

114TH CONGRESS
2D SESSION

H. R. 5531

To amend title 46, United States Code, to improve maritime transportation,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 20, 2016

Mr. HUNTER (for himself and Mr. GARAMENDI) introduced the following bill;
which was referred to the Committee on Transportation and Infrastructure

A BILL

To amend title 46, United States Code, to improve maritime
transportation, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

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

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Miscellaneous Maritime Transportation Amendments Act
6 of 2016”.

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

Sec. 1. Short title; table of contents.

TITLE I—POSITION, NAVIGATION, AND TIMING

Sec. 101. Short title.

Sec. 102. Backup global positioning system.

TITLE II—OTHER MATTERS

Sec. 201. Deadline for compliance with alternate safety compliance program.

Sec. 202. Oil spill disbursements auditing and report.

Sec. 203. Vessel “Apollonia”.

Sec. 204. Reimbursement for non-Federal construction costs of certain aids to navigation.

1 **TITLE I—POSITION,**
 2 **NAVIGATION, AND TIMING**

3 **SEC. 101. SHORT TITLE.**

4 This title may be cited as the “National Positioning,
 5 Navigation, and Timing Resilience and Security Act of
 6 2016”.

7 **SEC. 102. BACKUP GLOBAL POSITIONING SYSTEM.**

8 (a) IN GENERAL.—Subtitle VIII of title 46, United
 9 States Code, is amended by adding at the end the fol-
 10 lowing:

11 **“CHAPTER 807—POSITION, NAVIGATION,**
 12 **AND TIMING**

“Sec.

“80701. Land-based complementary and backup system.

13 **“§ 80701. Land-based complementary and backup sys-**
 14 **tem**

15 “(a) IN GENERAL.—Subject to the availability of ap-
 16 propriations, the Commandant of the Coast Guard, in con-
 17 sultation with the Secretary of Transportation, shall pro-
 18 vide for the establishment, sustainment, and operation of
 19 a reliable land-based positioning, navigation, and timing
 20 system to provide a complement to and backup for the

1 Global Positioning System (in this section referred to as
2 ‘GPS’) to ensure the availability of uncorrupted and non-
3 degraded positioning, navigation, and timing signals for
4 military and civilian users in the event that GPS signals
5 are corrupted, degraded, unreliable, or otherwise unavail-
6 able.

7 “(b) REQUIREMENTS.—The system established under
8 subsection (a) shall—

9 “(1) be wireless;

10 “(2) be terrestrial;

11 “(3) provide wide-area coverage;

12 “(4) deliver a precise, high-power 100 kilohertz
13 signal;

14 “(5) be synchronized with coordinated universal
15 time;

16 “(6) be resilient and extremely difficult to dis-
17 rupt or degrade;

18 “(7) be able to penetrate underground and in-
19 side buildings;

20 “(8) be capable of ready deployment to remote
21 locations;

22 “(9) take full advantage of the infrastructure of
23 the existing, unused Government long-range naviga-
24 tion system (commonly known as ‘LORAN’);

1 “(10) incorporate the expertise of the private
2 sector with respect to development, building, and op-
3 eration;

4 “(11) work in concert with and complement any
5 other similar positioning, navigation, and timing sys-
6 tems, including enhanced long-range navigation sys-
7 tems;

8 “(12) be available for use by Federal and non-
9 Federal government agencies for public purposes at
10 no cost; and

11 “(13) incorporate such other requirements de-
12 termined necessary by the Commandant.

13 “(c) IMPLEMENTATION DATE.—Not later than 180
14 days after the date of enactment of this section, the Com-
15 mandant of the Coast Guard, in consultation with the Sec-
16 retary of Transportation, shall provide to the Committee
17 on Transportation and Infrastructure of the House of
18 Representatives and the Committee on Commerce,
19 Science, and Transportation of the Senate a plan to en-
20 sure that the system required under this section is fully
21 operational not later than 3 years after such date of enact-
22 ment.”.

23 (b) CLERICAL AMENDMENT.—The analysis for sub-
24 title VIII of title 46, United States Code, is amended by

1 adding after the item relating to chapter 805 the fol-
 2 lowing:

“807. **Position, Navigation, and Timing**80701”.

3 **TITLE II—OTHER MATTERS**

4 **SEC. 201. DEADLINE FOR COMPLIANCE WITH ALTERNATE** 5 **SAFETY COMPLIANCE PROGRAM.**

6 Section 4503(d)(1) of title 46, United States Code,
 7 is amended by striking “After January 1, 2020,” and all
 8 that follows through “the Secretary,” and inserting “For
 9 each of fishing vessels, fish processing vessels, and fish
 10 tender vessels, after the later of January 1, 2020, or the
 11 end of the 3-year period beginning on the date on which
 12 the Secretary prescribes an alternate safety compliance
 13 program developed in cooperation with the commercial
 14 fishing industry for such a vessel, such a vessel shall com-
 15 ply with the applicable alternate safety compliance pro-
 16 gram”.

17 **SEC. 202. OIL SPILL DISBURSEMENTS AUDITING AND RE-** 18 **PORT.**

19 Section 1012 of the Oil Pollution Act of 1990 (33
 20 U.S.C. 2712) is amended—

21 (1) by repealing subsection (g);

22 (2) in subsection (l)(1), by striking “Within one
 23 year after the date of enactment of the Coast Guard
 24 Authorization Act of 2010, and annually thereafter,”
 25 and inserting “Each year, on the date on which the

1 President submits to Congress a budget under sec-
2 tion 1105 of title 31, United States Code,”; and

3 (3) by amending subsection (1)(2) to read as
4 follows:

5 “(2) CONTENTS.—The report shall include—

6 “(A) a list of each disbursement of
7 \$500,000 or more from the Fund in the pre-
8 ceding fiscal year, including disbursements to
9 Federal agencies;

10 “(B) a list of each disbursement of
11 \$500,000 or more from the Fund in the fiscal
12 year preceding the preceding fiscal year that
13 has not been reimbursed by a responsible party;
14 and

15 “(C) a description of how each use of the
16 Fund described in subparagraph (A) or (B)
17 meets the requirements of subsection (a).”.

18 **SEC. 203. VESSEL “APOLLONIA”.**

19 Notwithstanding any other provision of law, the Sec-
20 retary of the department in which the Coast Guard is op-
21 erating shall issue a certificate of documentation with a
22 coastwise endorsement for the vessel Apollonia (United
23 States official number 1266527).

1 **SEC. 204. REIMBURSEMENT FOR NON-FEDERAL CONSTRUC-**
2 **TION COSTS OF CERTAIN AIDS TO NAVIGA-**
3 **TION.**

4 (a) IN GENERAL.—Subject to the availability of ap-
5 propriations and in accordance with this section, the Com-
6 mandant of the Coast Guard may reimburse a non-Fed-
7 eral entity for costs incurred by the entity for a covered
8 project.

9 (b) CONDITIONS.—The Commandant may not pro-
10 vide reimbursement under subsection (a) with respect to
11 a covered project unless—

12 (1) the need for the project is a result of the
13 completion of construction with respect to a federally
14 authorized navigation channel;

15 (2) the Commandant determines, through an
16 appropriate navigation safety analysis, that the
17 project is necessary to ensure safe marine transpor-
18 tation;

19 (3) the Commandant approves the design of the
20 project to ensure that it meets all applicable Coast
21 Guard aid to navigation standards and require-
22 ments;

23 (4) the non-Federal entity agrees to transfer
24 the project upon completion to the Coast Guard to
25 be operated and maintained by the Coast Guard as
26 a Federal aid to navigation;

1 (5) all permits required for the project under
2 Federal and State law have been issued; and

3 (6) the Commandant determines that the
4 project satisfies such additional requirements as may
5 be established by the Commandant.

6 (c) LIMITATIONS.—Reimbursements under sub-
7 section (a) may not exceed the following:

8 (1) For a single covered project, \$5,000,000.

9 (2) For all covered projects in a single fiscal
10 year, \$5,000,000.

11 (d) EXPIRATION.—The authority granted under this
12 section shall expire on the date that is 4 years after the
13 date of enactment of this section.

14 (e) COVERED PROJECT DEFINED.—In this section,
15 the term “covered project” means a project carried out
16 by a non-Federal entity to construct and establish an aid
17 to navigation that facilitates safe and efficient marine
18 transportation on a federally authorized navigation chan-
19 nel.

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