Secretary shall
7 provides notice of a determination under subpara-
8 graph (A) or (B) of paragraph (1) to the owner or
9 operator of the covered facility.

10 “(f) REVIEW OF COMPLIANCE.—The Secretary shall
11 periodically, but not less than once annually, inspect each
12 covered facility that operates under an exemption under
13 this section to verify the owner or operator of the covered
14 facility’s compliance with the exemption. During an in-
15 spection under this subsection, the Secretary shall require
16 all crew members serving under the exemption to hold a
17 valid transportation security card issued under section
18 70105.

19 “(g) PENALTY.—In addition to revocation under sub-
20 section (e), the Secretary may impose on the owner or op-
21 erator of a covered facility a civil penalty of \$10,000 per
22 day for each day the covered facility—

23 “(1) is manned or crewed in violation of an ex-
24 emption under this subsection; or

1 “(2) operated under an exemption under this
2 subsection that the Secretary determines was not
3 validly obtained.

4 “(h) NOTIFICATION OF SECRETARY OF STATE.—The
5 Secretary shall notify the Secretary of State of each ex-
6 emption issued under this section, including the effective
7 period of the exemption.

8 “(i) DEFINITIONS.—In this section:

9 “(1) COVERED FACILITY.—The term ‘covered
10 facility’ means any vessel, rig, platform, or other ve-
11 hicle or structure, over 50 percent of which is owned
12 by citizens of a foreign nation or with respect to
13 which the citizens of a foreign nation have the right
14 effectively to control, except to the extent and to the
15 degree that the President determines that the gov-
16 ernment of such foreign nation or any of its political
17 subdivisions has implemented, by statute, regulation,
18 policy, or practice, a national manning requirement
19 for equipment engaged in the exploring for, devel-
20 oping, or producing resources, including non-mineral
21 energy resources in its offshore areas.

22 “(2) SECRETARY.—The term ‘Secretary’ means
23 the Secretary of the department in which the Coast
24 Guard is operating.”.

25 (b) ANNUAL REPORT.—

1 (1) IN GENERAL.—Not later than 1 year after
2 the date of enactment of this Act, and annually
3 thereafter, the Secretary of the department in which
4 the Coast Guard is operating shall submit to Com-
5 mittee on Transportation and Infrastructure of the
6 House of Representatives and the Committee on
7 Commerce, Science, and Transportation of the Sen-
8 ate a report containing information on each letter of
9 nonapplicability of section 8109 of title 46, United
10 States Code, with respect to a covered facility that
11 was issued by the Secretary during the preceding
12 year.

13 (2) CONTENTS.—The report under paragraph
14 (1) shall include, for each covered facility—

15 (A) the name and International Maritime
16 Organization number;

17 (B) the nation in which the covered facility
18 is documented;

19 (C) the nationality of owner or owners; and

20 (D) for any covered facility that was pre-
21 viously issued a letter of nonapplicability in a
22 prior year, any changes in the information de-
23 scribed in subparagraphs (A) through (C).

24 (c) REGULATIONS.—Not later than 90 days after the
25 date of the enactment of this Act, the Secretary shall pro-

1 mulgate regulations that specify the documentary and
2 other requirements for the issuance of an exemption under
3 the amendment made by this section.

4 (d) EXISTING EXEMPTIONS.—

5 (1) EFFECT OF AMENDMENTS; TERMINATION.—Each exemption under section 30(c)(2) of
6 the Outer Continental Shelf Lands Act (43 U.S.C.
7 1356(c)(2)) issued before the date of the enactment
8 of this Act—
9

10 (A) shall not be affected by the amend-
11 ments made by this section during the 120-day
12 period beginning on the date of the enactment
13 of this Act; and

14 (B) shall not be effective after such period.

15 (2) NOTIFICATION OF HOLDERS.—Not later
16 than 60 days after the date of the enactment of this
17 Act, the Secretary shall notify all persons that hold
18 such an exemption that it will expire as provided in
19 paragraph (1).

20 (e) CLERICAL AMENDMENT.—The analysis for chap-
21 ter 81 of the title 46, United States Code, is amended
22 by adding at the end the following:

“8109. Exemptions from manning and crew requirements.”.

23 **SEC. 347. CLASSIFICATION SOCIETIES.**

24 Section 3316(d) of title 46, United States Code, is
25 amended—

1 (1) by amending paragraph (2)(B)(i) to read as
2 follows:

3 “(i) the government of the foreign
4 country in which the foreign society is
5 headquartered—

6 “(I) delegates that authority to
7 the American Bureau of Shipping; or

8 “(II) does not delegate that au-
9 thority to any classification society;
10 or”;

11 (2) by adding at the end the following:

12 “(5) CLARIFICATION ON AUTHORITY.—Nothing
13 in this subsection authorizes the Secretary to make
14 a delegation under paragraph (2) to a classification
15 society from the People’s Republic of China.”.

16 **SEC. 348. AUTHORITY TO ESTABLISH SAFETY ZONES FOR**
17 **SPECIAL ACTIVITIES IN EXCLUSIVE ECO-**
18 **NOMIC ZONE.**

19 (a) REPEAL.—Section 8343 of the William M. (Mac)
20 Thornberry National Defense Authorization Act for Fiscal
21 Year 2021 (Public Law 116–283) is repealed.

22 (b) SPECIAL ACTIVITIES IN EXCLUSIVE ECONOMIC
23 ZONE.—Subchapter I of chapter 700 of title 46, United
24 States Code, is amended by adding at the end the fol-
25 lowing:

1 **“§ 70008. Special activities in exclusive economic**
2 **zone**

3 “(a) IN GENERAL.—The Secretary of the department
4 in which the Coast Guard is operating may establish safe-
5 ty zones to address special activities in the exclusive eco-
6 nomic zone.

7 “(b) DEFINITIONS.—In this section:

8 “(1) SAFETY ZONE.—The term ‘safety zone’—

9 “(A) means a water area, shore area, or
10 water and shore area to which, for safety or en-
11 vironmental purposes, access is limited to au-
12 thorized persons, vehicles, or vessels; and

13 “(B) may be stationary and described by
14 fixed limits or may be described as a zone
15 around a vessel in motion.

16 “(2) SPECIAL ACTIVITIES.—The term ‘special
17 activities’ includes—

18 “(A) space activities, including launch and
19 reentry (as such terms are defined in section
20 50902 of title 51) carried out by United States
21 citizens; and

22 “(B) offshore energy development activi-
23 ties, as described in section 8(p)(1)(C) of the
24 Outer Continental Shelf Lands Act (43 U.S.C.
25 1337(p)(1)(C)), on or near fixed platforms (as

1 such term is defined in section 2281(d) of title
2 18).

3 “(3) UNITED STATES CITIZEN.—The term
4 ‘United States citizen’ has the meaning given the
5 term ‘eligible owners’ in section 12103 of title 46,
6 United States Code.”.

7 (c) CLERICAL AMENDMENT.—The analysis for chap-
8 ter 700 of title 46, United States Code, is amended by
9 inserting after the item relating to section 70007 the fol-
10 lowing:

 “70008. Special activities in exclusive economic zone.”.

11 **SEC. 349. FISHING VESSEL AND FISHERMAN TRAINING**
12 **SAFETY.**

13 Section 4502 of title 46, United States Code, is
14 amended—

15 (1) in subsection (i)—

16 (A) in paragraph (1)—

17 (i) in subparagraph (A)(ii) by striking
18 “; and” and inserting a semicolon;

19 (ii) by redesignating subparagraph
20 (B) as subparagraph (C); and

21 (iii) by inserting after subparagraph
22 (A) the following:

23 “(B) to conduct safety and prevention
24 training that addresses behavioral and physical
25 health risks, to include substance use disorder

1 and worker fatigue, facing fishing vessel opera-
2 tors and crewmembers; and”;

3 (B) in paragraph (2)—

4 (i) by striking “, in consultation with
5 and based on criteria established by the
6 Commandant of the Coast Guard”; and

7 (ii) by striking “subsection on a com-
8 petitive basis” and inserting the following:
9 “subsection—

10 “(A) on a competitive basis; and

11 “(B) based on criteria developed in con-
12 sultation with the Commandant of the Coast
13 Guard.”; and

14 (C) in paragraph (4) by striking
15 “\$3,000,000 for fiscal year 2023” and inserting
16 “to the Secretary of Health and Human Serv-
17 ices \$6,000,000 for each of fiscal years 2025
18 and 2026”; and

19 (2) in subsection (j)—

20 (A) in paragraph (1) by inserting “, and
21 understanding and mitigating behavioral and
22 physical health risks, to include substance use
23 disorder and worker fatigue, facing members of
24 the commercial fishing industry” after “weather
25 detection”;

- 1 (B) in paragraph (2)—
- 2 (i) by striking “, in consultation with
3 and based on criteria established by the
4 Commandant of the Coast Guard,”; and
- 5 (ii) by striking “subsection on a com-
6 petitive basis” and inserting the following:
7 “subsection—
8 “(A) on a competitive basis; and
9 “(B) based on criteria developed in con-
10 sultation with the Commandant of the Coast
11 Guard.”; and
- 12 (C) in paragraph (4) by striking
13 “\$3,000,000 for fiscal year 2023” and inserting
14 “to the Secretary of Health and Human Serv-
15 ices \$6,000,000 for each of fiscal years 2025
16 and 2026”.

17 **SEC. 350. AUTHORITY OVER DEEPWATER PORT ACT OF**
18 **1974.**

19 (a) IN GENERAL.—Section 5(a) of the Deepwater
20 Port Act of 1974 (33 U.S.C. 1504(a)) is amended by
21 striking the first sentence and inserting “Notwithstanding
22 section 888(b) of the Homeland Security Act of 2002 (6
23 U.S.C. 468(b)), the Secretary shall have the sole authority
24 to issue regulations to carry out the purposes and provi-
25 sions of this Act, in accordance with the provisions of sec-

1 tion 553 of title 5, United States Code, without regard
2 to subsection (a) thereof.”.

3 (b) AFFIRMING THE AUTHORITY OF SECRETARY OF
4 TRANSPORTATION OVER ENVIRONMENTAL REVIEWS.—
5 Section 5(f) of the Deepwater Port Act of 1974 (33 U.S.C.
6 1504(f) is amended to read as follows:

7 “(f) COMPLIANCE.—Notwithstanding section 888(b)
8 of the Homeland Security Act of 2002 (6 U.S.C. 468(b)),
9 the Secretary, in cooperation with other involved Federal
10 agencies and departments, shall comply with the National
11 Environmental Policy Act of 1969 (42 U.S.C. 4321 et
12 seq.) and act as the lead agency under section 4336a of
13 title 42, United States Code, for all applications under this
14 Act. Such compliance shall fulfill the requirement of all
15 Federal agencies in carrying out their responsibilities
16 under the National Environmental Policy Act of 1969 pur-
17 suant to this chapter.”.

18 (c) REGULATIONS.—

19 (1) IN GENERAL.—Not later than 6 months
20 after the date of enactment of this Act, the Com-
21 mandant shall transfer the authorities provided to
22 the Coast Guard in part 148 of title 33, Code of
23 Federal Regulations (as in effect on the date of the
24 enactment of this Act), except as provided in para-
25 graph (2), to the Secretary of Transportation.

1 (2) RETENTION OF AUTHORITY.—The Com-
2 mandant shall retain responsibility for authorities
3 pertaining to navigational safety.

4 (3) UPDATES TO AUTHORITY.—As soon as
5 practicable after the date of enactment of this Act,
6 the Secretary shall issue such regulations as are nec-
7 essary to reflect the updates to authorities pre-
8 scribed by this subsection.

9 (d) RULE OF CONSTRUCTION.—Nothing in this sec-
10 tion, or the amendments made by this section, may be con-
11 strued to limit the authorities of other governmental agen-
12 cies previously delegated authorities of the Deepwater
13 Port Act of 1974 (33 U.S.C. 1501 et seq.).

14 (e) APPLICATIONS.—Nothing in this section shall
15 apply to any application submitted before the date of en-
16 actment of this Act.

17 **SEC. 351. NATIONAL OFFSHORE SAFETY ADVISORY COM-**
18 **MITTEE COMPOSITION.**

19 Section 15106(c) of title 46, United States Code, is
20 amended—

21 (1) in paragraph (1) by striking “15 members”
22 and inserting “17 members”; and

23 (2) in paragraph (3) by adding at the end the
24 following:

1 “(L) 2 members shall represent entities
2 engaged in non-mineral energy activities on the
3 Outer Continental Shelf.”.

4 **SEC. 352. IMPROVING VESSEL TRAFFIC SERVICE MONI-**
5 **TORING.**

6 (a) PROXIMITY OF ANCHORAGES TO PIPELINES.—

7 (1) IMPLEMENTATION OF RESTRUCTURING
8 PLAN.—Not later than 1 year after the date of en-
9 actment of this Act, the Commandant shall imple-
10 ment the November 2021 proposed plan of the Ves-
11 sel Traffic Service Los Angeles-Long Beach for re-
12 structuring the Federal anchorages in San Pedro
13 Bay described on page 54 of the Report of the Na-
14 tional Transportation Safety Board titled “Anchor
15 Strike of Underwater Pipeline and Eventual Crude
16 Oil Release” and issued January 2, 2024.

17 (2) STUDY.—The Secretary of the department
18 in which the Coast Guard is operating shall conduct
19 a study to identify any anchorage grounds other
20 than the San Pedro Bay Federal anchorages in
21 which the distance between the center of an ap-
22 proved anchorage ground and a pipeline is less than
23 1 mile.

24 (3) REPORT.—

1 (A) IN GENERAL.—Not later than 2 years
2 after the date of enactment of this Act, the
3 Commandant shall submit to the Committee on
4 Transportation and Infrastructure of the House
5 of Representatives and the Committee on Com-
6 merce, Science, and Transportation of the Sen-
7 ate a report on the results of the study required
8 under paragraph (2).

9 (B) CONTENTS.—The report under sub-
10 paragraph (A) shall include—

11 (i) a list of the anchorage grounds de-
12 scribed under paragraph (2);

13 (ii) whether it is possible to move each
14 such anchorage ground to provide a min-
15 imum distance of 1 mile; and

16 (iii) a recommendation of whether to
17 move any such anchorage ground and ex-
18 planation for the recommendation.

19 (b) PROXIMITY TO PIPELINE ALERTS.—

20 (1) AUDIBLE AND VISUAL ALARMS.—The Com-
21 mandant shall consult with the providers of vessel
22 monitoring systems to add to the monitoring sys-
23 tems for vessel traffic services audible and visual
24 alarms that alert the watchstander when an an-
25 chored vessel is encroaching on a pipeline.

1 (2) NOTIFICATION PROCEDURES.—Not later
2 than 1 year after the date of enactment of this Act,
3 the Commandant shall develop procedures for all
4 vessel traffic services to notify pipeline and utility
5 operators following potential incursions on sub-
6 merged pipelines within the vessel traffic service
7 area of responsibility.

8 (3) REPORT.—Not later than 1 year after the
9 date of enactment of this Act, and annually there-
10 after, the Commandant shall submit to the Com-
11 mittee on Transportation and Infrastructure of the
12 House of Representatives and the Committee on
13 Commerce, Science, and Transportation of the Sen-
14 ate a report on the implementation of paragraphs
15 (1) and (2).

16 **SEC. 353. ABANDONED AND DERELICT VESSEL REMOVALS.**

17 (a) IN GENERAL.—Chapter 47 of title 46, United
18 States Code, is amended—

19 (1) in the chapter heading by striking
20 “**BARGES**” and inserting “**VESSELS**”;

21 (2) by inserting before section 4701 the fol-
22 lowing:

23 “SUBCHAPTER I—BARGES”; AND

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

1 “SUBCHAPTER II—NON-BARGE VESSELS

2 “§ 4710. Definitions

3 “In this subchapter:

4 “(1) ABANDON.—The term ‘abandon’ means to
5 moor, strand, wreck, sink, or leave a covered vessel
6 unattended for longer than 45 days.

7 “(2) COVERED VESSEL.—The term ‘covered
8 vessel’ means a vessel that is not a barge to which
9 subchapter I applies.

10 “(3) INDIAN TRIBE.—The term ‘Indian Tribe’
11 has the meaning given such term in section 4 of the
12 Indian Self-Determination and Education Assistance
13 Act (25 U.S.C. 5304).

14 “§ 4711. Abandonment of vessels prohibited

15 “(a) IN GENERAL.—An owner or operator of a cov-
16 ered vessel may not abandon such vessel on the navigable
17 waters of the United States.

18 “(b) DETERMINATION OF ABANDONMENT.—

19 “(1) NOTIFICATION.—

20 “(A) IN GENERAL.—With respect to a cov-
21 ered vessel that appears to be abandoned, the
22 Commandant of the Coast Guard shall—

23 “(i) attempt to identify the owner
24 using the vessel registration number, hull
25 identification number, or any other infor-

1 mation that can be reasonably inferred or
2 gathered; and

3 “(ii) notify such owner—

4 “(I) of the penalty described in
5 subsection (c); and

6 “(II) that the vessel will be re-
7 moved at the expense of the owner if
8 the Commandant determines that the
9 vessel is abandoned and the owner
10 does not remove or account for the
11 vessel.

12 “(B) FORM.—The Commandant shall pro-
13 vide the notice required under subparagraph
14 (A)—

15 “(i) if the owner can be identified, via
16 certified mail or other appropriate forms
17 determined by the Commandant; or

18 “(ii) if the owner cannot be identified,
19 via an announcement in a local publication
20 and on a website maintained by the Coast
21 Guard.

22 “(2) DETERMINATION.—The Commandant
23 shall make a determination not earlier than 45 days
24 after the date on which the Commandant provides
25 the notification required under paragraph (1) of

1 whether a covered vessel described in such para-
2 graph is abandoned.

3 “(c) PENALTY.—

4 “(1) IN GENERAL.—The Commandant may as-
5 sess a civil penalty of not more than \$500 against
6 an owner or operator of a covered vessel determined
7 to be abandoned under subsection (b) for a violation
8 of subsection (a).

9 “(2) LIABILITY IN REM.—The owner or oper-
10 ator of a covered vessel shall also be liable in rem
11 for a penalty imposed under paragraph (1).

12 “(d) VESSELS NOT ABANDONED.—The Commandant
13 may not determine that a covered vessel is abandoned
14 under this section if—

15 “(1) such vessel is located at a federally ap-
16 proved or State approved mooring area;

17 “(2) such vessel is located on private property
18 with the permission of the owner of such property;

19 or

20 “(3) the owner or operator of such vessel pro-
21 vides a notification to the Commandant that—

22 “(A) indicates the location of the vessel;

23 “(B) indicates that the vessel is not aban-
24 doned; and

1 “(C) contains documentation proving that
2 the vessel is allowed to be in such location.

3 **“§ 4712. Inventory of abandoned vessels**

4 “(a) IN GENERAL.—Not later than 1 year after the
5 date of enactment of this section, the Commandant, in
6 consultation with the Administrator of the National Ocea-
7 nic and Atmospheric Administration and relevant State
8 agencies, shall establish and maintain a national inventory
9 of covered vessels that are abandoned.

10 “(b) CONTENTS.—The inventory established and
11 maintained under subsection (a) shall include data on each
12 vessel, including geographic information system data re-
13 lated to the location of each such vessel.

14 “(c) PUBLICATION.—The Commandant shall make
15 the inventory established under subsection (a) publicly
16 available on a website of the Coast Guard.

17 “(d) REPORTING OF POTENTIALLY ABANDONED
18 VESSELS.—In carrying out this section, the Commandant
19 shall develop a process by which—

20 “(1) a State, Indian Tribe, or person may re-
21 port a covered vessel that may be abandoned to the
22 Commandant for potential inclusion in the inventory
23 established under subsection (a); and

24 “(2) the Commandant shall review any such re-
25 port and add such vessel to the inventory if the

1 Commandant determines that the reported vessel is
2 abandoned pursuant to section 4711.”.

3 (b) RULEMAKING.—The Secretary of the department
4 in which the Coast Guard is operating, in consultation
5 with the Secretary of the Army, acting through the Chief
6 of Engineers, and the Secretary of Commerce, acting
7 through the Under Secretary for Oceans and Atmosphere,
8 shall issue regulations with respect to the procedures for
9 determining that a vessel is abandoned for the purposes
10 of subchapter II of chapter 47 of title 46, United States
11 Code (as added by this section).

12 (c) CONFORMING AMENDMENTS.—Chapter 47 of title
13 46, United States Code, is amended—

14 (1) in section 4701—

15 (A) in the matter preceding paragraph (1)
16 by striking “chapter” and inserting “sub-
17 chapter”; and

18 (B) in paragraph (2) by striking “chapter”
19 and inserting “subchapter”;

20 (2) in section 4703 by striking “chapter” and
21 inserting “subchapter”;

22 (3) in section 4704 by striking “chapter” each
23 place it appears and inserting “subchapter”; and

24 (4) in section 4705 by striking “chapter” and
25 inserting “subchapter”.

1 (d) CLERICAL AMENDMENTS.—The analysis for
2 chapter 47 of title 46, United States Code, is amended—

3 (1) by inserting before the item relating to sec-
4 tion 4701 the following:

“SUBCHAPTER I—BARGES”; AND

5 (2) by adding at the end the following:

“SUBCHAPTER II—VESSELS

“4710. Definitions.

“4711. Abandonment of vessels prohibited.

“4712. Inventory of abandoned vessels.”.

6 **TITLE IV—OIL POLLUTION**
7 **INCIDENT LIABILITY**

8 **SEC. 401. VESSEL RESPONSE PLANS.**

9 (a) IN GENERAL.—Section 311(j)(6) of the Federal
10 Water Pollution Control Act (33 U.S.C. 1321(j)(6)) is
11 amended to read as follows:

12 “(6) EQUIPMENT REQUIREMENTS,
13 VERIFICATION, AND INSPECTION.—

14 “(A) IN GENERAL.—The President may re-
15 quire—

16 “(i) periodic inspection of containment
17 booms, skimmers, vessels, and other major
18 equipment used to remove discharges;

19 “(ii) periodic inspection of vessels, sal-
20 vage and marine firefighting equipment,
21 and other major equipment used to re-

1 spond to marine casualties or prevent dis-
2 charges;

3 “(iii) periodic verification of capabili-
4 ties to appropriately, and in a timely man-
5 ner, respond to a marine casualty, a worst
6 case discharge, or a substantial threat of a
7 discharge, including—

8 “(I) drills, with or without prior
9 notice;

10 “(II) review of contracts and rel-
11 evant third-party agreements;

12 “(III) testing of equipment;

13 “(IV) review of training; and

14 “(V) other evaluations of re-
15 sponse capabilities, as determined ap-
16 propriate by the President; and

17 “(iv) vessels operating on navigable
18 waters and carrying oil or a hazardous
19 substance in bulk as cargo, and nontank
20 vessels carrying oil of any kind as fuel for
21 main propulsion, to carry appropriate re-
22 moval equipment that employs the best
23 technology economically feasible and that
24 is compatible with the safe operation of the
25 vessel.

1 “(B) MARINE CASUALTY.—In this para-
2 graph, the term ‘marine casualty’ means a ma-
3 rine casualty that is required to be reported
4 pursuant to section 6101 of title 46, United
5 States Code.”.

6 (b) REPORT TO CONGRESS.—

7 (1) IN GENERAL.—Not later than 180 days
8 after the date of enactment of this Act, the Comp-
9 troller General of the United States shall submit to
10 the Committee on Transportation and Infrastructure
11 of the House of Representatives and the Committee
12 on Commerce, Science, and Transportation of the
13 Senate a report on the state of marine firefighting
14 authorities, jurisdiction, plan review, and other con-
15 siderations with respect to vessel fires at waterfront
16 facilities and within the navigable waters of the
17 United States up to 3 nautical miles from the shore-
18 line.

19 (2) CONTENTS.—In carrying out paragraph (1),
20 the Comptroller General shall—

21 (A) examine factors that affect Federal
22 and non-Federal collaboration aimed at reduc-
23 ing vessel and waterfront facility fire risk to
24 local communities;

1 (B) focus on the prevalence and frequency
2 of vessel fires described in paragraph (1); and

3 (C) make recommendations for prepared-
4 ness, responses to, training for, and other items
5 for consideration.

6 **SEC. 402. USE OF MARINE CASUALTY INVESTIGATIONS.**

7 Section 6308 of title 46, United States Code, is
8 amended—

9 (1) in subsection (a) by striking “initiated” and
10 inserting “conducted”; and

11 (2) by adding at the end the following:

12 “(e) For purposes of this section, an administrative
13 proceeding conducted by the United States includes pro-
14 ceedings under section 7701 and claims adjudicated under
15 section 1013 of the Oil Pollution Act of 1990 (33 U.S.C.
16 2713).”.

17 **SEC. 403. TIMING OF REVIEW.**

18 Section 1017 of the Oil Pollution Act of 1990 (33
19 U.S.C. 2717) is amended by adding at the end the fol-
20 lowing:

21 “(g) **TIMING OF REVIEW.**—Before the date of com-
22 pletion of a removal action, no person may bring an action
23 under this Act, section 311 of the Federal Water Pollution
24 Control Act (33 U.S.C. 1321), or chapter 7 of title 5,
25 United States Code, challenging any decision relating to

1 such removal action that is made by an on-scene coordi-
2 nator appointed under the National Contingency Plan.”.

3 **SEC. 404. ONLINE INCIDENT REPORTING SYSTEM.**

4 (a) IN GENERAL.—Not later than 2 years after the
5 date of enactment of this Act, the National Response Cen-
6 ter shall—

7 (1) develop an online capacity through a web-
8 based application to receive a notification of an oil
9 discharge or release of a hazardous substance; and

10 (2) allow any such notification to the National
11 Response Center that is required under Federal law
12 or regulation to be made online using the applica-
13 tion.

14 (b) USE OF APPLICATION.—In carrying out sub-
15 section (a), the National Response Center may not require
16 the notification of an oil discharge or release of a haz-
17 ardous substance to be made using the application devel-
18 oped under such subsection.

1 **TITLE V—IMPLEMENTATION OF**
2 **ACCOUNTABILITY AND**
3 **TRANSPARENCY REVIEW REC-**
4 **COMMENDATIONS**

5 **SEC. 501. IMPLEMENTATION STATUS OF DIRECTED AC-**
6 **TIONS.**

7 (a) IN GENERAL.—Chapter 51 of title 14, United
8 States Code, is amended by adding at the end the fol-
9 lowing:

10 **“§ 5116. Implementation status of directed actions**

11 “(a) IN GENERAL.—Not later than March 1, 2025,
12 and not later than March 1 of each of the 3 subsequent
13 years thereafter, the Commandant shall submit to the
14 Committee on Transportation and Infrastructure of the
15 House of Representatives and the Committee on Com-
16 merce, Science, and Transportation of the Senate a report
17 on the status of the implementation of each directed action
18 outlined in enclosure 1 of the memorandum of the Com-
19 mandant titled ‘Commandant’s Directed Actions—Ac-
20 countability and Transparency’, dated November 27,
21 2023.

22 “(b) CONTENTS.—The report required under section
23 (a) shall contain the following:

24 “(1) The status of the implementation of each
25 directed action from enclosure 1 of the memorandum

1 titled ‘Commandant’s Directed Actions—Account-
2 ability and Transparency’ dated November 27, 2023.

3 “(2) A plan and timeline for the next steps to
4 be taken to complete outstanding directed actions in
5 enclosure 1 of the memorandum titled ‘Com-
6 mandant’s Directed Actions—Accountability and
7 Transparency’ dated November 27, 2023, including
8 identifying the individual the Commandant has se-
9 lected to ensure the successful completion of each di-
10 rected action.

11 “(3) Metrics to determine the effectiveness of
12 each directed action in such enclosure.

13 “(4) Any additional actions the Commandant is
14 taking to mitigate instances of sexual assault and
15 sexual harassment within the Coast Guard.”.

16 (b) CLERICAL AMENDMENT.—The analysis for chap-
17 ter 51 of title 14, United States Code, is amended by add-
18 ing at the end the following:

“5116. Implementation status of directed actions.”.

19 **SEC. 502. INDEPENDENT REVIEW OF COAST GUARD RE-**
20 **FORMS.**

21 (a) GOVERNMENT ACCOUNTABILITY OFFICE RE-
22 PORT.—

23 (1) IN GENERAL.—Not later than 1 year after
24 the date of enactment of this Act, the Comptroller
25 General of the United States shall report to the

1 Committee on Transportation and Infrastructure of
2 the House of Representatives and the Committee on
3 Commerce, Science, and Transportation of the Sen-
4 ate on the efforts of the Coast Guard to mitigate
5 cases of sexual assault and sexual harassment within
6 the service.

7 (2) ELEMENTS.—The report required under
8 paragraph (1) shall—

9 (A) evaluate—

10 (i) the efforts of the Commandant to
11 implement the directed actions from enclo-
12 sure 1 of the memorandum titled “Com-
13 mandant’s Directed Actions—Account-
14 ability and Transparency” dated November
15 27, 2023;

16 (ii) whether the Commandant met the
17 reporting requirements under section 5112
18 of title 14, United States Code; and

19 (iii) the effectiveness of the actions of
20 the Coast Guard, including efforts outside
21 of the actions described in the memo-
22 randum titled “Commandant’s Directed
23 Actions—Accountability and Trans-
24 parency” dated November 27, 2023, to
25 mitigate instances of sexual assault and

1 sexual harassment and improve the en-
2 forcement relating to such instances within
3 the Coast Guard, and how the Coast
4 Guard is overcoming challenges in imple-
5 menting such actions.

6 (B) make recommendations to the Com-
7 mandant for improvements to the efforts of the
8 service to mitigate instances of sexual assault
9 and sexual harassment and improve the en-
10 forcement relating to such instances within the
11 Coast Guard; and

12 (C) make recommendations to the Com-
13 mittee on Transportation and Infrastructure of
14 the House of Representatives and the Com-
15 mittee on Commerce, Science, and Transpor-
16 tation of the Senate to mitigate instances of
17 sexual assault and sexual harassment in the
18 Coast Guard and improve the enforcement re-
19 lating to such instances within the Coast
20 Guard, including proposed changes to any legis-
21 lative authorities.

22 (b) REPORT BY COMMANDANT.—Not later than 90
23 days after the date on which the Comptroller General com-
24 pletes all actions under subsection (a), the Commandant
25 shall submit to the Committee on Transportation and In-

1 frastructure of the House of Representatives and the Com-
2 mittee on Commerce, Science, and Transportation of the
3 Senate a report that includes the following:

4 (1) A plan for Coast Guard implementation, in-
5 cluding interim milestones and timeframes, of any
6 recommendation made by the Comptroller General
7 under subsection (a)(2)(B) with which the Com-
8 mandant concurs.

9 (2) With respect to any recommendation made
10 under subsection (a)(2)(B) with which the Com-
11 mandant does not concur, an explanation of the rea-
12 sons why the Commandant does not concur.

13 **SEC. 503. REQUIREMENT TO MAINTAIN CERTAIN RECORDS.**

14 (a) IN GENERAL.—Chapter 9 of title 14, United
15 States Code, is amended by adding at the end the fol-
16 lowing:

17 **“§ 955. Requirement to maintain certain records**

18 “(a) IN GENERAL.—The Commandant shall maintain
19 all work product related to final action documenting a dis-
20 position decision on an investigation by the Coast Guard
21 Investigative Service or other law enforcement entity in-
22 vestigating a Coast Guard member accused of misconduct
23 for not less than 7 years from date of the disposition deci-
24 sion.

1 “(b) FINAL ACTION MEMO.—Upon a final action
2 documenting a disposition decision described in subsection
3 (a), the convening authority or final decision making au-
4 thority, as applicable, shall sign a final action memo that
5 includes the following:

6 “(1) A reference section listing the materials re-
7 viewed in making a disposition decision.

8 “(2) The Coast Guard Investigative Service re-
9 port of investigation listed as either a reference or
10 an enclosure.

11 “(3) The prosecution memo, signed by the con-
12 vening authority or the final decision making au-
13 thority, listed and included as an enclosure.

14 “(4) The completed Coast Guard Investigative
15 Service report of adjudication listed and included as
16 an enclosure.

17 “(5) The disposition decision.

18 “(c) WORK PRODUCT.—In this section, the term
19 ‘work product’ includes—

20 “(1) a prosecution memo;

21 “(2) emails, notes, and other correspondence re-
22 lated to a disposition decision; and

23 “(3) the content described in paragraphs (1)
24 through (5) of subsection (b).”.

1 (b) CLERICAL AMENDMENT.—The analysis for chap-
2 ter 9 of title 14, United States Code, is amended by add-
3 ing at the end the following:

“955. Requirement to maintain certain records.”.

4 **SEC. 504. STUDY ON COAST GUARD ACADEMY OVERSIGHT.**

5 (a) IN GENERAL.—Not later than 30 days after the
6 date of enactment of this Act, the Commandant, in con-
7 sultation with relevant stakeholders, shall conduct a study
8 on the governance of the Coast Guard Academy, including
9 examining the roles, responsibilities, authorities, advisory
10 functions, and membership qualifications and expertise of
11 the Board of Visitors and Board of Trustees of such Acad-
12 emy.

13 (b) REPORT.—Not later than 1 year after the date
14 of enactment of this Act, the Commandant shall submit
15 to the Committee on Transportation and Infrastructure
16 of the House of Representatives and the Committee on
17 Commerce, Science, and Transportation of the Senate a
18 written report that contains—

19 (1) the results of the study required under sub-
20 section (a); and

21 (2) recommendations to improve governance at
22 the Coast Guard Academy.

1 **SEC. 505. PROVIDING FOR THE TRANSFER OF A CADET**
2 **WHO IS THE VICTIM OF A SEXUAL ASSAULT**
3 **OR RELATED OFFENSE.**

4 Section 1902 of title 14, United States Code, is
5 amended by adding at the end the following:

6 “(f) CONSIDERATION OF REQUEST FOR TRANSFER
7 OF CADET WHO IS THE VICTIM OF SEXUAL ASSAULT OR
8 RELATED OFFENSE.—

9 “(1) IN GENERAL.—The Commandant shall
10 provide for timely consideration of and action on a
11 request submitted by a cadet appointed to the Coast
12 Guard Academy who is the victim of an alleged sex-
13 ual assault or other offense covered by section 920,
14 920c, or 930 of title 10 (article 120, 120c, or 130
15 of the Uniform Code of Military Justice) for transfer
16 to a Service Academy or to enroll in a Senior Re-
17 serve Officers’ Training Corps program affiliated
18 with another institution of higher education.

19 “(2) RULEMAKING.—The Commandant shall
20 prescribe regulations to carry out this subsection
21 that—

22 “(A) ensure that any cadet who has been
23 appointed to the Coast Guard Academy is in-
24 formed of the right to request a transfer pursu-
25 ant to this subsection, and that any formal re-
26 quest submitted by a cadet is processed as ex-

1 peditiously as practicable for review and action
2 by the Superintendent;

3 “(B) direct the Superintendent of the
4 Coast Guard Academy, in coordination with the
5 Superintendent of the Service Academy to
6 which the cadet requests to transfer—

7 “(i) to act on a request for transfer
8 under this subsection not later than 72
9 hours after receiving the formal request
10 from the cadet;

11 “(ii) to approve such request for
12 transfer unless there are exceptional cir-
13 cumstances that require denial of the re-
14 quest; and

15 “(iii) upon approval of such request,
16 to take all necessary and appropriate ac-
17 tion to effectuate the transfer of the cadet
18 to the Service Academy concerned as expe-
19 ditiously as possible; and

20 “(C) direct the Superintendent of the
21 Coast Guard Academy, in coordination with the
22 Secretary of the military department that spon-
23 sors the Senior Reserve Officers’ Training
24 Corps program at the institution of higher edu-
25 cation to which the cadet requests to transfer—

1 “(i) to act on a request for transfer
2 under this subsection not later than 72
3 hours after receiving the formal request
4 from the cadet;

5 “(ii) subject to the cadet’s acceptance
6 for admission to the institution of higher
7 education to which the cadet wishes to
8 transfer, to approve such request for trans-
9 fer unless there are exceptional cir-
10 cumstances that require denial of the re-
11 quest; and

12 “(iii) to take all necessary and appro-
13 priate action to effectuate the cadet’s en-
14 rollment in the institution of higher edu-
15 cation to which the cadet wishes to trans-
16 fer and to process the cadet for participa-
17 tion in the relevant Senior Reserve Offi-
18 cers’ Training Corps program as expedi-
19 tiously as possible.

20 “(3) DENIAL OF TRANSFER REQUEST.—If the
21 Superintendent of the Coast Guard Academy denies
22 a request for transfer under this subsection, the
23 cadet may request review of the denial by the Sec-
24 retary of the Department in which the Coast Guard
25 is operating, who shall act on such request not later

1 than 72 hours after receipt of the formal request for
2 review.

3 “(4) CONFIDENTIALITY OF RECORDS.—The
4 Secretary of the Department in which the Coast
5 Guard is operating shall ensure that all records of
6 any request, determination, transfer, or other action
7 under this subsection remain confidential, consistent
8 with applicable law and regulation.

9 “(5) APPOINTMENT TO SERVICE ACADEMY.—A
10 cadet who transfers under this subsection may retain
11 the cadet’s appointment to the Coast Guard Acad-
12 emy or may be appointed to the Service Academy to
13 which the cadet transfers without regard to the limi-
14 tations and requirements described in sections 7442,
15 8454, and 9442 of title 10.

16 “(6) APPOINTMENT UPON GRADUATION.—

17 “(A) PREFERENCE.—A cadet who trans-
18 fers under this subsection to a Service Acad-
19 emy, is entitled, before graduating from such
20 Academy, to state the preference of the cadet
21 for appointment, upon graduation, as a com-
22 missioned officer in the Coast Guard.

23 “(B) MANNER OF APPOINTMENT.—Upon
24 graduation, a cadet described in subparagraph
25 (A) is entitled to be accepted for appointment

1 as a permanent commissioned officer in the
2 Regular Coast Guard in the same manner as
3 graduates of the Coast Guard Academy as de-
4 scribed in section 2101.

5 “(7) COMMISSION INTO COAST GUARD.—A
6 cadet who transfers under this subsection to a Sen-
7 ior Reserve Officers’ Training Corps program affili-
8 ated with another institution of higher education is
9 entitled upon graduation from the Senior Reserve
10 Officers’ Training program to commission into the
11 Coast Guard as described in section 3738a.

12 “(8) SERVICE ACADEMY DEFINED.—In this
13 subsection, the term ‘Service Academy’ has the
14 meaning given such term in section 347 of title 10.”.

15 **SEC. 506. DESIGNATION OF OFFICERS WITH PARTICULAR**
16 **EXPERTISE IN MILITARY JUSTICE OR**
17 **HEALTHCARE.**

18 (a) IN GENERAL.—Subchapter I of chapter 21 of title
19 14, United States Code is amended by adding at the end
20 the following:

21 **“§ 2132. Designation of officers with particular exper-**
22 **tise in military justice or healthcare**

23 “(a) SECRETARY DESIGNATION.—The Secretary may
24 designate a limited number of officers of the Coast Guard
25 as having particular expertise in—

1 “(1) military justice; or

2 “(2) healthcare.

3 “(b) PROMOTION AND GRADE.—An individual des-
4 ignated under this section—

5 “(1) shall not be included on the active duty
6 promotion list;

7 “(2) shall be promoted under section 2126; and

8 “(3) may not be promoted to a grade higher
9 than captain.”.

10 (b) CLERICAL AMENDMENT.—The analysis for chap-
11 ter 21 of title 14, United States Code, is amended by in-
12 serting after the item relating to section 2131 the fol-
13 lowing:

“2132. Designation of officers with particular expertise in military justice or
healthcare.”.

14 (c) CONFORMING AMENDMENTS.—

15 (1) Section 2102(a) of title 14, United States
16 Code, is amended, in the second sentence, by strik-
17 ing “and officers of the permanent commissioned
18 teaching staff of the Coast Guard Academy” and in-
19 serting “officers of the permanent commissioned
20 teaching staff of the Coast Guard Academy, and of-
21 ficers designated by the Secretary pursuant to sec-
22 tion 2132”.

23 (2) Subsection (e) of section 2103 of title 14,
24 United States Code, is amended to read as follows:

1 “(e) SECRETARY TO PRESCRIBE NUMBERS FOR CER-
2 TAIN OFFICERS.—The Secretary shall prescribe the num-
3 ber of officers authorized to be serving on active duty in
4 each grade of—

5 “(1) the permanent commissioned teaching
6 staff of the Coast Guard Academy;

7 “(2) the officers designated by the Secretary
8 pursuant to section 2132; and

9 “(3) the officers of the Reserve serving in con-
10 nection with organizing, administering, recruiting,
11 instructing, or training the reserve components.”.

12 (3) Section 2126 of title 14, United States
13 Code, is amended, in the second sentence, by insert-
14 ing “and as to officers designated by the Secretary
15 pursuant to section 2132” after “reserve compo-
16 nents”.

17 (4) Section 3736(a) of title 14, United States
18 Code, is amended—

19 (A) in the first sentence by striking “pro-
20 motion list and the” and inserting “promotion
21 list, officers designated by the Secretary pursu-
22 ant to section 2132, and the officers on the”;
23 and

24 (B) in the second sentence by striking
25 “promotion list or the” and inserting “pro-

1 motion list, officers designated by the Secretary
2 pursuant to section 2132, or the officers on
3 the”.

4 **SEC. 507. DIRECT HIRE AUTHORITY FOR CERTAIN PER-**
5 **SONNEL OF COAST GUARD.**

6 (a) IN GENERAL.—Subchapter I of chapter 25 of title
7 14, United States Code, is amended by adding at the end
8 the following:

9 **“§ 2517. Direct hire authority for certain personnel of**
10 **Coast Guard**

11 “(a) IN GENERAL.—The Commandant may appoint,
12 without regard to the provisions of subchapter I of chapter
13 33 of title 5 (other than section 3303 and 3328 of such
14 chapter), qualified candidates to any non-clinical specialist
15 intended to engage in the integrated primary prevention
16 of harmful behaviors, including suicide, sexual assault,
17 harassment, domestic abuse, and child abuse and qualified
18 candidates to any criminal investigative law enforcement
19 position of the Coast Guard Criminal Investigative Service
20 intended to engage in the primary response to such harm-
21 ful behaviors.

22 “(b) SUNSET.—Effective on September 30, 2034, the
23 authority provided under subsection (a) shall cease.”.

24 (b) CLERICAL AMENDMENT.—The analysis for chap-
25 ter 25 of title 14, United States Code, is amended by in-

1 serting after the item related to section 2516 the fol-
2 lowing:

“2517. Direct hire authority for certain personnel of United States Coast
Guard.”.

3 **SEC. 508. SAFE-TO-REPORT POLICY FOR COAST GUARD.**

4 (a) IN GENERAL.—Subchapter I of chapter 19 of title
5 14, United States Code, is amended by adding at the end
6 the following:

7 **“§ 1907. Safe-to-report policy for Coast Guard**

8 “(a) IN GENERAL.—The Secretary of the department
9 in which the Coast Guard is operating shall, in consulta-
10 tion with the Secretaries of the military departments, issue
11 such regulations as are necessary to establish the safe-to-
12 report policy described in subsection (b) that applies with
13 respect to all members of the Coast Guard (including
14 members of the reserve and auxiliary components of the
15 Coast Guard) and cadets at the Coast Guard Academy.

16 “(b) SAFE-TO-REPORT POLICY.—The safe-to-report
17 policy described in this subsection is a policy that pre-
18 scribes the handling of minor collateral misconduct involv-
19 ing a member of the Coast Guard who is the alleged victim
20 or reporting witness of a sexual assault.

21 “(c) MITIGATING AND AGGRAVATING CIR-
22 CUMSTANCES.—In issuing regulations under subsection
23 (a), the Secretary shall specify mitigating circumstances
24 that decrease the gravity of minor collateral misconduct

1 or the impact of such misconduct on good order and dis-
2 cipline and aggravating circumstances that increase the
3 gravity of minor collateral misconduct or the impact of
4 such misconduct on good order and discipline for purposes
5 of the safe-to-report policy.

6 “(d) TRACKING OF COLLATERAL MISCONDUCT INCI-
7 DENTS.—In conjunction with the issuance of regulations
8 under subsection (a), Secretary shall develop and imple-
9 ment a process to anonymously track incidents of minor
10 collateral misconduct that are subject to the safe-to-report
11 policy established under such regulations.

12 “(e) MINOR COLLATERAL MISCONDUCT DEFINED.—
13 In this section, the term ‘minor collateral misconduct’
14 means any minor misconduct that is punishable under
15 chapter 47 of title 10 that—

16 “(1) is committed close in time to or during a
17 sexual assault and directly related to the incident
18 that formed the basis of the sexual assault allega-
19 tion;

20 “(2) is discovered as a direct result of the re-
21 port of sexual assault or the ensuing investigation
22 into such sexual assault; and

23 “(3) does not involve aggravating circumstances
24 (as specified in the regulations issued under sub-
25 section (a)) that increase the gravity of the minor

1 misconduct or the impact of such misconduct on
2 good order and discipline.”.

3 (b) CLERICAL AMENDMENT.—The analysis for chap-
4 ter 19 of title 14, United States Code, is amended by in-
5 serting after the item relating to section 1906 the fol-
6 lowing:

“1907. Safe-to-report policy for Coast Guard.”.

7 **SEC. 509. MODIFICATION OF DELIVERY DATE OF COAST**
8 **GUARD SEXUAL ASSAULT REPORT.**

9 Section 5112(a) of title 14, United States Code, is
10 amended by striking “January 15” and inserting “March
11 1”.

12 **SEC. 510. HIGHER-LEVEL REVIEW OF BOARD OF DETER-**
13 **MINATION DECISIONS.**

14 (a) IN GENERAL.—Section 2158 of title 14, United
15 States Code, is amended—

16 (1) in the first sentence by striking “The Sec-
17 retary” and inserting the following:

18 “(a) IN GENERAL.—The Secretary”; and

19 (2) by adding at the end the following:

20 “(b) HIGHER-LEVEL REVIEW OF SEXUAL ASSAULT
21 CASES.—

22 “(1) IN GENERAL.—If a board convened under
23 this section determines that the officer should be re-
24 tained when the officer’s record indicates that the
25 officer has committed a sexual assault offense, the

1 board shall forward the record of the proceedings
2 and recommendation of the board for higher-level re-
3 view, in accordance with regulations prescribed by
4 the Secretary.

5 “(2) **AUTHORITY.**—The official exercising high-
6 er-level review shall have authority to forward the
7 case for consideration by a Board of Inquiry in ac-
8 cordance with section 2159.

9 “(c) **SEXUAL ASSAULT OFFENSE DEFINED.**—In this
10 section, the term ‘sexual assault offense’ means a violation
11 of section 920 or 920b of title 10, United States Code
12 (article 120 or 120b of the Uniform Code of Military Jus-
13 tice) or attempt to commit an offense specified under sec-
14 tion 920 or 920b as punishable under section 880 of such
15 title (article 80 of the Uniform Code of Military Jus-
16 tice).’”.

17 **SEC. 511. REVIEW OF DISCHARGE OR DISMISSAL.**

18 (a) **IN GENERAL.**—Subchapter I of chapter 25 of title
19 14, United States Code, is amended by adding at the end
20 the following:

21 **“§ 2517. Review of discharge or dismissal**

22 “(a) **DOWNGRADE.**—

23 “(1) **IN GENERAL.**—In addition to the require-
24 ments of section 1553 of title 10, a board of review
25 for a former member of the Coast Guard established

1 pursuant to such section may, upon a motion of the
2 board and subject to review by the Secretary of the
3 department in which the Coast Guard is operating,
4 downgrade an honorable discharge or dismissal to a
5 general (under honorable conditions) discharge or
6 dismissal upon a finding that a former member of
7 the Coast Guard, while serving on active duty as a
8 member of the armed forces, committed sexual as-
9 sault or sexual harassment in violation of section
10 920, 920b, or 934 of this title (article 120, 120b, or
11 134 of the Uniform Code of Military Justice).

12 “(2) EVIDENCE.—Any downgrade under para-
13 graph (1) shall be supported by clear and convincing
14 evidence.

15 “(3) LIMITATION.—The review board under
16 paragraph (1) may not downgrade a discharge or
17 dismissal of a former member of the Coast Guard if
18 the same action described in paragraph (1) was con-
19 sidered prior to separation from active duty by an
20 administrative board in determining the character-
21 ization of discharge as otherwise provided by law
22 and in accordance with regulations prescribed by the
23 Secretary of the Department in which the Coast
24 Guard is operating.

25 “(b) PROCEDURAL RIGHTS.—

1 “(1) IN GENERAL.—A review by a board estab-
2 lished under section 1553 of title 10 shall be based
3 on the records of the armed forces concerned and
4 such other evidence as may be presented to the
5 board.

6 “(2) EVIDENCE BY WITNESS.—A witness may
7 present evidence to the board in person or by affi-
8 davit.

9 “(3) APPEARANCE BEFORE BOARD.—A person
10 who requests a review under this section may appear
11 before the board in person or by counsel or an ac-
12 credited representative of an organization recognized
13 by the Secretary of Veterans Affairs under chapter
14 59 of title 38.

15 “(4) NOTIFICATION.—A former member of the
16 Coast Guard who is subject to a downgrade in dis-
17 charge characterization review under subsection
18 (b)(3) shall be notified in writing of such pro-
19 ceedings, afforded the right to obtain copies of
20 records and documents relevant to the proceedings,
21 and the right to appear before the board in person
22 or by counsel or an accredited representative of an
23 organization recognized by the Secretary of Veterans
24 Affairs under chapter 59 of title 38.”.

1 (b) CLERICAL AMENDMENT.—The analysis for chap-
2 ter 25 of title 14, United States Code, is amended by in-
3 serting after the item relating to section 2516 the fol-
4 lowing:

“2517. Review of discharge or dismissal.”.

5 **TITLE VI—AMENDMENTS**

6 **SEC. 601. AMENDMENTS.**

7 (a) PROHIBITION ON ENTRY AND OPERATION.—Sec-
8 tion 70022(b)(1) of title 46, United States Code, is
9 amended by striking “Federal Register” and inserting
10 “the Federal Register”.

11 (b) PORT, HARBOR, AND COASTAL FACILITY SECUR-
12 ITY.—Section 70116(b) of title 46, United States Code,
13 is amended—

14 (1) in paragraph (1) by striking “terrorism
15 cyber” and inserting “terrorism, cyber”; and

16 (2) in paragraph (2) by inserting a comma
17 after “acts of terrorism”.

18 (c) ENFORCEMENT BY STATE AND LOCAL OFFI-
19 CERS.—Section 70118(a) of title 46, United States Code,
20 is amended—

21 (1) by striking “section 1 of title II of the Act
22 of June 15, 1917 (chapter 30; 50 U.S.C. 191)” and
23 inserting “section 70051”; and

1 (2) by striking “section 7(b) of the Ports and
2 Waterways Safety Act (33 U.S.C. 1226(b))” and in-
3 serting “section 70116(b)”.

4 (d) CHAPTER 701 DEFINITIONS.—Section 70131(2)
5 of title 46, United States Code, is amended—

6 (1) by striking “section 1 of title II of the Act
7 of June 15, 1917 (50 U.S.C. 191)” and inserting
8 “section 70051”; and

9 (2) by striking “section 7(b) of the Ports and
10 Waterways Safety Act (33 U.S.C. 1226(b))” and in-
11 serting “section 70116(b)”.

12 (e) NOTICE OF ARRIVAL REQUIREMENTS FOR VES-
13 SELS ON THE OUTER CONTINENTAL SHELF.—

14 (1) PREPARATORY CONFORMING AMEND-
15 MENT.—Section 70001 of title 46, United States
16 Code, is amended by redesignating subsections (l)
17 and (m) as subsections (m) and (n), respectively.

18 (2) TRANSFER OF PROVISION.—Section 704 of
19 the Coast Guard and Maritime Transportation Act
20 2012 (Public Law 112–213; 46 U.S.C. 70001 note)
21 is—

22 (A) amended by striking “of title 46,
23 United States Code,”;

24 (B) transferred to appear after 70001(k)
25 of title 46, United States Code; and

1 (C) redesignated as subsection (l).

2 (f) TITLE 46.—Title 46, United States Code, is
3 amended as follows:

4 (1) Section 2101(2) is amended by striking
5 “section 1” and inserting “section 101”.

6 (2) Section 2116(b)(1)(D) is amended by strik-
7 ing “section 93(c)” and inserting “section 504(c)”.

8 (3) In the analysis for subtitle VII by striking
9 the period after “70001” in the item relating to
10 chapter 700.

11 (4) In the analysis for chapter 700 by striking
12 the item relating to section 70006 and inserting the
13 following:

“70006. Establishment by Secretary of the department in which the Coast
Guard is operating of anchorage grounds and regulations gen-
erally.”.

14 (5) In the heading for subchapter IV in the
15 analysis for chapter 700 by inserting a comma after
16 “DEFINITIONS”.

17 (6) In the heading for subchapter VI in the
18 analysis for chapter 700 by striking “OF THE
19 UNITED” and inserting “OF UNITED”.

20 (7) Section 70052(e)(1) is amended by striking
21 “section 4197 of the Revised Statutes of the United
22 States (46 U.S.C. App. 91)” and inserting “section
23 60105”.

1 (g) OIL POLLUTION ACT OF 1990.—The Oil Pollu-
2 tion Act of 1990 (33 U.S.C. 2701 et seq.) is amended as
3 follows:

4 (1) Section 1001(32)(G) (33 U.S.C.
5 2701(32)(G)) is amended by striking “pipeline” and
6 all that follows through “offshore facility” and in-
7 serting “pipeline, offshore facility”.

8 (2) Section 1016 (33 U.S.C. 2716) is amend-
9 ed—

10 (A) by redesignating subsections (e)
11 through (i) as subsections (d) through (h), re-
12 spectively; and

13 (B) in subsection (e)(1)(B), as redesign-
14 ated by subparagraph (A), by striking “sub-
15 section (e)” and inserting “subsection (d)”.

16 (3) Section 1012(b)(2) (33 U.S.C. 2712(b)(2))
17 is amended by striking “section 1016(f)(1)” and in-
18 serting “section 1016(e)(1)”.

19 (4) Section 1005(b)(5)(B) (33 U.S.C.
20 2705(b)(5)(B)) is amended by striking “section
21 1016(g)” and inserting “section 1016(f)”.

22 (5) Section 1018(c) (33 U.S.C. 2718(c)) is
23 amended by striking “the Act of March 3, 1851 (46
24 U.S.C. 183 et seq.)” and inserting “chapter 305 of
25 title 46, United States Code”.

1 (6) Section 7001(h)(1) (33 U.S.C. 2761(h)(1))
2 is amended by striking “subsection (c)(4)” and in-
3 serting “subsection (e)(4)”.

