

114TH CONGRESS  
1ST SESSION

# S. 1611

To authorize appropriations for the Coast Guard for fiscal years 2016 and 2017, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JUNE 18, 2015

Mr. THUNE (for himself, Mr. NELSON, Mr. RUBIO, Mr. BOOKER, and Mr. SULLIVAN) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

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## A BILL

To authorize appropriations for the Coast Guard for fiscal years 2016 and 2017, 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 “Coast Guard Authorization Act of 2015”.

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

Sec. 1. Short title; table of contents.

### TITLE I—AUTHORIZATIONS

Sec. 101. Authorizations.

Sec. 102. Conforming amendments.

## TITLE II—COAST GUARD

- Sec. 201. Vice Commandant.
- Sec. 202. Vice admirals.
- Sec. 203. Professional development.
- Sec. 204. Senior enlisted member continuation boards.
- Sec. 205. Coast Guard member pay.
- Sec. 206. Recall.
- Sec. 207. Exchange of medical goods and services.
- Sec. 208. Coast Guard remission of indebtedness.
- Sec. 209. Coast Guard communities.
- Sec. 210. Major acquisition programs.
- Sec. 211. Major acquisitions assessment.
- Sec. 212. Polar Icebreakers.
- Sec. 213. Participation of the Coast Guard Academy in Federal, State, or other educational research grants.
- Sec. 214. Venue.
- Sec. 215. National Coast Guard Museum.
- Sec. 216. Investigations.
- Sec. 217. Technical and clerical amendments to title 14, United States Code.

## TITLE III—SHIPPING AND NAVIGATION

- Sec. 301. Whistleblower protections.
- Sec. 302. Maritime drug law enforcement.
- Sec. 303. Carriage of liquid dangerous cargo.
- Sec. 304. Maritime transportation of hazardous material.
- Sec. 305. Recreational vessel operator education.
- Sec. 306. Nondisclosure of certain information.
- Sec. 307. Higher volume port area regulatory definition change.
- Sec. 308. Recognition of port security assessments conducted by other entities.
- Sec. 309. Model years for recreational vessels.
- Sec. 310. Recreational vessel engine weights.
- Sec. 311. Vessel replacement.
- Sec. 312. Fishing vessel and fish tender vessel certification.
- Sec. 313. Title 46, United States Code, technical corrections.

## TITLE IV—FEDERAL MARITIME COMMISSION

- Sec. 401. Authorization of appropriations.
- Sec. 402. Duties of the chairman.

TITLE V—SPORTFISH RESTORATION AND RECREATIONAL  
BOATING SAFETY REAUTHORIZATION

- Sec. 501. Short title.
- Sec. 502. Authorization of appropriations.
- Sec. 503. Division of annual appropriations.
- Sec. 504. Extension of exception to limitation on transfers to fund.
- Sec. 505. Recreational boating safety allocations.
- Sec. 506. Recreational boating safety.
- Sec. 507. National Boating Safety Advisory Council.
- Sec. 508. Plan evaluation.
- Sec. 509. Report to Congress.

## TITLE VI—CONVEYANCE OF COAST GUARD PROPERTY

Subtitle A—Conveyance of Coast Guard Property in Point Spencer, Alaska

- Sec. 601. Findings.
- Sec. 602. Definitions.
- Sec. 603. Authority to convey land in Point Spencer.
- Sec. 604. Port Coordination Advisory Council for Point Spencer.
- Sec. 605. Waiver.

Subtitle B—Other Conveyance of Coast Guard Property

- Sec. 611. Conveyance of Coast Guard property in Point Reyes Station, California.
- Sec. 612. Conveyance of Coast Guard property in Tok, Alaska.

TITLE VII—MISCELLANEOUS

- Sec. 701. Interagency Coordinating Committee on Oil Pollution Research.
- Sec. 702. Accident and incident notification.
- Sec. 703. Technical corrections relating to bridges.
- Sec. 704. International port and facility inspection coordination.
- Sec. 705. Reports.
- Sec. 706. Safe vessel operation in the Great Lakes.
- Sec. 707. Coastwise endorsement.
- Sec. 708. International Ice Patrol.

1           **TITLE I—AUTHORIZATIONS**

2   **SEC. 101. AUTHORIZATIONS.**

3           (a) IN GENERAL.—Title 14, United States Code, is  
 4 amended by adding at the end the following:

5           **“PART III—COAST GUARD AUTHORIZATIONS AND**  
 6                                   **REPORTS TO CONGRESS**

“Chap.	Sec.
<b>“27. Authorizations</b> .....	<b>2701</b>
<b>“29. Reports</b> .....	<b>2901</b>

7           **“CHAPTER 27—AUTHORIZATIONS**

- “Sec.
- “2702. Authorization of appropriations.
- “2704. Authorized levels of military strength and training.

8   **“§ 2702. Authorization of appropriations**

9           “Funds are authorized to be appropriated for each  
 10 of fiscal years 2016 and 2017 for necessary expenses of  
 11 the Coast Guard as follows:

1           “(1) For the operation and maintenance of the  
2 Coast Guard, not otherwise provided for—

3           “(A) \$6,981,036,000 for fiscal year 2016;

4           and

5           “(B) \$6,981,036,000 for fiscal year 2017.

6           “(2) For the acquisition, construction, renova-  
7 tion, and improvement of aids to navigation, shore  
8 facilities, vessels, and aircraft, including equipment  
9 related thereto, and for maintenance, rehabilitation,  
10 lease, and operation of facilities and equipment—

11           “(A) \$1,546,448,000 for fiscal year 2016;

12           and

13           “(B) \$1,546,448,000 for fiscal year 2017.

14           “(3) For the Coast Guard Reserve program, in-  
15 cluding operations and maintenance of the program,  
16 personnel and training costs, equipment, and serv-  
17 ices—

18           “(A) \$140,016,000 for fiscal year 2016;

19           and

20           “(B) \$140,016,000 for fiscal year 2017.

21           “(4) For the environmental compliance and res-  
22 toration functions of the Coast Guard under chapter  
23 19 of this title—

24           “(A) \$16,701,000 for fiscal year 2016; and

25           “(B) \$16,701,000 for fiscal year 2017.

1           “(5) To the Commandant of the Coast Guard  
2           for research, development, test, and evaluation of  
3           technologies, materials, and human factors directly  
4           related to improving the performance of the Coast  
5           Guard’s mission with respect to search and rescue,  
6           aids to navigation, marine safety, marine environ-  
7           mental protection, enforcement of laws and treaties,  
8           ice operations, oceanographic research, and defense  
9           readiness, and for maintenance, rehabilitation, lease,  
10          and operation of facilities and equipment—

11                       “(A) \$19,890,000 for fiscal year 2016; and

12                       “(B) \$19,890,000 for fiscal year 2017.

13   **“§ 2704. Authorized levels of military strength and**  
14                       **training**

15           “(a) ACTIVE DUTY STRENGTH.—The Coast Guard is  
16           authorized an end-of-year strength for active duty per-  
17           sonnel of 43,000 for each of fiscal years 2016 and 2017.

18           “(b) MILITARY TRAINING STUDENT LOADS.—The  
19           Coast Guard is authorized average military training stu-  
20           dent loads for each of fiscal years 2016 and 2017 as fol-  
21           lows:

22                       “(1) For recruit and special training, 2,500  
23           student years.

24                       “(2) For flight training, 165 student years.

1           “(3) For professional training in military and  
2           civilian institutions, 350 student years.

3           “(4) For officer acquisition, 1,200 student  
4           years.

5                           **“CHAPTER 29—REPORTS**

“Sec.”.

6           (b) REQUIREMENT FOR PRIOR AUTHORIZATION OF  
7           APPROPRIATIONS.—Section 662 of title 14, United States  
8           Code, is amended—

9                   (1) by redesignating such section as section  
10           2701;

11                   (2) by transferring such section to appear be-  
12           fore section 2702 of such title (as added by sub-  
13           section (a) of this section); and

14                   (3) by striking paragraphs (1) through (5) and  
15           inserting the following:

16                   “(1) For the operation and maintenance of the  
17           Coast Guard, not otherwise provided for.

18                   “(2) For the acquisition, construction, renova-  
19           tion, and improvement of aids to navigation, shore  
20           facilities, vessels, and aircraft, including equipment  
21           related thereto, and for maintenance, rehabilitation,  
22           lease, and operation of facilities and equipment.

23                   “(3) For the Coast Guard Reserve program, in-  
24           cluding operations and maintenance of the program,

1 personnel and training costs, equipment, and serv-  
2 ices.

3 “(4) For the environmental compliance and res-  
4 toration functions of the Coast Guard under chapter  
5 19 of this title.

6 “(5) For research, development, test, and eval-  
7 uation of technologies, materials, and human factors  
8 directly related to improving the performance of the  
9 Coast Guard.

10 “(6) For alteration or removal of bridges over  
11 navigable waters of the United States constituting  
12 obstructions to navigation, and for personnel and  
13 administrative costs associated with the Alteration of  
14 Bridges Program.”.

15 (c) AUTHORIZATION OF PERSONNEL END  
16 STRENGTHS.—Section 661 of title 14, United States  
17 Code, is amended—

18 (1) by redesignating such section as section  
19 2703; and

20 (2) by transferring such section to appear be-  
21 fore section 2704 of such title (as added by sub-  
22 section (a) of this section).

23 (d) REPORTS.—

1           (1) TRANSMISSION OF ANNUAL COAST GUARD  
2 AUTHORIZATION REQUEST.—Section 662a of title  
3 14, United States Code, is amended—

4           (A) by redesignating such section as sec-  
5 tion 2901;

6           (B) by transferring such section to appear  
7 as the first section in chapter 29 of such title  
8 (as added by subsection (a) of this section); and

9           (C) in subsection (b)—

10           (i) in paragraph (1) by striking “de-  
11 scribed in section 661” and inserting “de-  
12 scribed in section 2703”; and

13           (ii) in paragraph (2) by striking “de-  
14 scribed in section 662” and inserting “de-  
15 scribed in section 2701”.

16           (2) CAPITAL INVESTMENT PLAN.—Section 663  
17 of title 14, United States Code, is amended—

18           (A) by redesignating such section as sec-  
19 tion 2902; and

20           (B) by transferring such section to appear  
21 after section 2901 of such title (as so redesi-  
22 gnated and transferred by paragraph (1) of this  
23 subsection).

24           (3) MAJOR ACQUISITIONS.—Section 569a of  
25 title 14, United States Code, is amended—



1 (A) by redesignating such section as sec-  
2 tion 2903;

3 (B) by transferring such section to appear  
4 after section 2902 of such title (as so redesign-  
5 ated and transferred by paragraph (2) of this  
6 subsection); and

7 (C) in subsection (c)(2) by striking “of this  
8 subchapter”.

9 (e) **ADDITIONAL SUBMISSIONS.**—The Commandant  
10 of the Coast Guard shall submit to the Committee on  
11 Homeland Security of the House of Representatives—

12 (1) each plan required under section 2904 of  
13 title 14, United States Code, as added by subsection  
14 (a) of this section;

15 (2) each plan required under section 2903(e) of  
16 title 14, United States Code, as added by section  
17 206 of this Act;

18 (3) each plan required under section 2902 of  
19 title 14, United States Code, as redesignated by sub-  
20 section (d) of this section; and

21 (4) each mission need statement required under  
22 section 569 of title 14, United States Code.

1 **SEC. 102. CONFORMING AMENDMENTS.**

2 (a) ANALYSIS FOR TITLE 14.—The analysis for title  
3 14, United States Code, is amended by adding after the  
4 item relating to part II the following:

**“III. Coast Guard Authorizations and Reports to Con-  
gress ..... 2701”.**

5 (b) ANALYSIS FOR CHAPTER 15.—The analysis for  
6 chapter 15 of title 14, United States Code, is amended  
7 by striking the item relating to section 569a.

8 (c) ANALYSIS FOR CHAPTER 17.—The analysis for  
9 chapter 17 of title 14, United States Code, is amended  
10 by striking the items relating to sections 661, 662, 662a,  
11 and 663.

12 (d) ANALYSIS FOR CHAPTER 27.—The analysis for  
13 chapter 27 of title 14, United States Code, as added by  
14 section 101(a) of this Act, is amended by inserting—

15 (1) before the item relating to section 2702 the  
16 following:

“2701. Requirement for prior authorization of appropriations.”;

17 and

18 (2) before the item relating to section 2704 the  
19 following:

“2703. Authorization of personnel end strengths.”.

20 (e) ANALYSIS FOR CHAPTER 29.—The analysis for  
21 chapter 29 of title 14, United States Code, as added by  
22 section 101(a) of this Act, is amended by adding after  
23 “Sec.” the following:

“2901. Transmission of annual Coast Guard authorization request.

“2902. Capital investment plan.

“2903. Major acquisitions.”.

1 (f) MISSION NEED STATEMENT.—Section 569(b) of  
2 title 14, United States Code, is amended—

3 (1) in paragraph (2) by striking “in section  
4 569a(e)” and inserting “in section 2903”; and

5 (2) in paragraph (3) by striking “under section  
6 663(a)(1)” and inserting “under section  
7 2902(a)(1)”.

## 8 **TITLE II—COAST GUARD**

### 9 **SEC. 201. VICE COMMANDANT.**

10 (a) IN GENERAL.—Chapter 3 of title 14, United  
11 States Code, is amended—

12 (1) in section 41, by striking “an admiral,” and  
13 inserting “admirals;”;

14 (2) in section 47, by striking “vice admiral” in  
15 the fourth sentence and inserting “admiral”; and

16 (3) in section 51—

17 (A) in subsection (a), by striking inserting  
18 “admiral or” before “vice admiral,”;

19 (B) in subsection (b), by inserting “admi-  
20 ral or” before “vice admiral,” both places it ap-  
21 pears; and

22 (C) in subsection (c), by inserting “admiral  
23 or” before “vice admiral,”.

1 (b) TREATMENT OF INCUMBENT; TRANSITION.—  
2 Notwithstanding any other provision of law, the officer  
3 who, on the date of the enactment of this Act, is serving  
4 as Vice Commandant of the Coast Guard—

5 (1) shall continue to serve as Vice Com-  
6 mandant;

7 (2) shall have the grade of admiral with pay  
8 and allowances of that grade; and

9 (3) shall not be required to be reappointed by  
10 reason of the enactment of this Act.

11 **SEC. 202. VICE ADMIRALS.**

12 Section 50 of title 14, United States Code, is amend-  
13 ed—

14 (1) in subsection (a)—

15 (A) by striking paragraph (1) and insert-  
16 ing the following new paragraph (1):

17 “(1) The President may—

18 “(A) designate, within the Coast Guard, no  
19 more than 5 positions of importance and responsi-  
20 bility that shall be held by officers who, while so  
21 serving, shall have the grade of vice admiral, with  
22 the pay and allowances of that grade, and shall per-  
23 form such duties as the Commandant may prescribe  
24 (and if the President designates 5 such positions, 1

1 position shall be the Chief of Staff of the Coast  
2 Guard); and

3 “(B) designate within the Executive branch,  
4 other than within the Coast Guard, positions of im-  
5 portance and responsibility that shall be held by offi-  
6 cers who, while so serving, shall have the grade of  
7 vice admiral, with the pay and allowances of that  
8 grade.”; and

9 (B) in paragraph (3)(A), by striking  
10 “under paragraph (1)” and inserting “under  
11 paragraph (1)(A)”; and  
12 (2) in subsection (b)(2)—

13 (A) in subparagraph (B), by striking  
14 “and” at the end;

15 (B) by redesignating subparagraph (C) as  
16 subparagraph (D); and

17 (C) by inserting after subparagraph (B)  
18 the following:

19 “(C) at the discretion of the Secretary, while  
20 awaiting orders after being relieved from the posi-  
21 tion, beginning on the day the officer is relieved  
22 from the position, but not for more than 60 days;  
23 and”.

1 **SEC. 203. PROFESSIONAL DEVELOPMENT.**

2 (a) SENSE OF CONGRESS.—It is the sense of Con-  
3 gress that toxic leadership can have an adverse effect on  
4 subordinates and the service, and result in degraded mis-  
5 sion performance and the Coast Guard should develop  
6 policies consistent with those of the Department of De-  
7 fense to prevent, identify, and correct toxic leadership.

8 (b) REPORT ON LEADERSHIP DEVELOPMENT.—

9 (1) IN GENERAL.—Chapter 11 of title 14,  
10 United States Code, is amended by adding after sec-  
11 tion 428 the following:

12 **“§ 429. Multirater assessment of certain personnel**

13 “(a) MULTIRATER ASSESSMENT OF CERTAIN PER-  
14 SONNEL.—

15 “(1) IN GENERAL.—Commencing not later than  
16 one year after the date of the enactment of the  
17 Coast Guard Authorization Act of 2015, the Com-  
18 mandant of the Coast Guard shall develop and im-  
19 plement a plan to conduct every two years a  
20 multirater assessment for each of the following:

21 “(A) Each flag officer of the Coast Guard.

22 “(B) Each member of the Senior Executive  
23 Staff of the Coast Guard.

24 “(C) Each officer of the Coast Guard nom-  
25 inated for promotion to the grade of captain.

1           “(2) POST-ASSESSMENT ELEMENTS.—Following  
2           an assessment of an individual pursuant to para-  
3           graph (1), the individual shall be provided appro-  
4           priate post-assessment counseling and leadership  
5           coaching.

6           “(b) REPORT ON LEADERSHIP DEVELOPMENT.—Not  
7           later than 180 days after the date of the enactment of  
8           the Coast Guard Authorization Act of 2015, the Com-  
9           mandant shall submit to the Committee on Commerce,  
10          Science, and Transportation of the Senate and the Com-  
11          mittee on Transportation and Infrastructure of the House  
12          of Representatives a report on the feasibility of including  
13          a multirater assessment as part of the personnel develop-  
14          ment programs of the Coast Guard. The report shall in-  
15          clude the following:

16                 “(1) An assessment of the feasibility of—

17                         “(A) all officers (other than officers cov-  
18                         ered by subsection (a)) completing a multirater  
19                         assessment;

20                         “(B) all members (other than officers cov-  
21                         ered by subsection (a)) in command positions  
22                         completing a multirater assessment;

23                         “(C) all enlisted members in a supervisory  
24                         position completing a multirater assessment;  
25                         and

1           “(D) members completing periodic  
2           multirater assessments.

3           “(2) Such recommendations as the Com-  
4           mandant considers appropriate for the implementa-  
5           tion or expansion of a multirater assessment in the  
6           personnel development programs of the Coast  
7           Guard.

8           “(3) An overview of each of the current leader-  
9           ship development courses of the Coast Guard, an as-  
10          sessment of the feasibility of the expansion of any  
11          such course, and a description of the resources, if  
12          any, required to expand such courses.

13          “(4) An assessment on the state of leadership  
14          training in the Coast Guard, and recommendations  
15          on the implementation of a policy to combat toxic  
16          leadership including—

17                 “(A) a description of methods that will be  
18                 used by the Coast Guard to identify, monitor,  
19                 and counsel individuals who may be identified  
20                 as toxic leaders;

21                 “(B) the implementation of toxic leader-  
22                 ship recognition training (in self and others);

23                 “(C) the establishment of procedures for  
24                 the administrative separation of toxic leaders;  
25                 and



1                   “(D) a description of the resources needed  
2                   to implement this section.

3                   “(c) MULTIRATER ASSESSMENT DEFINED.—In this  
4 section, the term ‘multirater assessment’ means a review  
5 that seeks opinion from members senior to the reviewee  
6 and the peers and subordinates of the reviewee.”.

7                   (2) CLERICAL AMENDMENT.—The table of sec-  
8 tions at the beginning of chapter 11 of such title is  
9 amended by inserting after the item related to sec-  
10 tion 428 the following new item:

“Sec. 429. Multirater assessment of certain personnel.”.

11                  (c) TRAINING COURSE ON WORKINGS OF CON-  
12 GRESS.—

13                  (1) IN GENERAL.—Chapter 3 of title 14, United  
14 States Code, is amended by adding at the end the  
15 following new section:

16 **“§ 60. Training course on workings of Congress**

17                  “(a) IN GENERAL.—Not later than 180 days after  
18 the date of the enactment of the Coast Guard Authoriza-  
19 tion Act of 2015, the Commandant, in consultation with  
20 the civilian and permanent commissioned teaching staff of  
21 the Department of Humanities at the Coast Guard Acad-  
22 emy and such other individuals and organizations as the  
23 Commandant considers appropriate, shall develop an an-  
24 nual training course for all Coast Guard flag officers  
25 newly appointed or assigned to billets in the National Cap-

1 ital Region and all Coast Guard senior executive service  
2 personnel employed in the National Capital Region to edu-  
3 cate them on the workings of Congress.

4 “(b) COURSE SUBJECT MATTER.—The training  
5 course required by this section shall cover a variety of sub-  
6 jects related to Congress and the Federal legislative proc-  
7 ess, including—

8 “(1) the history and structure of Congress and  
9 the committee systems of the House of Representa-  
10 tives and the Senate, including the functions and re-  
11 sponsibilities of the Committee on Transportation  
12 and Infrastructure of the House of Representatives  
13 and the Committee on Commerce, Science, and  
14 Transportation of the Senate;

15 “(2) the documents used by Congress, including  
16 bills, resolutions, committee reports, and conference  
17 reports, and the purposes they serve;

18 “(3) the legislative processes of the House of  
19 Representatives and the Senate, including similar-  
20 ities and differences between the two processes;

21 “(4) the roles of Members of Congress and con-  
22 gressional staff in the legislative process;

23 “(5) the congressional budget process;

24 “(6) the congressional authorization-appropriation  
25 process;

1           “(7) the Senate advice and consent process for  
2     presidential nominees;

3           “(8) the Senate advice and consent process for  
4     treaty ratification;

5           “(9) the concept and underlying purposes of  
6     congressional oversight; and

7           “(10) best practices that promote effective and  
8     successful interactions with Congress.

9     “(c) LECTURERS AND PANELISTS.—

10           “(1) OUTSIDE EXPERTS.—The Commandant  
11     shall ensure that not less than 60 percent of the lec-  
12     turers, panelists, and other individuals providing  
13     education and instruction as part of the training  
14     course required by this section are experts on Con-  
15     gress and the Federal legislative process who are not  
16     employed by the executive branch of the Federal  
17     Government, such as the Congressional Research  
18     Service.

19           “(2) AUTHORITY TO ACCEPT PRO BONO SERV-  
20     ICES.—In satisfying the requirement under para-  
21     graph (1), the Commandant shall seek, and is au-  
22     thorized to accept, educational and instructional  
23     services of lecturers, panelists, and other individuals  
24     and organizations provided to the Coast Guard on a  
25     pro bono basis.

1 “(d) COMPLETION OF REQUIRED TRAINING.—

2 “(1) CURRENT FLAG OFFICERS AND EMPLOY-  
 3 EES.—A Coast Guard flag officer appointed or as-  
 4 signed to a billet in the National Capital Region on  
 5 the date of the enactment of this section, and a  
 6 Coast Guard senior executive service employee em-  
 7 ployed in the National Capital Region on the date of  
 8 the enactment of this section, shall complete a train-  
 9 ing course that meets the requirements of this sec-  
 10 tion within 60 days of the date on which the Com-  
 11 mandant completes the development of the training  
 12 course.

13 “(2) NEW FLAG OFFICERS AND EMPLOYEES.—  
 14 A Coast Guard flag officer who is newly appointed  
 15 or assigned to a billet in the National Capital Re-  
 16 gion, and a Coast Guard senior executive service em-  
 17 ployee who is newly employed in the National Cap-  
 18 ital Region, shall complete a training course that  
 19 meets the requirements of this section not later than  
 20 60 days after reporting for duty.”.

21 (2) CLERICAL AMENDMENT.—The table of sec-  
 22 tions at the beginning of chapter 4 of such title is  
 23 amended by adding at the end the following new  
 24 item:

“60. Training course on workings of Congress.”.

1 **SEC. 204. SENIOR ENLISTED MEMBER CONTINUATION**  
 2 **BOARDS.**

3 (a) IN GENERAL.—Section 357 of title 14, United  
 4 States Code, is amended—

5 (1) by striking subsections (a) through (h) and  
 6 subsection (j);

7 (2) in subsection (i), by striking “(i)”.

8 (b) CONFORMING AND CLERICAL AMENDMENTS.—

9 (1) HEADING AMENDMENT.—The heading of  
 10 such section is amended to read as follows:

11 **“§ 357. Retirement of enlisted members: increase in**  
 12 **retired pay”.**

13 (2) CLERICAL AMENDMENT.—The table of sec-  
 14 tions at the beginning of chapter 11 of such title is  
 15 amended by striking the item relating to section 357  
 16 and inserting the following new item:

“357. Retirement of enlisted members: increase in retired pay.”.

17 **SEC. 205. COAST GUARD MEMBER PAY.**

18 (a) IN GENERAL.—Not later than 180 days after the  
 19 date of the enactment of this Act, the Commandant of  
 20 the Coast Guard shall submit to the Committee on Com-  
 21 merce, Science, and Transportation of the Senate and the  
 22 Committee on Transportation and Infrastructure of the  
 23 House of Representatives a report on alternative methods  
 24 for notifying members of the Coast Guard of their monthly  
 25 earnings. The report shall include—

1 (1) an assessment of the feasibility of providing  
 2 members a monthly notification of their earnings,  
 3 categorized by pay and allowance type; and

4 (2) a description and assessment of mechanisms  
 5 that may be used to provide members with notifica-  
 6 tion of their earnings, categorized by pay and allow-  
 7 ance type.

8 (b) ANNUAL AUDIT OF PAY AND ALLOWANCES OF  
 9 MEMBERS UNDERGOING PERMANENT CHANGE OF STA-  
 10 TION.—

11 (1) IN GENERAL.—Chapter 13 of title 14,  
 12 United States Code, is amended by adding at the  
 13 end the following new section:

14 **“§ 519. Annual audit of pay and allowances of mem-**  
 15 **bers undergoing permanent change of**  
 16 **station**

17 “The Commandant shall conduct each calendar year  
 18 an audit of member pay and allowances for the members  
 19 who transferred to new units during such calendar year.  
 20 The audit for a calendar year shall be completed by the  
 21 end of the calendar year.”.

22 (2) CLERICAL AMENDMENT.—The table of sec-  
 23 tions at the beginning of chapter 13 of such title is  
 24 amended adding at the end the following new item:

“519. Annual audit of pay and allowances of members undergoing permanent  
 change of station.”.

1 **SEC. 206. RECALL.**

2 (a) IN GENERAL.—Chapter 11 of title 14, United  
3 States Code, is amended by inserting after section 421 the  
4 following new section:

5 **“§ 421. Involuntary recall to active duty**

6 “The Commandant may recall a retired member of  
7 the Coast Guard who is subject to section 802 of title 10  
8 and order that member to active duty, without the mem-  
9 ber’s consent, for the purpose of any of the following:

10 “(1) A preliminary hearing under section 832  
11 of title 10.

12 “(2) Trial by court-martial under chapter 47 of  
13 title 10.

14 “(3) Nonjudicial punishment under section 815  
15 of title 10.”.

16 (b) CLERICAL AMENDMENT.—The table of sections  
17 at the beginning of chapter 11 of such title is amended  
18 by inserting after the item relating to section 421 the fol-  
19 lowing new item:

“421a. Involuntary recall to active duty.”.

20 **SEC. 207. EXCHANGE OF MEDICAL GOODS AND SERVICES.**

21 Notwithstanding section 1085 of title 10, United  
22 States Code, the Secretary of Homeland Security shall,  
23 in lieu of reimbursement, transfer, from amounts appro-  
24 priated for the operating expenses of the Coast Guard, an  
25 amount, determined by the Department of Defense Board

1 of Actuaries established pursuant to section 183 of title  
2 10 United States Code, that represents the value of care  
3 that the Department of Defense or a military department,  
4 during the fiscal year in which funds are made available,  
5 provides to a member or former member of the Coast  
6 Guard (or a dependent of such member or former mem-  
7 ber).

8 **SEC. 208. COAST GUARD REMISSION OF INDEBTEDNESS.**

9 (a) **EXPANSION OF AUTHORITY TO REMIT INDEBT-**  
10 **EDNESS.**—Section 461 of title 14, United States Code, is  
11 amended to read as follows:

12 **“§ 461. Remission of indebtedness**

13 “The Secretary may have remitted or cancelled any  
14 part of a person’s indebtedness to the United States or  
15 any instrumentality of the United States if—

16 “(1) the indebtedness was incurred while the  
17 person served on active duty as a member of the  
18 Coast Guard; and

19 “(2) the Secretary determines that remitting or  
20 cancelling the indebtedness is in the best interest of  
21 the United States.”.

22 (b) **CLERICAL AMENDMENT.**—The table of sections  
23 at the beginning of chapter 14 of such title is amended  
24 by striking the item relating to section 461 and inserting  
25 the following new item:

“461. Remission of indebtedness.”.



1 **SEC. 209. COAST GUARD COMMUNITIES.**

2 Section 409 of the Coast Guard Authorization Act  
3 of 1998 (14 U.S.C. 639 note) is amended by striking “90  
4 days” in the second sentence and inserting “30 days”.

5 **SEC. 210. MAJOR ACQUISITION PROGRAMS.**

6 Section 569a of title 14, United States Code, is  
7 amended—

8 (1) by redesignating subsection (e) as sub-  
9 section (f); and

10 (2) by inserting after subsection (d) the fol-  
11 lowing new subsection (e):

12 “(e) QUARTERLY REPORTS ON RISKS OF PRO-  
13 GRAMS.—

14 “(1) IN GENERAL.—Not later than 15 days  
15 after the end of each fiscal year quarter, the Com-  
16 mandant shall submit to the committees of Congress  
17 specified in subsection (a) a report setting forth a  
18 current assessment of the risks associated with all  
19 current major acquisition programs.

20 “(2) ELEMENTS.—Each report under this sub-  
21 section shall set forth, for each current major acqui-  
22 sition program, the following:

23 “(A) The top five current risks to such  
24 program.

25 “(B) Any failure of such program to dem-  
26 onstrate a key performance parameter or

1 threshold during operational test and evaluation  
2 conducted during the fiscal year quarter pre-  
3 ceding such report.

4 “(C) Whether there has been any decision  
5 during such fiscal year quarter to order full  
6 rate production before all key performance pa-  
7 rameters or thresholds are met.

8 “(D) Whether there has been any breach  
9 of major acquisition program cost (as defined  
10 by the Major Systems Acquisition Manual) dur-  
11 ing such fiscal year quarter.

12 “(E) Whether there has been any breach  
13 of major acquisition program schedule (as so  
14 defined) during such fiscal year quarter.”.

15 **SEC. 211. MAJOR ACQUISITIONS ASSESSMENT.**

16 Not later than 180 days after the date of the enact-  
17 ment of this Act, the Commandant of the Coast Guard  
18 shall submit to the Committee on Commerce, Science, and  
19 Transportation of the Senate and the Committee on  
20 Transportation and Infrastructure of the House of Rep-  
21 resentatives a report that assesses the effect of any new  
22 major acquisition on the stated Program of Record and  
23 the Capital Investment Plan of the Coast Guard. The re-  
24 port shall include life-cycle funding requirements, an as-  
25 sessment of impact on delivery dates of current acquisi-

1 tions projects and programs, an assessment of impact on  
2 planned construction or improvement projects, and rec-  
3 ommendations on funding levels necessary to simulta-  
4 neously support any proposed and current acquisitions  
5 projects and programs.

6 **SEC. 212. POLAR ICEBREAKERS.**

7 (a) CLASSIFICATION OF POLAR ICEBREAKERS.—Sec-  
8 tion 573(c) of title 14, United States Code, is amended—

9 (1) in paragraph (3)(A), by inserting “or Polar  
10 Icebreaker” after “National Security Cutter”; and

11 (2) in paragraph (4), by inserting “or Polar  
12 Icebreaker” after “National Security Cutter”.

13 (b) INCREMENTAL FUNDING AUTHORITY FOR POLAR  
14 CLASS ICEBREAKERS.—In fiscal year 2016 and each fiscal  
15 year thereafter, the Commandant of the Coast Guard is  
16 granted the authority to enter into a contract or contracts  
17 for the acquisition of Polar Icebreakers and associated  
18 equipment using incremental funding.

19 (c) “POLAR SEA” MATERIEL CONDITION ASSESS-  
20 MENT AND SERVICE LIFE EXTENSION DECISION.—Sec-  
21 tion 222 of the Coast Guard and Maritime Transportation  
22 Act of 2012 (Public Law 112–213; 126 Stat. 1560) is  
23 amended—

24 (1) by amending subsection (a) to read as fol-  
25 lows:

1       “(a) IN GENERAL.—Not later than 270 days after  
2 the date of the enactment of the Coast Guard Authoriza-  
3 tion Act of 2015, the Secretary of the department in which  
4 the Coast Guard is operating shall—

5               “(1) complete a materiel condition assessment  
6 with respect to the Polar Sea;

7               “(2) make a determination whether it is cost ef-  
8 fective to reactivate the Polar Sea when compared  
9 with other options to provide icebreaking services as  
10 part of a strategy to maintain polar icebreaking  
11 services; and

12               “(3) submit to the Committee on Transpor-  
13 tation and Infrastructure of the House of Represent-  
14 ative and the Committee on Commerce, Science, and  
15 Transportation of the Senate—

16                       “(A) the assessment required under para-  
17 graph (1); and

18                       “(B) written notification of the determina-  
19 tion required under paragraph (2).”;

20               (2) in subsection (b) by striking “analysis” and  
21 inserting “written notification”;

22               (3) by striking subsection (c);

23               (4) by redesignating subsections (d) through (h)  
24 as subsections (c) through (g), respectively;

1           (5) in subsection (c) (as redesignated by para-  
2 graph (4) of this section)—

3           (A) in paragraph (1)—

4           (i) in subparagraph (A) by striking  
5 “based on the analysis required”; and

6           (ii) in subparagraph (C) by striking  
7 “analysis” and inserting “written notifica-  
8 tion”;

9           (B) by amending paragraph (2) to read as  
10 follows:

11           “(2) DECOMMISSIONING.—If the Secretary  
12 makes a determination under subsection (a) that it  
13 is not cost effective to reactivate the Polar Sea,  
14 then, not later than 180 days after written notifica-  
15 tion of that determination is submitted under that  
16 subsection, the Commandant of the Coast Guard  
17 may decommission the Polar Sea.”; and

18           (C) by amending paragraph (3) to read as  
19 follows:

20           “(3) RESULT OF NO DETERMINATION.—If the  
21 Secretary does not make a determination under sub-  
22 section (a) regarding whether it is cost effective to  
23 reactivate the Polar Sea, then the Commandant of  
24 the Coast Guard may decommission the Polar Sea.”;

1           (6) in subsection (d)(1) (as redesignated by  
2 paragraph (4) of this section) by striking “analysis”  
3 and inserting “written notification”; and

4           (7) in subsection (e) (as redesignated by para-  
5 graph (4) of this section) by striking “in subsection  
6 (d)” and inserting “in subsection (c)”.

7 **SEC. 213. PARTICIPATION OF THE COAST GUARD ACADEMY**  
8                           **IN FEDERAL, STATE, OR OTHER EDU-**  
9                           **CATIONAL RESEARCH GRANTS.**

10       Section 196 of title 14, United States Code, is  
11 amended—

12           (1) by inserting “(a) IN GENERAL.—” before  
13 “Notwithstanding”; and

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

15       “(b) AUTHORITY.—

16           “(1) CONTRACT OR COOPERATIVE AGREE-  
17       MENT.—Notwithstanding chapter 63 of title 31 and  
18       chapter 137 of title 10, the Commandant may enter  
19       into a contract or cooperative agreement with a non-  
20       profit organization, described under section  
21       501(c)(3) of the Internal Revenue Code of 1986 and  
22       exempt from taxation under section 501(a) of that  
23       Code, that the Coast Guard Academy Alumni Asso-  
24       ciation may establish for the purpose of supporting  
25       academic research and applying for and admin-

1       istering Federal, State, or other educational research  
2       grants on behalf of the Coast Guard Academy. Not-  
3       withstanding any other provision of law or policy to  
4       the contrary, the Commandant may enter such con-  
5       tract or cooperative agreement on a sole source  
6       basis.

7               “(2) LEASE OR LICENSE.—The Commandant  
8       may enter into a lease or license with a nonprofit or-  
9       ganization, described under section 501(c)(3) of the  
10      Internal Revenue Code of 1986 and exempt from  
11      taxation under section 501(a) of that Code, that the  
12      Coast Guard Academy Alumni Association may es-  
13      tablish for the purpose of supporting academic re-  
14      search and applying for and administering Federal,  
15      State, or other educational research grants on behalf  
16      of the Coast Guard Academy.

17              “(c) USE OF COAST GUARD PERSONAL PROPERTY.—  
18      The Commandant may allow a nonprofit organization, de-  
19      scribed under section 501(c)(3) of the Internal Revenue  
20      Code of 1986 and exempt from taxation under section  
21      501(a) of that Code, that the Coast Guard Academy  
22      Alumni Association may establish to use, at no cost, per-  
23      sonal property of the Coast Guard to assist the non-profit  
24      organization in supporting academic research and apply-  
25      ing for and administering Federal, State, or other edu-

1 cational research grants on behalf of the Coast Guard  
2 Academy.

3 “(d) ACCEPTANCE OF SUPPORT.—

4 “(1) SUPPORT RECEIVED FROM A 501(c)(3) NON-  
5 PROFIT ORGANIZATION.—Notwithstanding section  
6 93 of this title, the Commandant may accept funds,  
7 supplies, and services from a nonprofit organization,  
8 described under section 501(c)(3) of the Internal  
9 Revenue Code of 1986 and exempt from taxation  
10 under section 501(a) of that Code, that the Coast  
11 Guard Academy Alumni Association may establish  
12 for the support of academic research and applying  
13 for and administering Federal, State, or other edu-  
14 cational research grants on behalf of the Coast  
15 Guard Academy. For purposes of this subsection,  
16 employees or personnel of such nonprofit organiza-  
17 tion shall not be employees of the United States.

18 “(2) LIMITATION.—The Commandant shall en-  
19 sure that contributions under this subsection do not  
20 reflect unfavorably on the ability of the Coast  
21 Guard, any of its employees, or any member of the  
22 armed forces to carry out any responsibility or duty  
23 in a fair and objective manner, or compromise the  
24 integrity or appearance of integrity of any program



1 of the Coast Guard, or any individual involved in  
2 such a program.

3 “(e) RETENTION AND USE OF FUNDS.—Funds re-  
4 ceived under this section may be retained for use in sup-  
5 port of academic research and applying for and admin-  
6 istering Federal, State, or other educational research  
7 grants on behalf of the Coast Guard Academy and shall  
8 remain available until expended.

9 “(f) CONDITIONS.—The authority provided in this  
10 section with respect to a nonprofit organization, described  
11 under section 501(c)(3) of the Internal Revenue Code of  
12 1986 and exempt from taxation under section 501(a) of  
13 that Code, that the Coast Guard Academy Alumni Asso-  
14 ciation may establish is valid only so long as such non-  
15 profit organization continues to—

16 “(1) qualify as a nonprofit organization, de-  
17 scribed under section 501(c)(3) of the Internal Rev-  
18 enue Code of 1986 and exempt from taxation under  
19 section 501(a) of that Code, and operates in accord-  
20 ance with this section, the laws of the State of Con-  
21 necticut, and the constitution and bylaws of the non-  
22 profit organization; and

23 “(2) operate exclusively to support academic re-  
24 search and applying for and administering Federal,

1 State, or other educational research grants on behalf  
2 of the Coast Guard Academy.”.

3 **SEC. 214. VENUE.**

4 Section 311(d) of the Magnuson-Stevens Fishery  
5 Conservation and Management Act (16 U.S.C. 1861(d))  
6 is amended by striking the second sentence and inserting  
7 “In the case of Hawaii or any possession of the United  
8 States in the Pacific Ocean, the appropriate court is the  
9 United States District Court for the District of Hawaii,  
10 except that in the case of Guam and Wake Island, the  
11 appropriate court is the United States District Court for  
12 the District of Guam, and in the case of the Northern  
13 Mariana Islands, the appropriate court is the United  
14 States District Court for the District of the Northern  
15 Mariana Islands.”.

16 **SEC. 215. NATIONAL COAST GUARD MUSEUM.**

17 Section 98 of title 14, United States Code, is amend-  
18 ed—

19 (1) by striking subsection (b); and

20 (2) by redesignating subsections (c) and (d) as  
21 subsections (b) and (c), respectively.

22 **SEC. 216. INVESTIGATIONS.**

23 (a) IN GENERAL.—Chapter 11 of title 14, United  
24 States Code, as amended by section 203(b), is further  
25 amended by adding after section 429 the following:

1 **“§ 430. Investigations of Flag Officers and Senior Ex-**  
 2 **ecutive Service**

3 “The Commandant shall consult with the Inspector  
 4 General of the Department of Defense anytime a report  
 5 of allegations of misconduct are made against senior offi-  
 6 cials. Investigations into allegations of senior official mis-  
 7 conduct shall be consistent with Department of Defense  
 8 policies.”.

9 (b) CLERICAL AMENDMENT.—The table of sections  
 10 at the beginning of chapter 11 of such title, as amended  
 11 by section 203(b), is further amended by inserting after  
 12 the item related to section 429 the following new item:

“Sec. 430. Investigations of Flag Officers and Senior Executive Service.”.

13 **SEC. 217. TECHNICAL AND CLERICAL AMENDMENTS TO**  
 14 **TITLE 14, UNITED STATES CODE.**

15 Title 14, United States Code, is amended—

16 (1) in the table of chapters at the beginning of  
 17 part I, by striking “**Coast Guard**” in the item re-  
 18 lating to chapter 19;

19 (2) in section 46(a), by striking “subsection”  
 20 and inserting “section”;

21 (3) in section 47, by striking the section head-  
 22 ing and inserting the following new section heading:

1 **“§ 47. Vice Commandant; appointment”;**

2 (4) in the table of sections at the beginning of  
3 chapter 9, by striking “Safety” in the item relating  
4 to section 199 and inserting “safety”;

5 (5) in section 427(b)(2), by striking “this chap-  
6 ter” and inserting “chapter 61 of title 10”;

7 (6) in the table of sections at the beginning of  
8 chapter 15, by striking “Sec.” that follows the head-  
9 ing for subchapter II;

10 (7) in section 581(5)(B), by striking  
11 “\$300,000,0000,” and inserting “\$300,000,000,”;

12 (8) in section 637(c)(3), by inserting “it is” be-  
13 fore “any” in the matter preceding subparagraph  
14 (A);

15 (9) in section 641(d)(3), by striking “Guard,  
16 installation” and inserting “Guard installation”;

17 (10) in section 691(c)(3), by striking “state”  
18 and inserting “State”;

19 (11) in the table of sections at the beginning of  
20 chapter 21—

21 (A) by striking “reserve” in the item relat-  
22 ing to section 709 and inserting “Reserve”; and

23 (B) by striking “from active” in the item  
24 relating to section 740 and inserting “from an  
25 active”;

1 (12) in section 742(c), by striking “subsection  
2 (a)and” and inserting “subsections (a) and”;

3 (13) in section 821(b)(1), by striking “26” and  
4 inserting “171”; and

5 (14) in section 823a(b)(1), by striking “26”  
6 and inserting “171”.

7 **TITLE III—SHIPPING AND**  
8 **NAVIGATION**

9 **SEC. 301. WHISTLEBLOWER PROTECTIONS.**

10 Subparagraph (A) of section 2114(a)(1) of title 46,  
11 United States Code, is amended to read as follows:

12 “(A) the seaman in good faith has reported or  
13 is about to report to the Coast Guard, another ap-  
14 propriate Federal department or agency, the vessel  
15 owner, the vessel operator, or the seaman’s employer  
16 that the seaman believes that a violation of a mari-  
17 time safety or maritime environmental protection  
18 law or regulation prescribed under that law or regu-  
19 lation has occurred;”.

20 **SEC. 302. MARITIME DRUG LAW ENFORCEMENT.**

21 (a) IN GENERAL.—Chapter 705 of title 46, United  
22 States Code, is amended by adding at the end the fol-  
23 lowing:

1 **“§ 70509. Destruction of evidence during maritime**  
2 **counter-drug operations**

3 “(a) IN GENERAL.—Whoever, while on board a vessel  
4 used to commit, or to facilitate the commission of, an of-  
5 fense under section 70503 of this title, knowingly or inten-  
6 tionally destroys (including jettisoning any item or scut-  
7 tling, burning, or hastily cleaning a vessel), or attempts  
8 or conspires to destroy, property that is subject to for-  
9 feiture under section 511(a) of the Comprehensive Drug  
10 Abuse Prevention and Control Act of 1970 (21 U.S.C.  
11 881(a)) shall be fined in accordance with section 3571 of  
12 title 18, imprisoned not more than 15 years, or both.

13 “(b) PRIMA FACIE EVIDENCE OF VIOLATION.—Prac-  
14 tices commonly recognized as smuggling tactics may pro-  
15 vide prima facie evidence of intent to use a vessel to com-  
16 mit, or to facilitate the commission of, an offense under  
17 section 70503 of this title, even in the absence of con-  
18 trolled substances aboard the vessel. The following indicia,  
19 among others, may be considered, in the totality of the  
20 circumstances, to be prima facie evidence that a vessel is  
21 intended to be used to commit, or to facilitate the commis-  
22 sion of, such an offense:

23 “(1) The construction or adaptation of the ves-  
24 sel in a manner that facilitates smuggling, includ-  
25 ing—

1           “(A) the configuration of the vessel to ride  
2 low in the water or present a low hull profile to  
3 avoid being detected visually or by radar;

4           “(B) the presence of any compartment or  
5 equipment that is built or fitted out for smug-  
6 gling, not including items such as a safe or  
7 lock-box reasonably used for the storage of per-  
8 sonal valuables;

9           “(C) the presence of an auxiliary tank not  
10 installed in accordance with applicable law or  
11 installed in such a manner as to enhance the  
12 vessel’s smuggling capability;

13           “(D) the presence of engines that are ex-  
14 cessively overpowered in relation to the design  
15 and size of the vessel;

16           “(E) the presence of materials used to re-  
17 duce or alter the heat or radar signature of the  
18 vessel and avoid detection;

19           “(F) the presence of a camouflaging paint  
20 scheme, or of materials used to camouflage the  
21 vessel, to avoid detection; or

22           “(G) the display of false vessel registration  
23 numbers, false indicia of vessel nationality, false  
24 vessel name, or false vessel homeport.

1           “(2) The presence or absence of equipment,  
2           personnel, or cargo inconsistent with the type or de-  
3           clared purpose of the vessel.

4           “(3) The presence of excessive fuel, lube oil,  
5           food, water, or spare parts, inconsistent with legiti-  
6           mate vessel operation, inconsistent with the con-  
7           struction or equipment of the vessel, or inconsistent  
8           with the character of the vessel’s stated purpose.

9           “(4) The operation of the vessel without lights  
10          during times lights are required to be displayed  
11          under applicable law or regulation and in a manner  
12          of navigation consistent with smuggling tactics used  
13          to avoid detection by law enforcement authorities.

14          “(5) The failure of the vessel to stop or respond  
15          or heave to when hailed by government authority, es-  
16          pecially where the vessel conducts evasive maneu-  
17          vering when hailed.

18          “(6) The declaration to government authority of  
19          false information about the vessel, crew, or voyage  
20          or the failure to identify the vessel by name or coun-  
21          try of registration when requested to do so by gov-  
22          ernment authority.

23          “(7) The presence of controlled substance res-  
24          idue on the vessel, on an item aboard the vessel, or  
25          on an individual aboard the vessel, of a quantity or



1 other nature that reasonably indicates manufac-  
2 turing or distribution activity.

3 “(8) The use of petroleum products or other  
4 substances on the vessel to foil the detection of con-  
5 trolled substance residue.

6 “(9) The presence of a controlled substance in  
7 the water in the vicinity of the vessel, where given  
8 the currents, weather conditions, and course and  
9 speed of the vessel, the quantity or other nature is  
10 such that it reasonably indicates that the controlled  
11 substance was transported in the subject vessel.

12 “(c) EXTENSION BEYOND TERRITORIAL JURISDIC-  
13 TION.—Subsection (a) applies even though the act is com-  
14 mitted outside the territorial jurisdiction of the United  
15 States.

16 **“§ 70510. Maritime bulk cash smuggling**

17 “(a) CRIMINAL OFFENSE.—Whoever, while aboard a  
18 vessel used to commit, or to facilitate the commission of,  
19 an offense under section 70503 of this title, or whoever,  
20 while aboard a vessel outfitted for smuggling, knowingly  
21 conceals, attempts to conceal, or conspires to conceal more  
22 than \$100,000 in currency or other monetary instruments  
23 on the person of such individual or in any conveyance, ar-  
24 ticle of luggage, merchandise, or other container, or com-  
25 partment of or aboard such vessel shall be fined in accord-

1   ance with section 3571 of title 18, imprisoned not more  
2   than 15 years, or both.

3           “(b) PRIMA FACIE EVIDENCE OF VIOLATION.—Prac-  
4   tices commonly recognized as smuggling tactics may pro-  
5   vide prima facie evidence of intent to use a vessel to com-  
6   mit, or to facilitate the commission of, an offense under  
7   section 70503 of this title or prima facie evidence of a  
8   vessel outfitted for smuggling, even in the absence of con-  
9   trolled substances aboard the vessel. The following indicia,  
10  among others, may be considered, in the totality of the  
11  circumstances, to be prima facie evidence that a vessel is  
12  intended to be used to commit, or to facilitate the commis-  
13  sion of, such an offense or is outfitted for smuggling:

14           “(1) The construction or adaptation of the ves-  
15   sel in a manner that facilitates smuggling, includ-  
16   ing—

17           “(A) the configuration of the vessel to ride  
18   low in the water or present a low hull profile to  
19   avoid being detected visually or by radar;

20           “(B) the presence of any compartment or  
21   equipment that is built or fitted out for smug-  
22   gling, not including items such as a safe or  
23   lock-box reasonably used for the storage of per-  
24   sonal valuables;

1           “(C) the presence of an auxiliary tank not  
2 installed in accordance with applicable law or  
3 installed in such a manner as to enhance the  
4 vessel’s smuggling capability;

5           “(D) the presence of engines that are ex-  
6 cessively overpowered in relation to the design  
7 and size of the vessel;

8           “(E) the presence of materials used to re-  
9 duce or alter the heat or radar signature of the  
10 vessel and avoid detection;

11           “(F) the presence of a camouflaging paint  
12 scheme, or of materials used to camouflage the  
13 vessel, to avoid detection; or

14           “(G) the display of false vessel registration  
15 numbers, false indicia of vessel nationality, false  
16 vessel name, or false vessel homeport.

17           “(2) The presence or absence of equipment,  
18 personnel, or cargo inconsistent with the type or de-  
19 clared purpose of the vessel.

20           “(3) The presence of excessive fuel, lube oil,  
21 food, water, or spare parts, inconsistent with legiti-  
22 mate vessel operation, inconsistent with the con-  
23 struction or equipment of the vessel, or inconsistent  
24 with the character of the vessel’s stated purpose.

1           “(4) The operation of the vessel without lights  
2 during times lights are required to be displayed  
3 under applicable law or regulation and in a manner  
4 of navigation consistent with smuggling tactics used  
5 to avoid detection by law enforcement authorities.

6           “(5) The failure of the vessel to stop or respond  
7 or heave to when hailed by government authority, es-  
8 pecially where the vessel conducts evasive maneu-  
9 vering when hailed.

10           “(6) The declaration to government authority of  
11 false information about the vessel, crew, or voyage  
12 or the failure to identify the vessel by name or coun-  
13 try of registration when requested to do so by gov-  
14 ernment authority.

15           “(c) FORFEITURE.—

16           “(1) CRIMINAL FORFEITURE.—The court in im-  
17 posing sentence for any violation of subsection (a),  
18 or any attempt or conspiracy to commit such viola-  
19 tion, shall order the defendant to forfeit all property,  
20 real or personal, involved in the offence and any  
21 property traceable thereto. Forfeitures under this  
22 paragraph shall be governed by the procedures es-  
23 tablished in section 413 of the Controlled Sub-  
24 stances Act (21 U.S.C. 853).

1           “(2) CIVIL FORFEITURE.—Any property, real  
 2           or personal, involved in a violation of subsection (a),  
 3           or the attempt or a conspiracy to commit such viola-  
 4           tion, and any property, real or personal, traceable to  
 5           such violation or conspiracy, may be seized and for-  
 6           feited to the United States. Forfeitures under this  
 7           paragraph shall be governed by the procedures gov-  
 8           erning civil forfeitures in money laundering cases  
 9           pursuant to section 981(a)(1)(A) of title 18, United  
 10          States Code.

11          “(d) EXTENSION BEYOND TERRITORIAL JURISDIC-  
 12          TION.—Subsection (a) applies even though the act is com-  
 13          mitted outside the territorial jurisdiction of the United  
 14          States.”.

15          (b) CLERICAL AMENDMENT.—The analysis for chap-  
 16          ter 705 of title 46, United States Code, is amended by  
 17          adding at the end the following:

“70509. Destruction of evidence during maritime counter-drug operations.  
 “70510. Maritime bulk cash smuggling.”.

18          **SEC. 303. CARRIAGE OF LIQUID DANGEROUS CARGO.**

19          Section 3702(c) of title 46, United States Code, is  
 20          amended to read as follows:

21          “(c)(1) Except as provided in paragraph (2), this  
 22          chapter does not apply to a fishing or fish tender vessel  
 23          of not more than 500 gross tons as measured under sec-  
 24          tion 14502 of this title, or an alternate tonnage measured

1 under section 14302 of this title as prescribed by the Sec-  
 2 retary under section 14104 of this title when engaged only  
 3 in the fishing industry.

4 “(2) A vessel described in paragraph (1) is subject  
 5 to regulation by the Secretary under this chapter if the  
 6 vessel is carrying flammable or combustible liquid cargoes  
 7 in bulk.”.

8 **SEC. 304. MARITIME TRANSPORTATION OF HAZARDOUS MA-**  
 9 **TERIAL.**

10 (a) IN GENERAL.—Chapter 51 of title 49, United  
 11 States Code, is amended by adding at the end the fol-  
 12 lowing:

13 **“§ 5129. Maritime transportation of hazardous mate-**  
 14 **rial**

15 “For the purposes of enforcing this chapter, the Sec-  
 16 retary and the Secretary of the department in which the  
 17 Coast Guard is operating shall establish policies and prac-  
 18 tices to ensure that the authorities set forth in this chapter  
 19 are enforced in the same manner and to the same extent,  
 20 and the civil and criminal penalties are assessed or rec-  
 21 ommended in the same manner and to the same extent.”.

22 (b) CLERICAL AMENDMENT.—The analysis for such  
 23 chapter is amended by adding at the end the following  
 24 new item:

“5129. Maritime Transportation of Hazardous Material.”.

1 **SEC. 305. RECREATIONAL VESSEL OPERATOR EDUCATION.**

2 (a) IN GENERAL.—Chapter 131 of title 46, United  
3 States Code, is amended by adding at the end the fol-  
4 lowing:

5 **“§ 13111. Recreational vessel operator education**

6 “(a) AUTHORITY TO DEVELOP MODEL CUR-  
7 RICULUM.—The Secretary may develop and propose a  
8 model for a national recreational vessel training cur-  
9 riculum and education standards for operators of rec-  
10 reational vessels equipped with propulsion machinery of  
11 any kind.

12 “(b) PURPOSE.—The purpose of the model cur-  
13 riculum developed under subsection (a) is to promote uni-  
14 formity of boating safety awareness and education and im-  
15 prove reciprocity of recreational vessel operator certifi-  
16 cates and licenses among the States.”.

17 (b) CLERICAL AMENDMENT.—The analysis for such  
18 chapter is amended by adding at the end the following  
19 new item:

“13111. Recreational vessel operator education.”.

20 **SEC. 306. NONDISCLOSURE OF CERTAIN INFORMATION.**

21 (a) INAPPLICABILITY OF DISCLOSURE REQUIRE-  
22 MENT.—

23 (1) IN GENERAL.—The requirement to make in-  
24 formation available under section 552 of title 5,  
25 United States Code, shall not apply to—

1 (A) a question from any examination for a  
2 merchant seamen license, certificate, or docu-  
3 ment that the Secretary of the department in  
4 which the Coast Guard is operating is author-  
5 ized to issue pursuant to title 46, United States  
6 Code;

7 (B) the answer to such question, including  
8 any correct or incorrect answer that may be  
9 presented with such question; and

10 (C) any quality or characteristic of such  
11 question, including—

12 (i) the manner in which such question  
13 has been, is, or may be selected for an ex-  
14 amination;

15 (ii) the frequency of such selection;  
16 and

17 (iii) the frequency that an examinee  
18 correctly or incorrectly answered such  
19 question.

20 (2) STATUTORY CONSTRUCTION.—This section  
21 constitutes a specific exemption within the meaning  
22 of section 552(b)(3) of title 5, United States Code.

23 (b) AUTHORITY TO RELEASE CERTAIN EXAM QUES-  
24 TIONS.—Notwithstanding subsection (a), the Secretary of  
25 the department in which the Coast Guard is operating is



1 authorized, for the purpose of exam preparation by the  
 2 general public, to release an exam question and answer  
 3 that the Secretary has retired, is not presently on or part  
 4 of an exam, or that the Secretary determines is appro-  
 5 priate for release.

6 (c) EXAMINATIONS FOR MERCHANT SEAMAN LI-  
 7 CENSES, CERTIFICATES, AND DOCUMENTS.—

8 (1) IN GENERAL.—Chapter 71 of title 46,  
 9 United States Code, is amended by adding at the  
 10 end the following:

11 **“§ 7116. Examinations for merchant seaman licenses,  
 12 certificates, and documents**

13 “(a) REQUIREMENT FOR SAMPLE EXAMS.—The Sec-  
 14 retary shall develop a sample merchant mariner exam and  
 15 outline of merchant mariner exam topics on an annual  
 16 basis.

17 “(b) PUBLIC AVAILABILITY.—Each sample exam and  
 18 outline of topics developed under subsection (a) shall be  
 19 readily available to the public.”.

20 (2) CLERICAL AMENDMENT.—The analysis for  
 21 such chapter is amended by adding at the end the  
 22 following new item:

“7116. Examinations for merchant seaman licenses, certificates, and docu-  
 ments.”.

23 (d) DISCLOSURE TO CONGRESS.—Nothing in this  
 24 section may be construed to authorize the withholding of

1 information from an appropriate inspector general or the  
2 Committee on Commerce, Science, and Transportation of  
3 the Senate and the Committee on Transportation and In-  
4 frastructure of the House of Representatives.

5 **SEC. 307. HIGHER VOLUME PORT AREA REGULATORY DEFINITION CHANGE.**  
6

7 (a) IN GENERAL.—Subsection (a) of section 710 of  
8 the Coast Guard Authorization Act of 2010 (Public Law  
9 111–281; 124 Stat. 2986) is amended to read as follows:

10 “(a) HIGHER VOLUME PORTS.—

11 “(1) IN GENERAL.—Notwithstanding any other  
12 provision of law, the requirements of subparts D, F,  
13 and G of part 155 of title 33, Code of Federal Regu-  
14 lations, that apply to the higher volume port area for  
15 the Strait of Juan de Fuca at Port Angeles, Wash-  
16 ington (including any water area within 50 nautical  
17 miles seaward), to and including Puget Sound, shall  
18 be deemed to apply, in the same manner, and to the  
19 same extent, to the Strait of Juan de Fuca at Cape  
20 Flattery, Washington (including any water area  
21 within 50 nautical miles seaward), to and including  
22 Puget Sound.

23 “(2) EFFECTIVE DATE.—This subsection shall  
24 take effect on the date of the enactment of the Coast  
25 Guard Authorization Act of 2015.”.

1 (b) CONFORMING AMENDMENT.—Subsection (b) of  
2 such section is amended by striking “the modification of  
3 the higher volume port area definition required by sub-  
4 section (a).” and inserting “higher volume port require-  
5 ments made applicable under subsection (a).”.

6 **SEC. 308. RECOGNITION OF PORT SECURITY ASSESSMENTS**  
7 **CONDUCTED BY OTHER ENTITIES.**

8 Section 70108 of title 46, United States Code, is  
9 amended by adding at the end the following:

10 “(f) RECOGNITION OF ASSESSMENT CONDUCTED BY  
11 OTHER ENTITIES.—

12 “(1) CERTIFICATION AND TREATMENT OF AS-  
13 SESSMENTS.—For the purposes of this section and  
14 section 70109, the Secretary may treat an assess-  
15 ment that a foreign government (including, for the  
16 purposes of this subsection, an entity of or operating  
17 under the auspices of the European Union) or inter-  
18 national organization has conducted as an assess-  
19 ment that the Secretary has conducted for the pur-  
20 poses of subsection (a), provided that the Secretary  
21 certifies that the foreign government or international  
22 organization has—

23 “(A) conducted the assessment in accord-  
24 ance with subsection (b); and

1           “(B) provided the Secretary with sufficient  
2 information pertaining to its assessment (in-  
3 cluding, but not limited to, information on the  
4 outcome of the assessment).

5           “(2) AUTHORIZATION TO ENTER INTO AN  
6 AGREEMENT.—For the purposes of this section and  
7 section 70109, the Secretary, in consultation with  
8 the Secretary of State, may enter into an agreement  
9 with a foreign government (including, for the pur-  
10 poses of this subsection, an entity of or operating  
11 under the auspices of the European Union) or inter-  
12 national organization, under which parties to the  
13 agreement—

14           “(A) conduct an assessment, required  
15 under subsection (a);

16           “(B) share information pertaining to such  
17 assessment (including, but not limited to, infor-  
18 mation on the outcome of the assessment); or

19           “(C) both.

20           “(3) LIMITATIONS.—Nothing in this subsection  
21 shall be construed to—

22           “(A) require the Secretary to recognize an  
23 assessment that a foreign government or an  
24 international organization has conducted; or

1                   “(B) limit the discretion or ability of the  
2                   Secretary to conduct an assessment under this  
3                   section.”.

4 **SEC. 309. MODEL YEARS FOR RECREATIONAL VESSELS.**

5           (a) IN GENERAL.—Section 4302 of title 46, United  
6 States Code is amended by adding at the end the fol-  
7 lowing:

8           “(e)(1) If in prescribing regulations under this sec-  
9 tion the Secretary establishes a model year for recreational  
10 vessels and associated equipment, such model year shall,  
11 except as provided in paragraph (2)—

12                   “(A) begin on June 1 of a year and end on July  
13                   31 of the following year; and

14                   “(B) be designated by the year in which it ends.

15           “(2) Upon the request of a recreational vessel manu-  
16 facturer to which this chapter applies, the Secretary may  
17 alter a model year for a model of recreational vessel of  
18 the manufacturer and associated equipment, by no more  
19 than 6 months from the model year described in para-  
20 graph (1).”.

21           (b) APPLICATION.—The amendment made by sub-  
22 section shall only apply with respect to recreational vessels  
23 and associated equipment constructed or manufactured,  
24 respectively, on or after June 1, 2015.

1 (c) GUIDANCE.—Not later than 90 days after the  
2 date of the enactment of this Act, the Secretary of the  
3 department in which the Coast Guard is operating shall  
4 publish guidance to implement subsection (e)(2) of section  
5 4302 of title 46, United States Code, as added by sub-  
6 section (a).

7 **SEC. 310. RECREATIONAL VESSEL ENGINE WEIGHTS.**

8 Not later than 180 days after the date of the enact-  
9 ment of this Act, the Secretary of the department in which  
10 the Coast Guard is operating shall issue regulations  
11 amending table 4 to subpart H of part 183 of title 33,  
12 Code of Federal Regulations (related to Weights (Pounds)  
13 of Outboard Motor and Related Equipment for Various  
14 Boat Horsepower Ratings) as appropriate to reflect  
15 “Standard 30–Outboard Engine and Related Equipment  
16 Weights” published by the American Boat and Yacht  
17 Council, as in effect on the date of the enactment of this  
18 Act.

19 **SEC. 311. VESSEL REPLACEMENT.**

20 (a) LOANS AND GUARANTEES.—Chapter 537 of title  
21 46, United States Code, is amended—

22 (1) in section 53701—

23 (A) by redesignating paragraphs (8)  
24 through (14) as paragraphs (9) through (15),  
25 respectively; and

1 (B) by inserting after paragraph (7) the  
2 following:

3 “(8) HISTORICAL USES.—The term ‘historical  
4 uses’ includes—

5 “(A) refurbishing, repairing, rebuilding, or  
6 replacing equipment on a fishing vessel, without  
7 materially increasing harvesting capacity;

8 “(B) purchasing a used fishing vessel;

9 “(C) purchasing, constructing, expanding,  
10 or reconditioning a fishery facility;

11 “(D) refinancing existing debt;

12 “(E) reducing fishing capacity; and

13 “(F) making upgrades to a fishing vessel,  
14 including upgrades in technology, gear, or  
15 equipment, that improve—

16 “(i) collection and reporting of fish-  
17 ery-dependent data;

18 “(ii) bycatch reduction or avoidance;

19 “(iii) gear selectivity;

20 “(iv) adverse impacts caused by fish-  
21 ing gear; or

22 “(v) safety.”; and

23 (2) in section 53702(b), by adding at the end  
24 the following:

1           “(3) MINIMUM OBLIGATIONS AVAILABLE FOR  
 2 HISTORIC USES.—Of the direct loan obligations  
 3 issued by the Secretary under this chapter, the Sec-  
 4 retary shall make a minimum of \$59,000,000 avail-  
 5 able each fiscal year for historic uses.

6           “(4) USE OF OBLIGATIONS IN LIMITED ACCESS  
 7 FISHERIES.—In addition to the other eligible pur-  
 8 poses and uses of direct loan obligations provided for  
 9 in this chapter, the Secretary is authorized to issue  
 10 direct loan obligations for the purpose of—

11                   “(A) financing the construction or recon-  
 12 struction of a fishing vessel in a fishery man-  
 13 aged under a limited access system; or

14                   “(B) financing the purchase of harvesting  
 15 rights in a fishery that is federally managed  
 16 under a limited access system.”.

17           (b) LIMITATION ON APPLICATION TO CERTAIN FISH-  
 18 ING VESSELS OF PROHIBITION UNDER VESSEL CON-  
 19 STRUCTION PROGRAM.—Section 302(b)(2) of the Fish-  
 20 eries Financing Act (title III of Public Law 104–297; 46  
 21 U.S.C. 53706 note) is amended—

22                   (1) in the second sentence—

23                           (A) by striking “or in” and inserting “,  
 24 in”; and



1 (B) by inserting before the period the fol-  
2 lowing: “, in fisheries that are under the juris-  
3 diction of the North Pacific Fishery Manage-  
4 ment Council and managed under a fishery  
5 management plan issued under the Magnuson-  
6 Stevens Fishery Conservation and Management  
7 Act (16 U.S.C. 1801 et seq.), or in the Pacific  
8 whiting fishery that is under the jurisdiction of  
9 the Pacific Fishery Management Council and  
10 managed under a fishery management plan  
11 issued under that Act”; and

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

13 “Any fishing vessel operated in fisheries under  
14 the jurisdiction of the North Pacific Fishery Man-  
15 agement Council and managed under a fishery man-  
16 agement plan issued under the Magnuson-Stevens  
17 Fishery Conservation and Management Act (16  
18 U.S.C. 1801 et seq.), or in the Pacific whiting fish-  
19 ery under the jurisdiction of the Pacific Fishery  
20 Management Council and managed under a fishery  
21 management plan issued under that Act, and that is  
22 replaced by a vessel that is constructed or rebuilt  
23 with a loan or loan guarantee provided by the Fed-  
24 eral Government may not be used to harvest fish in  
25 any fishery under the jurisdiction of any Regional

1 Fishery Management Council, other than a fishery  
2 under the jurisdiction of the North Pacific Fishery  
3 Management Council or the Pacific Fishery Manage-  
4 ment Council.”.

5 **SEC. 312. FISHING VESSEL AND FISH TENDER VESSEL CER-**  
6 **TIFICATION.**

7 Section 4503(c) of title 46, United States Code, is  
8 amended—

9 (1) by designating the existing matter as para-  
10 graph (1); and

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

12 “(2) This section does not apply to a fishing or fish  
13 tender vessel to which section 4502(b) of this title applies,  
14 if—

15 “(A) the vessel is at least 50 feet overall in  
16 length, and not more than 190 feet overall in length;

17 “(B) the vessel is built after January 1, 2016;

18 “(C) the vessel is designed by a registered pro-  
19 fessional engineer, and the design incorporates  
20 standards equivalent to those prescribed by a classi-  
21 fication society designated under section 3316 of  
22 this title or another qualified organization approved  
23 by the Secretary;

24 “(D) construction of such vessel is overseen and  
25 certified as being in accordance with its design by a

1 marine surveyor of an organization accepted by the  
2 Secretary; and

3 “(E) the vessel—

4 “(i) completes a stability test performed by  
5 a qualified individual;

6 “(ii) has written stability and loading in-  
7 structions from a qualified individual that are  
8 provided to the owner or operator; and

9 “(iii) has an assigned loading mark.

10 “(3) The person who owns a vessel meeting the re-  
11 quirements of paragraph (2) shall—

12 “(A) not modify or substantially change such  
13 vessel unless such modification or change is reviewed  
14 and approved by a registered professional engineer  
15 prior to beginning any modification or change;

16 “(B) complete a condition survey at least bien-  
17 nially to the satisfaction of a marine surveyor of an  
18 organization accepted by the Secretary;

19 “(C) complete an out-of-water survey at least  
20 once every five years to the satisfaction of a certified  
21 marine surveyor of an organization accepted by the  
22 Secretary;

23 “(D) update the requirements specified in para-  
24 graph (2)(E) once every five years or at the time of

1 a modification or substantial change to such vessel;  
2 and

3 “(E) for the life of the vessel, maintain records  
4 to demonstrate compliance with this subsection, and  
5 make such records readily available for inspection by  
6 an official authorized to enforce this chapter.”.

7 **SEC. 313. TITLE 46, UNITED STATES CODE, TECHNICAL COR-**  
8 **RECTIONS.**

9 Title 46, United States Code, is amended—

10 (1) in section 103, by striking “(33 U.S.C.  
11 151).” and inserting “(33 U.S.C. 151(b)).”;

12 (2) in section 2118—

13 (A) in subsection (a), in the matter pre-  
14 ceding paragraph (1), by striking “title,” and  
15 inserting “subtitle,”; and

16 (B) in subsection (b), by striking “title”  
17 and inserting “subtitle”;

18 (3) in the analysis for chapter 35—

19 (A) by adding a period at the end of the  
20 item relating to section 3507; and

21 (B) by adding a period at the end of the  
22 item relating to section 3508;

23 (4) in section 3715(a)(2), by striking “and” at  
24 the end;

25 (5) in section 4506, by striking “(a)”;

1 (6) in section 8103(b)(1)(A)(iii), by striking  
2 “Academy.” and inserting “Academy; and”;

3 (7) in the analysis for chapter 701—

4 (A) by adding a period at the end of the  
5 item relating to section 70107A;

6 (B) in the item relating to section 70112,  
7 by striking “security advisory committee.” and  
8 inserting “Security Advisory Committee.”; and

9 (C) in the item relating to section 70122,  
10 by striking “watch program.” and inserting  
11 “Watch Program.”;

12 (8) in section 70105(c)—

13 (A) in paragraph (1)(B)(xv)—

14 (i) by striking “18, popularly” and in-  
15 serting “18 (popularly”;

16 (ii) by striking “Act” and inserting  
17 “Act”;

18 (B) in paragraph (2), by striking “(D)  
19 paragraph” and inserting “(D) of paragraph”;

20 (9) in section 70107—

21 (A) in paragraph (b)(2), by striking  
22 “5121(j)(8),” and inserting “5196(j)(8),”;

23 and

1 (B) in paragraph (m)(3)(C)(iii), by strik-  
2 ing “that is” and inserting “that the appli-  
3 cant”;

4 (10) in section 70122, in the section header, by  
5 striking “watch program” and inserting “Watch  
6 Program”; and

7 (11) in the analysis for chapter 705, by adding  
8 a period at the end of the item relating to section  
9 70508.

## 10 **TITLE IV—FEDERAL MARITIME** 11 **COMMISSION**

### 12 **SEC. 401. AUTHORIZATION OF APPROPRIATIONS.**

13 (a) IN GENERAL.—Chapter 3 of title 46, United  
14 States Code, is amended by adding at the end the fol-  
15 lowing:

#### 16 **“§ 308. Authorization of appropriations**

17 “There is authorized to be appropriated to the Fed-  
18 eral Maritime Commission \$24,700,000 for each of fiscal  
19 years 2016 and 2017 for the activities of the Commission  
20 authorized under this chapter and subtitle IV.”.

21 (b) CLERICAL AMENDMENT.—The analysis for chap-  
22 ter 3 of title 46, United States Code, is amended by add-  
23 ing at the end the following:

“308. Authorization of appropriations.”.

1 **SEC. 402. DUTIES OF THE CHAIRMAN.**

2 Section 301(c)(3)(A) of title 46, United States Code,  
3 is amended—

4 (1) in clause (ii) by striking “units, but only  
5 after consultation with the other Commissioners;”  
6 and inserting “units (with such appointments sub-  
7 ject to the approval of the Commission);”;

8 (2) in clause (iv) by striking “and” at the end;

9 (3) in clause (v) by striking the period at the  
10 end and inserting “; and”; and

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

12 “(vi) prepare and submit to the Presi-  
13 dent and Congress requests for appropria-  
14 tions for the Commission (with such re-  
15 quests subject to the approval of the Com-  
16 mission).”.

17 **TITLE V—SPORTFISH RESTORA-**  
18 **TION AND RECREATIONAL**  
19 **BOATING SAFETY REAUTHOR-**  
20 **IZATION**

21 **SEC. 501. SHORT TITLE.**

22 This title may be cited as the “Sport Fish Restora-  
23 tion and Recreational Boating Safety Act”.

1 **SEC. 502. AUTHORIZATION OF APPROPRIATIONS.**

2 Section 3 of the Dingell-Johnson Sport Fish Restora-  
3 tion Act (16 U.S.C. 777b) is amended by striking “57 per-  
4 cent” and inserting “57.42 percent”.

5 **SEC. 503. DIVISION OF ANNUAL APPROPRIATIONS.**

6 (a) IN GENERAL.—Section 4 of the Dingell-Johnson  
7 Sport Fish Restoration Act (16 U.S.C. 777c) is amend-  
8 ed—

9 (1) in subsection (a)—

10 (A) in the matter preceding paragraph (1),  
11 by striking “2014 and for the period beginning  
12 on October 1, 2014, and ending on May 31,  
13 2015,” and inserting “2023,”;

14 (B) in paragraph (1), by striking “18.5  
15 percent” and inserting “18.54 percent”;

16 (C) in paragraph (2), by striking “18.5  
17 percent” and inserting “18.04 percent”; and

18 (D) in paragraph (3), by adding at the end  
19 “Not more than 25 percent of such amount  
20 may be used for capital improvement and infra-  
21 structure projects to support facilities that meet  
22 State requirements for minimizing the introduc-  
23 tion of pollutants into the waterways.”;

24 (2) by amending the heading in subsection (b)  
25 to read as follows: “SET-ASIDES.—”;

26 (3) in subsection (b)(1)—



1 (A) in subparagraph (A), by striking  
2 “2014, and for the period beginning on October  
3 1, 2014, and ending on May 31, 2015,” and in-  
4 serting “2023,”;

5 (B) in subparagraph (B), by striking  
6 clauses (i), (ii), and (iii), and inserting the fol-  
7 lowing:

8 “(i) for each of the fiscal years 2016  
9 through 2023, 1.8468 percent of total an-  
10 nual collections under this Act for such fis-  
11 cal year; and

12 “(ii) notwithstanding clause (i), an  
13 amount that is less than or equal to  
14 \$12,299,000.”; and

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

16 “(C) SET-ASIDE FOR BOATING SAFETY.—

17 “(i) IN GENERAL.—From the annual  
18 appropriation made in accordance with sec-  
19 tion 3, for each fiscal year through 2023,  
20 the Secretary shall transfer to the Sec-  
21 retary of the department in which the  
22 Coast Guard is operating—

23 “(I)(aa) 0.3435 percent of total  
24 annual collections under this Act to  
25 pay the costs of investigations, per-

1                   sonnel, and activities related to ad-  
2                   ministering those programs under sec-  
3                   tion 4(a)(2) (16 U.S.C. 777c(a)(2));  
4                   and

5                   “(bb) notwithstanding item (aa),  
6                   an amount that is less than or equal  
7                   to \$2,300,000; and

8                   “(II) \$1,500,000 shall be made  
9                   available for the National Recreational  
10                  Boating Survey, that shall be avail-  
11                  able until expended and may be  
12                  awarded as a contract or grant by the  
13                  Secretary.

14                  “(ii) LIMITATION.—The amounts  
15                  specified in clause (i) for a fiscal year may  
16                  not be included in the amount of the an-  
17                  nual appropriation distributed under sub-  
18                  section (a) of this section for the fiscal  
19                  year.”;

20                  (4) in subsection (b)(2)—

21                  (A) in subparagraph (A), by striking  
22                  “under paragraph (1) shall remain available for  
23                  obligation for use under that paragraph” and  
24                  inserting “under paragraph (1)(B) shall remain

1 available for obligation for use under paragraph

2 (1)(A)”; and

3 (B) in subparagraph (B)—

4 (i) by striking “under paragraph (1)”

5 and inserting “under paragraph (1)(B)”;

6 and

7 (ii) by striking “subsection (e)” and

8 inserting “subsection (c)”;

9 (5) in subsection (c), by striking “57 percent”

10 and inserting “57.42 percent”;

11 (6) in subsection (d), by striking “So much of

12 any sum not allocated” and inserting “Except as

13 otherwise provided in this section, so much of any

14 sum not allocated”; and

15 (7) in subsection (e)—

16 (A) in paragraph (1), by striking “those

17 subsections” and inserting “those paragraphs”;

18 (B) by amending paragraph (2) to read as

19 follows:

20 “(2) MAXIMUM AMOUNT.—For fiscal year

21 2016, the Secretary of the Interior may use not

22 more than \$1,200,000 in accordance with paragraph

23 (1). For each fiscal year thereafter, the maximum

24 amount that the Secretary of the Interior may use

1 in accordance with paragraph (1) shall be deter-  
2 mined under paragraph (3).”; and

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

4 “(3) ANNUAL ADJUSTED MAXIMUM AMOUNT.—

5 The maximum amount referred to in paragraph (2)  
6 for fiscal year 2016 and each fiscal year thereafter  
7 shall be the sum of—

8 “(A) the available maximum amount for  
9 the preceding fiscal year; and

10 “(B) the amount determined by multi-  
11 plying—

12 “(i) the available maximum amount  
13 for the preceding fiscal year; and

14 “(ii) the change, relative to the pre-  
15 ceding fiscal year, in the Consumer Price  
16 Index for All Urban Consumers published  
17 by the Department of Labor.”.

18 (b) CONFORMING AMENDMENT.—Section 9 of the  
19 Dingell-Johnson Sport Fish Restoration Act (16 U.S.C.  
20 777h) is amended—

21 (1) in subsection (a), by striking “section 4(b)”  
22 and inserting “section 4(b)(1)(B)”; and

23 (2) in subsection (b)(1), by striking “section  
24 4(b)” and inserting “section 4(b)(1)(B)”.

1 **SEC. 504. EXTENSION OF EXCEPTION TO LIMITATION ON**  
2 **TRANSFERS TO FUND.**

3 Section 9504(d)(2) of the Internal Revenue Code of  
4 1986 is amended by striking “June 1, 2015,” and insert-  
5 ing “October 1, 2023,”.

6 **SEC. 505. RECREATIONAL BOATING SAFETY ALLOCATIONS.**

7 Section 13104 of title 46, United States Code, is  
8 amended by striking subsection (c).

9 **SEC. 506. RECREATIONAL BOATING SAFETY.**

10 Section 13107 of title 46, United States Code, is  
11 amended—

12 (1) in subsection (a)—

13 (A) in paragraph (1), by striking “(1) Sub-  
14 ject to paragraph (2) and subsection (c),” and  
15 inserting “Subject to subsection (c),”; and

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

17 (2) in subsection (c)(1), by striking “title,” and  
18 all that follows through the end and inserting  
19 “title—

20 “(A) including the funding of the National  
21 Boating Safety Advisory Council established  
22 under section 13110 of this title and the au-  
23 thorized activities of the Council, including  
24 travel for the council; and

25 “(B) of the funds referred to in paragraph  
26 (1), not less than \$2,500,000 shall be available

1 to the Secretary only to ensure compliance with  
2 chapter 43 of this title.”.

3 **SEC. 507. NATIONAL BOATING SAFETY ADVISORY COUNCIL.**

4 Section 13110(e) of title 46, United States Code, is  
5 amended by striking “2020” and inserting “2023”.

6 **SEC. 508. PLAN EVALUATION.**

7 Section 303(b)(7) of the Coastal Wetlands Planning,  
8 Protection and Restoration Act (16 U.S.C. 3952(b)(7)) is  
9 amended by inserting “and improvements made to the  
10 quality of fish and wildlife habitat conditions” after “en-  
11 hancing coastal wetlands”.

12 **SEC. 509. REPORT TO CONGRESS.**

13 The Director of the United States Fish and Wildlife  
14 Service shall annually evaluate and report on the adminis-  
15 trative services of such Service for the trust fund to the  
16 States and the sportfishing community, including the fol-  
17 lowing categories of information:

18 (1) The percent of grant actions completed  
19 within 45 days of receipt, average number of days  
20 to process new grants, and average number of days  
21 to process grant amendments.

22 (2) Which wildlife and sport fish restoration  
23 policies are currently being updated, the start time  
24 for each update, and the anticipated completion  
25 time.

1           (3) The number of Federal assistance work-  
2 shops held with States and such Service in efforts to  
3 communicate fiscal policies and procedures with the  
4 State agencies.

5           (4) The response time to States based on initial  
6 notification or assistance requests initiated by a  
7 State.

8           (5) The number of States with unresolved rec-  
9 onciliation of land records and number of corrective  
10 action plans with open actions.

11          (6) The number of employees of such Service  
12 with grants management training and outstanding  
13 training requirements and the percent of State fish  
14 and wildlife staff to have received training from  
15 Wildlife and Sport Fish Restoration Fund Program  
16 of such Service.

17          (7) The number of full-time equivalents contrib-  
18 uting to grant processing and related grant manage-  
19 ment in each region.

20          (8) The number of in-field state project reviews  
21 and site visits by the Wildlife and Sport Fish Res-  
22 toration Fund Program.

23          (9) The number of audits per year originating  
24 from such Service and response time to related ac-  
25 tions and correspondence.

1       **TITLE VI—CONVEYANCE OF**  
2       **COAST GUARD PROPERTY**  
3       **Subtitle A—Conveyance of Coast**  
4       **Guard Property in Point Spen-**  
5       **cer, Alaska**

6       **SEC. 601. FINDINGS.**

7       Congress finds as follows:

8           (1) Major shipping traffic is increasing through  
9       the Bering Strait, the Bering and Chukchi Seas, and  
10      the Arctic Ocean and will continue to increase  
11      whether or not development of the outer Continental  
12      Shelf of the United States is undertaken in the fu-  
13      ture and will increase further if such outer Conti-  
14      nental Shelf development is undertaken.

15          (2) There is a compelling national, State, Alas-  
16      ka Native, and private sector need for permanent in-  
17      frastructure development and for a presence in the  
18      Arctic region of Alaska by appropriate agencies of  
19      the Federal Government, particularly in proximity to  
20      the Bering Strait, to support and facilitate search  
21      and rescue, shipping safety, economic development,  
22      oil spill prevention and response, protection of Alas-  
23      ka Native archaeological and cultural resources, port  
24      of refuge, Arctic research, and maritime law enforce-



1       ment on the Bering Sea, the Chukchi Sea, and the  
2       Arctic Ocean.

3           (3) The United States owns a parcel of land,  
4       known as Point Spencer, located between the Bering  
5       Strait and Port Clarence and adjacent to some of  
6       the best potential deepwater port sites on the coast  
7       of Alaska in the Arctic.

8           (4) Prudent and effective use of Point Spencer  
9       may be best achieved through marshaling the en-  
10      ergy, resources, and leadership of the public and pri-  
11      vate sectors.

12          (5) It is in the national interest to develop in-  
13      frastructure at Point Spencer that would aid the  
14      Coast Guard in performing its statutory duties and  
15      functions in the Arctic on a more permanent basis  
16      and to allow for public and private sector develop-  
17      ment of facilities and other infrastructure to support  
18      purposes that are of benefit to the United States.

19 **SEC. 602. DEFINITIONS.**

20       In this subtitle:

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

24           (2) BSNC.—The term “BSNC” means the  
25      Bering Straits Native Corporation authorized under

1 section 7 of the Alaska Native Claims Settlement  
2 Act (43 U.S.C. 1606).

3 (3) COUNCIL.—The term “Council” means the  
4 Port Coordination Advisory Council established  
5 under section 604(a).

6 (4) PLAN.—The term “Plan” means the Port  
7 Management Coordination Plan developed under sec-  
8 tion 604(c).

9 (5) POINT SPENCER.—The term “Point Spen-  
10 cer” means the land known as “Point Spencer” lo-  
11 cated between the Bering Strait and Port Clarence  
12 and withdrawn by Public Land Order 2650 (pub-  
13 lished in the Federal Register on April 12, 1962),  
14 and located in Townships 2, 3, and 4 South, Range  
15 40 West, Kateel River Meridian, Alaska.

16 (6) SECRETARY.—Except as otherwise specifi-  
17 cally provided, the term “Secretary” means the Sec-  
18 retary of the department in which the Coast Guard  
19 is operating.

20 (7) STATE.—The term “State” means the State  
21 of Alaska.

22 (8) TRACT.—The term “Tract” means Tract 1,  
23 Tract 2, Tract 3, Tract 4, Tract 5, or Tract 6, as  
24 appropriate.

1           (9) TRACTS 1, 2, 3, 4, 5, AND 6.—The terms  
2           “Tract 1, Tract 2, Tract 3, Tract 4, Tract 5, and  
3           Tract 6” each mean the land generally depicted as  
4           Tract 1, Tract 2, Tract 3, Tract 4, Tract 5, or  
5           Tract 6, respectively, and generally depicted as such  
6           Tract on the map entitled the “Point Spencer Land  
7           Retention and Conveyance Map”, dated January  
8           2015, and on file with the Department of Homeland  
9           Security and the Department of the Interior.

10 **SEC. 603. AUTHORITY TO CONVEY LAND IN POINT SPEN-**  
11 **CER.**

12           (a) AUTHORITY TO CONVEY TRACTS 1, 3, AND 4.—  
13 The Secretary of the Interior shall convey, subject to valid  
14 existing rights, all right, title, and interest of the United  
15 States in and to the surface and subsurface estates of  
16 Tract 1, Tract 3, and Tract 4 in accordance with sub-  
17 section (d) if the Secretary notifies the Secretary of the  
18 Interior that the Coast Guard no longer needs to retain  
19 jurisdiction over any portion of Tract 1, Tract 3, or Tract  
20 4 and the requirements of subsection (f) are met for each  
21 such Tract to be conveyed.

22           (b) AUTHORITY TO CONVEY TRACTS 2 AND 5.—The  
23 Secretary of the Interior shall convey, subject to valid ex-  
24 isting rights, all right, title, and interest of the United  
25 States in and to the surface and subsurface estates of

1 Tract 2 and Tract 5 in accordance with subsection (d)  
2 if the requirements of subsection (f) are met for each such  
3 Tract to be conveyed.

4 (c) AUTHORITY TO TRANSFER TRACT 6.—The Sec-  
5 retary of the Interior shall convey, subject to valid existing  
6 rights, all right, title, and interest of the United States  
7 in and to the surface and subsurface estates of Tract 6  
8 in accordance with subsection (e) if the requirements of  
9 subsection (f) are met.

10 (d) ORDER OF OFFER TO CONVEY TRACT 1, 2, 3,  
11 4, OR 5.—

12 (1) DETERMINATION AND OFFER.—

13 (A) TRACT 1, 3, OR 4.—If the Secretary  
14 makes the determination under subsection (a)  
15 and the requirements of subsection (f) are met  
16 for Tract 1, 3, or 4, or a portion of such Tract,  
17 the Secretary of the Interior shall offer such  
18 Tract or portion of such Tract for conveyance  
19 to BSNC under the Alaska Native Claims Set-  
20 tlement Act (43 U.S.C. 1601 et seq.).

21 (B) TRACT 2 OR 5.—If the requirements of  
22 subsection (f) are met for Tract 2 or Tract 5,  
23 the Secretary of the Interior shall offer such  
24 Tract for conveyance to BSNC under the Alas-

1 ka Native Claims Settlement Act (43 U.S.C.  
2 1601 et seq.).

3 (2) OFFER TO BSNC.—

4 (A) ACCEPTANCE BY BSNC.—If BSNC  
5 chooses to accept an offer of conveyance of a  
6 Tract under paragraph (1), the Secretary of the  
7 Interior shall consider such Tract as within  
8 BSNC’s entitlement under section 14(h)(8) of  
9 the Alaska Native Claims Settlement Act (43  
10 U.S.C. 1613(h)(8)) and shall convey such Tract  
11 to BSNC.

12 (B) DECLINE BY BSNC.—If BSNC declines  
13 to accept an offer of conveyance of a Tract  
14 under paragraph (1), the Secretary of the Inte-  
15 rior shall offer such Tract for conveyance to the  
16 State under the Act of July 7, 1958 (commonly  
17 known as the “Alaska Statehood Act”) (48  
18 U.S.C. note prec. 21; Public Law 85–508).

19 (3) OFFER TO STATE.—

20 (A) ACCEPTANCE BY STATE.—If the State  
21 chooses to accept an offer of conveyance of a  
22 Tract under paragraph (2)(B), the Secretary of  
23 the Interior shall consider such Tract as within  
24 the State’s entitlement under the Act of July 7,  
25 1958 (commonly known as the “Alaska State-

1 hood Act”) (48 U.S.C. note prec. 21; Public  
2 Law 85–508) and shall convey such Tract to  
3 the State.

4 (B) DECLINE BY STATE.—If the State de-  
5 clines to accept an offer of conveyance of a  
6 Tract offered under paragraph (2)(B), such  
7 Tract shall be disposed of pursuant to applica-  
8 ble public land laws.

9 (e) ORDER OF OFFER TO CONVEY TRACT 6.—

10 (1) OFFER.—If the requirements under sub-  
11 section (f) are met for Tract 6, the Secretary of the  
12 Interior shall offer such Tract for conveyance to the  
13 State.

14 (2) OFFER TO STATE.—

15 (A) ACCEPTANCE BY STATE.—If the State  
16 chooses to accept an offer of conveyance of  
17 Tract 6 under paragraph (1), the Secretary of  
18 the Interior shall consider Tract 6 as within the  
19 State’s entitlement under the Act of July 7,  
20 1958 (commonly known as the “Alaska State-  
21 hood Act”) (48 U.S.C. note prec. 21; Public  
22 Law 85–508) and shall convey Tract 6 to the  
23 State.

24 (B) DECLINE BY STATE.—If the State de-  
25 clines to accept an offer of conveyance of Tract

1           6 under paragraph (1), the Secretary of the In-  
2           terior shall offer Tract 6 for conveyance to  
3           BSNC under the Alaska Native Claims Settle-  
4           ment Act (43 U.S.C. 1601 et seq.).

5           (3) OFFER TO BSNC.—

6                   (A) ACCEPTANCE BY BSNC.—

7                           (i) IN GENERAL.—Subject to clause  
8                           (ii), if BSNC chooses to accept an offer of  
9                           conveyance of Tract 6 under paragraph  
10                          (2)(B), the Secretary of the Interior shall  
11                          consider Tract 6 as within BSNC’s entitle-  
12                          ment under section 14(h)(8) of the Alaska  
13                          Native Claims Settlement Act (43 U.S.C.  
14                          1613(h)(8)) and shall convey Tract 6 to  
15                          BSNC.

16                          (ii) LEASE BY THE STATE.—The con-  
17                          veyance of Tract 6 to BSNC shall be sub-  
18                          ject to BSNC negotiating a lease of Tract  
19                          6 to the State at no cost to the State, if  
20                          the State requests such a lease.

21                          (B) DECLINE BY BSNC.—If BSNC declines  
22                          to accept an offer of conveyance of Tract 6  
23                          under paragraph (2)(B), the Secretary of the  
24                          Interior shall dispose of Tract 6 pursuant to  
25                          the applicable public land laws.

1 (f) TERMS OF CONVEYANCE.—

2 (1) ENVIRONMENTAL COMPLIANCE.—

3 (A) TRACT 1, 2, 3, 4, 5, OR 6.—

4 (i) IN GENERAL.—The Secretary of  
5 the Interior shall not convey Tract 1,  
6 Tract 2, Tract 3, Tract 4, Tract 5, or  
7 Tract 6 under this section until—

8 (I) the Secretary certifies that  
9 the applicable requirements under sec-  
10 tion 120(h) of the Comprehensive En-  
11 vironmental Response, Compensation,  
12 and Liability Act of 1980 (42 U.S.C.  
13 9620(h)) and other applicable envi-  
14 ronmental laws have been satisfied for  
15 land in such Tract; or

16 (II) the Board of Directors of  
17 BSNC adopts and submits to the Sec-  
18 retary of the Interior a resolution  
19 stating that BSNC is willing to accept  
20 Tract 1, Tract 2, Tract 3, Tract 4,  
21 Tract 5, or Tract 6, as appropriate,  
22 “as is” at the time of such convey-  
23 ance, based on known contamination.

24 (ii) AS IS.—In this subparagraph, the  
25 term “as is” means the physical condition



1 of Tract 1, Tract 2, Tract 3, Tract 4,  
2 Tract 5, or Tract 6, as appropriate, at the  
3 time of the conveyance of such Tract, in-  
4 cluding with respect to any known con-  
5 tamination by hazardous materials or sub-  
6 stances.

7 (B) LAND TO BE CONVEYED TO THE  
8 STATE OR BSNC.—

9 (i) ENVIRONMENTAL COMPLIANCE.—

10 To the extent cleanup and remediation of  
11 hazardous substances on land in a Tract to  
12 be conveyed to the State or to BSNC are  
13 required by existing law, all environmental  
14 compliance activities pursuant to section  
15 120(h) of the Comprehensive Environ-  
16 mental Response, Compensation, and Li-  
17 ability Act of 1980 (42 U.S.C. 9620(h))  
18 and other applicable environmental laws  
19 shall be satisfied.

20 (ii) MONITORING OF KNOWN CON-  
21 TAMINATION.—Notwithstanding section  
22 120(h) of the Comprehensive Environ-  
23 mental Response, Compensation, and Li-  
24 ability Act of 1980 and other applicable  
25 environmental laws, any known contamina-

1           tion in a Tract to be conveyed that does  
2           not pose an immediate or long-term health  
3           or environmental risk may be routinely  
4           monitored and managed by the State or  
5           BSNC, as applicable, through institutional  
6           controls in accordance with the laws of the  
7           State.

8           (iii) LATER FOUND CONTAMINA-  
9           TION.—If preexisting contamination from  
10          hazardous materials and substances are  
11          found to be present in a Tract after the  
12          date the Tract is conveyed to the State or  
13          BSNC, responsibility for cleanup and re-  
14          mediation of such contamination shall con-  
15          tinue to be governed by section 120(h)(3)  
16          of the Comprehensive Environmental Re-  
17          sponse, Compensation, and Liability Act of  
18          1980 (42 U.S.C. 9620(h)(3)), applicable  
19          provisions of chapter 19 of title 14, United  
20          States Code, and applicable laws of the  
21          State.

22          (C) LAND TO BE RETAINED BY THE COAST  
23          GUARD.—With respect to land in Tract 1, Tract  
24          3, or Tract 4 to be retained by the Coast  
25          Guard, nothing in this section may be construed

1 to limit the obligation of the Coast Guard to  
2 comply with applicable environmental law, in-  
3 cluding section 120(h) of the Comprehensive  
4 Environmental Response, Compensation, and  
5 Liability Act of 1980 (42 U.S.C. 9620(h)).

6 (2) AIRSTRIP USE.—

7 (A) USE BY COAST GUARD.—All convey-  
8 ances under this section shall be subject to—

9 (i) an easement granting unlimited  
10 use of all existing and future landing pads,  
11 airstrips, runways, and taxiways that are  
12 located on such Tract conveyed, at no cost  
13 to the Coast Guard; and

14 (ii) the right to access such landing  
15 pads, airstrips, runways, and taxiways, at  
16 no cost to the Coast Guard.

17 (B) USE BY STATE.—

18 (i) IN GENERAL.—For any Tract con-  
19 veyed to BSNC under this section, BSNC  
20 shall provide to the State, if requested and  
21 pursuant to negotiated terms with the  
22 State, for no compensation—

23 (I) an easement over all existing  
24 and future airstrips, runways, and  
25 taxiways located on such Tract; and

1 (II) a right of access to and from  
2 such airstrips, runways, and taxiways.

3 (ii) RIGHT OF ACCESS.—If the State  
4 requests a right of access for a road from  
5 the airstrip to the southern tip of Point  
6 Spencer, the location of such right of ac-  
7 cess shall be determined by the State, in  
8 consultation with the Secretary and  
9 BSNC, so that such access is compatible  
10 with other existing or planned infrastruc-  
11 ture development at Point Spencer.

12 (3) RELATIONSHIP TO PUBLIC LAND ORDER  
13 2650.—

14 (A) TRACTS NOT CONVEYED.—Any Tract  
15 that is not conveyed under this section shall re-  
16 main withdrawn pursuant to Public Land Order  
17 2650 (published in the Federal Register on  
18 April 12, 1962).

19 (B) TRACTS CONVEYED.—For any Tract  
20 conveyed under this section, Public Land Order  
21 2650 shall automatically terminate upon  
22 issuance of a conveyance document for such  
23 Tract.

24 (4) ARCHEOLOGICAL AND CULTURAL RE-  
25 SOURCES.—Conveyance of any Tract under this sec-

1       tion shall not affect criminal jurisdiction and respon-  
2       sibilities regarding the potential theft or vandalism  
3       of archeological or cultural resources located in or  
4       on such tracts.

5           (5) PERSONAL PROPERTY.—

6           (A) CASH SALES AUTHORIZED.—The Sec-  
7       retary of Homeland Security is authorized to  
8       make cash sales of personal property that is lo-  
9       cated on Tract 4 to BSNC or to the State.

10          (B) VALUE.—The total value of the per-  
11       sonal property referred to in subparagraph (A)  
12       shall be deemed to be \$5,580,000.

13          (C) PROCEEDS.—Pursuant to section 559  
14       of the Department of Homeland Security Ap-  
15       propriations Act, 2010 (Public Law 111–83;  
16       123 Stat. 2180), the proceeds from the sale of  
17       Coast Guard property referred to in subpara-  
18       graph (A)—

19           (i) shall be deposited as offsetting col-  
20       lections into the Coast Guard Environ-  
21       mental Compliance and Restoration Ac-  
22       count;

23           (ii) shall be available without further  
24       appropriation for environmental compli-  
25       ance and restoration activities associated

1 with any tract conveyed or to be conveyed  
2 under this Act; and

3 (iii) shall remain available until ex-  
4 pended.

5 (D) UNEXPENDED BALANCES.—If unex-  
6 pended balances remain in the Coast Guard  
7 Environmental Compliance and Restoration Ac-  
8 count after the completion of the activities de-  
9 scribed in subparagraph (C)(ii), such balances  
10 may be expended for any other environmental  
11 compliance and restoration activities of the  
12 Coast Guard.

13 (g) MAPS AND LEGAL DESCRIPTIONS.—

14 (1) PREPARATION OF MAPS AND LEGAL DE-  
15 SCRIPTION.—As soon as practicable after the date of  
16 the enactment of this Act, the Secretary of the Inte-  
17 rior shall prepare maps and legal descriptions of  
18 Tract 1, Tract 2, Tract 3, Tract 4, Tract 5, and  
19 Tract 6. In doing so, the Secretary of the Interior  
20 may use metes and bounds legal descriptions based  
21 upon the official survey plats of Point Spencer ac-  
22 cepted on December 6, 1978.

23 (2) LEGAL EFFECT.—The maps and legal de-  
24 scriptions shall have the same force and effect as if  
25 the maps and legal descriptions were included in this

1 Act, except that the Secretary of the Interior may  
2 correct any clerical and typographical errors in the  
3 maps and legal descriptions.

4 (3) AVAILABILITY.—Copies of the maps and  
5 legal descriptions shall be available for public inspec-  
6 tion in the appropriate offices of—

7 (A) the Bureau of Land Management; and

8 (B) the United States Coast Guard.

9 (4) SURVEY.—Not later than 5 years after the  
10 date of the enactment of this Act, the Secretary of  
11 the Interior shall survey Tracts conveyed and patent  
12 the Tracts in accordance with the official plats of  
13 survey.

14 (h) PUBLIC ACCESS EASEMENTS.—No public access  
15 easements may be reserved to the United States under  
16 section 17(b) of the Alaska Native Claims Settlement Act  
17 (43 U.S.C. 1616(b)) with respect to the land conveyed  
18 under this Act.

19 **SEC. 604. PORT COORDINATION ADVISORY COUNCIL FOR**  
20 **POINT SPENCER.**

21 (a) ESTABLISHMENT.—There is established the Port  
22 Coordination Advisory Council for the Port of Point Spen-  
23 cer.

24 (b) MEMBERSHIP.—The Council shall consist of a  
25 representative appointed by each of the following:

1           (1) The State.

2           (2) BSNC.

3       (c) DUTIES.—The duties of the Council are as fol-  
4 lows:

5           (1) To develop a Port Management Coordina-  
6 tion Plan to help coordinate infrastructure develop-  
7 ment and operations at the Port of Point Spencer,  
8 that includes plans for—

9                   (A) construction;

10                   (B) funding eligibility;

11                   (C) land use planning and development;

12           and

13                   (D) public interest use and access, emer-  
14 gency preparedness, law enforcement, protection  
15 of Alaska Native archaeological and cultural re-  
16 sources, and other matters that are necessary  
17 for public and private entities to function in  
18 proximity together in a remote location.

19           (2) Update the Plan annually for the first 5  
20 years after the date of the enactment of this Act and  
21 biennially thereafter.

22           (3) Facilitate coordination among stakeholders  
23 at Point Spencer, including the Coast Guard, on the  
24 development and use of the land and coastline as



1 such development relates to activities at the Port of  
2 Point Spencer.

3 (4) Assess the need, benefits, efficacy, and de-  
4 sirability of establishing in the future a port author-  
5 ity at Point Spencer under State law and act upon  
6 that assessment, as appropriate, including taking  
7 steps for the potential formation of such a port au-  
8 thority.

9 (d) PLAN.—The Plan shall be developed and imple-  
10 mented by the Council in such a manner so as to facilitate  
11 and support, and not interfere with nor impede, the statu-  
12 tory missions, duties, and operations of the Coast Guard  
13 in the Arctic.

14 (e) COSTS.—Operations and management costs for  
15 airstrips, runways, and taxiways at Point Spencer shall  
16 be determined pursuant to provisions of the Plan, as nego-  
17 tiated by the Council.

18 **SEC. 605. WAIVER.**

19 Section 229 of the Howard Coble Coast Guard and  
20 Maritime Transportation Act of 2014 (Public Law 113–  
21 281; 128 Stat. 3040) shall not be construed to prohibit  
22 any transfer or conveyance of lands under to this Act or  
23 any actions that involve the dismantling or disposal of in-  
24 frastructure that supported the former LORAN system

1 that are associated with the transfer or conveyance of  
2 lands under this subtitle.

3 **Subtitle B—Other Conveyance of**  
4 **Coast Guard Property**

5 **SEC. 611. CONVEYANCE OF COAST GUARD PROPERTY IN**  
6 **POINT REYES STATION, CALIFORNIA.**

7 (a) CONVEYANCE.—

8 (1) IN GENERAL.—The Commandant of the  
9 Coast Guard may convey to the County of Marin all  
10 right, title, and interest of the United States in and  
11 to the covered property—

12 (A) for fair market value, provided for in  
13 paragraph (2);

14 (B) subject to the conditions required by  
15 this section; and

16 (C) subject to any other term or condition  
17 that the Commandant considers appropriate to  
18 protect the interests of the United States.

19 (2) FAIR MARKET VALUE.—The fair market  
20 value of the covered property shall be—

21 (A) determined by a real estate appraiser,  
22 who has been selected by the County and is li-  
23 censed to practice in California; and

24 (B) approved by the Commandant, who  
25 shall base such approval on considerations of

1 equity and fairness, including the use required  
2 under this section of the covered property.

3 (3) PROCEEDS.—The Commandant shall de-  
4 posit the proceeds from a conveyance under para-  
5 graph (1) in the Coast Guard Housing Fund estab-  
6 lished by section 687 of title 14, United States Code.

7 (b) CONDITION OF CONVEYANCE.—As a condition of  
8 any conveyance of covered property under this section, the  
9 Commandant shall require that all right, title, and interest  
10 in and to the covered property revert to the United States  
11 if the covered property or any part thereof ceases to be  
12 used for affordable housing, as defined by the County and  
13 the Commandant at conveyance, or to provide a public  
14 benefit approved by the County.

15 (c) RULES OF CONSTRUCTION.—Nothing in this sec-  
16 tion may be construed to affect or limit the application  
17 of or obligation to comply with any environmental law, in-  
18 cluding section 120(h) of the Comprehensive Environ-  
19 mental Response, Compensation, and liability Act of 1980  
20 (42 U.S.C. 9620(h)).

21 (d) DEFINITIONS.—In this section:

22 (1) COMMANDANT.—The term “Commandant”  
23 means the Commandant of the Coast Guard.

24 (2) COUNTY.—The term “County” means the  
25 County of Marin, California.



1 (d) FAIR MARKET VALUE.—The fair market value  
2 of the covered property shall be—

3 (1) determined by appraisal; and

4 (2) subject to the approval of the Commandant.

5 (e) COSTS OF CONVEYANCE.—The responsibility for  
6 all reasonable and necessary costs, including real estate  
7 transaction and environmental documentation costs, asso-  
8 ciated with a conveyance under this section shall be deter-  
9 mined by the Commandant and the purchaser.

10 (f) ADDITIONAL TERMS AND CONDITIONS.—The  
11 Commandant may require such additional terms and con-  
12 ditions in connection with a conveyance under this section  
13 as the Commandant considers appropriate and reasonable  
14 to protect the interests of the United States.

15 (g) DEPOSIT OF PROCEEDS.—Any proceeds received  
16 by the United States from a conveyance under this section  
17 shall be deposited in the Coast Guard Housing Fund es-  
18 tablished under section 687 of title 14, United States  
19 Code.

20 (h) COVERED PROPERTY DEFINED.—

21 (1) IN GENERAL.—In this section, the term  
22 “covered property” means the approximately 3.25  
23 acres of real property (including all improvements  
24 located on the property) that are—

25 (A) located in Tok, Alaska;

1 (B) under the administrative control of the  
2 Coast Guard; and

3 (C) described in paragraph (2).

4 (2) DESCRIPTION.—The property described in  
5 this paragraph is the following:

6 (A) Lots 11, 12, and 13, block “G”, Sec-  
7 ond Addition to Hartsell Subdivision, Section  
8 20, Township 18 North, Range 13 East, Cop-  
9 per River Meridian, Alaska as appears by Plat  
10 No. 72–39 filed in the Office of the Recorder  
11 for the Fairbanks Recording District of Alaska,  
12 bearing seal dated 25 September 1972, all con-  
13 taining approximately 1.25 Acres and com-  
14 monly known as 2-PLEX – Jackie Circle, Units  
15 A and B.

16 (B) Beginning at a point being the SE cor-  
17 ner of the SE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  Section 24,  
18 Township 18 North, Range 12 East, Copper  
19 River Meridian, Alaska; thence running west-  
20 erly along the south line of said SE  $\frac{1}{4}$  of the  
21 NE  $\frac{1}{4}$  260 feet; thence northerly parallel to the  
22 east line of said SE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  335 feet;  
23 thence easterly parallel to the south line 260  
24 feet; then south 335 feet along the east bound-  
25 ary of Section 24 to the point of beginning; all

1 containing approximately 2.0 acres and com-  
2 monly known as 4-PLEX – West “C” and Wil-  
3 low, Units A, B, C, and D.

## 4 **TITLE VII—MISCELLANEOUS**

### 5 **SEC. 701. INTERAGENCY COORDINATING COMMITTEE ON** 6 **OIL POLLUTION RESEARCH.**

7 (a) IN GENERAL.—Section 7001(a) of the Oil Pollu-  
8 tion Act of 1990 (33 U.S.C. 2761(a)) is amended—

9 (1) in paragraph (3)—

10 (A) by striking “Minerals Management  
11 Service” and inserting “Bureau of Safety and  
12 Environmental Enforcement, the Bureau of  
13 Ocean Energy Management,”; and

14 (B) by inserting “the United States Arctic  
15 Research Commission,” after “National Aero-  
16 nautics and Space Administration,”; and

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

18 “(5) VICE CHAIRPERSON.—A representative of  
19 the National Oceanic and Atmospheric Administra-  
20 tion, a representative of the Bureau of Safety and  
21 Environmental Enforcement, and a representative of  
22 the Environmental Protection Agency shall serve, on  
23 a rotating basis, as vice chairperson of the Com-  
24 mittee.”.

1 (b) TECHNICAL AMENDMENTS.—Section 7001 of the  
2 Oil Pollution Act of 1990 (33 U.S.C. 2761) is amended—

3 (1) in subsection (b)(2), in the matter pre-  
4 ceding subparagraph (A), by striking “Department  
5 of Transportation” and inserting “department in  
6 which the Coast Guard is operating”; and

7 (2) in subsection (c)(8)(A), by striking  
8 “(1989)” and inserting “(2010)”.

9 **SEC. 702. ACCIDENT AND INCIDENT NOTIFICATION.**

10 Section 9 of the Pipeline Safety, Regulatory Cer-  
11 tainty, and Job Creation Act of 2011 (49 U.S.C. 60117  
12 note; Public Law 112–90) is amended by striking sub-  
13 section (c), and that subsection shall be deemed not to  
14 have been enacted.

15 **SEC. 703. TECHNICAL CORRECTIONS RELATING TO**  
16 **BRIDGES.**

17 (a) ACT OF MARCH 3, 1899.—The Act of March 3,  
18 1899 (commonly known as the “Rivers and Harbors Ap-  
19 propriation Act of 1899”), is amended—

20 (1) in section 9 (33 U.S.C. 401), by striking  
21 “Secretary of Transportation” each place it appears  
22 and inserting “Secretary of the department in which  
23 the Coast Guard is operating”;

24 (2) in section 12 (33 U.S.C. 406)—



1 (A) by striking the section designation and  
 2 all that follows through the first sentence and  
 3 inserting the following:

4 **“SEC. 12. PENALTY FOR WRONGFUL CONSTRUCTION; RE-**  
 5 **MOVAL OF STRUCTURES.**

6 “(a) PENALTY FOR WRONGFUL CONSTRUCTION.—  
 7 Each individual or entity that violates an applicable provi-  
 8 sion of section 9, 10, or 11, or any rule or regulation pro-  
 9 mulgated by the Secretary of the department in which the  
 10 Coast Guard is operating pursuant to section 9 or the Sec-  
 11 retary of the Army pursuant to section 11, shall be—

12 “(1) guilty of a misdemeanor; and

13 “(2) on conviction, punished by, at the discre-  
 14 tion of the applicable court—

15 “(A) a fine of not less than \$500 nor more  
 16 than \$2,500;

17 “(B) imprisonment (in the case of an indi-  
 18 vidual) for not more than 1 year; or

19 “(C) both the punishments described in  
 20 subparagraphs (A) and (B).”; and

21 (B) in the second sentence—

22 (i) by striking “And further, the re-  
 23 moval” and inserting the following:

24 “(b) REMOVAL OF STRUCTURES.—The removal”;

25 and

1                   (ii) by striking “the provisions of”  
2                   and all that follows through “exercising”  
3                   and inserting “a provision described in  
4                   subsection (a) may be enforced by the in-  
5                   junction of any district court exercising”;  
6                   and

7                   (3) in subsections (a) and (c) of section 18 (33  
8                   U.S.C. 502), by striking “Secretary of Transpor-  
9                   tation” each place it appears and inserting “Sec-  
10                  retary of the department in which the Coast Guard  
11                  is operating”.

12                  (b) ACT OF MARCH 23, 1906.—The Act of March  
13                  23, 1906 (commonly known as the “Bridge Act of 1906”),  
14                  is amended—

15                   (1) in the first section (33 U.S.C. 491), by  
16                   striking “Secretary of Transportation” and inserting  
17                   “Secretary of the department in which the Coast  
18                   Guard is operating”;

19                   (2) in section 4 (33 U.S.C. 494), by striking  
20                   “Secretary of Homeland Security” each place it ap-  
21                   pears and inserting “Secretary of the department in  
22                   which the Coast Guard is operating”; and

23                   (3) in section 5 (33 U.S.C. 495), by striking  
24                   “Secretary of Transportation” each place it appears

1 and inserting “Secretary of the department in which  
2 the Coast Guard is operating”.

3 (c) ACT OF AUGUST 18, 1894.—Section 5 of the Act  
4 of August 18, 1894 (33 U.S.C. 499), is amended by strik-  
5 ing “Secretary of Transportation” each place it appears  
6 and inserting “Secretary of the department in which the  
7 Coast Guard is operating”.

8 (d) ACT OF JUNE 21, 1940.—The Act of June 21,  
9 1940 (commonly known as the “Truman-Hobbs Act”), is  
10 amended—

11 (1) in section 1 (33 U.S.C. 511), by striking  
12 “Secretary of Transportation” and inserting “Sec-  
13 retary of the department in which the Coast Guard  
14 is operating”;

15 (2) in section 3 (33 U.S.C. 513)—

16 (A) in the section heading, by striking  
17 “**HEARING**” and inserting “**MEETING**”;

18 (B) in the first sentence—

19 (i) by striking “hearing” and inserting  
20 “meeting”; and

21 (ii) by striking “evidence” and insert-  
22 ing “supporting data”; and

23 (C) in the second sentence, by striking  
24 “hearing” and inserting “a meeting”;

1           (3) in section 4 (33 U.S.C. 514), by striking  
2           “Secretary of Transportation” and inserting “Sec-  
3           retary of the department in which the Coast Guard  
4           is operating”;

5           (4) in section 7 (33 U.S.C. 517), by striking  
6           “Secretary of Transportation” each place it appears  
7           and inserting “Secretary of the department in which  
8           the Coast Guard is operating”; and

9           (5) in section 13 (33 U.S.C. 523), in the pro-  
10          viso, by striking “Secretary of Transportation” and  
11          inserting “Secretary of the department in which the  
12          Coast Guard is operating”.

13          (e) ACT OF JULY 16, 1952.—Section 3 of the Act  
14 of July 16, 1952 (33 U.S.C. 524), is amended by striking  
15 “hearings” and inserting “meetings”.

16          (f) GENERAL BRIDGE ACT OF 1946.—The General  
17 Bridge Act 1946 is amended—

18           (1) in section 502(b) (33 U.S.C. 525(b)), by  
19           striking “Secretary of Transportation” and inserting  
20           “Secretary of the department in which the Coast  
21           Guard is operating”; and

22           (2) in section 510 (33 U.S.C. 533), by striking  
23           “Secretary of Transportation” each place it appears  
24           and inserting “Secretary of the department in which  
25           the Coast Guard is operating”.

1 (g) INTERNATIONAL BRIDGE ACT OF 1972.—The  
2 International Bridge Act of 1972 is amended—

3 (1) in section 5 (33 U.S.C. 535c), by striking  
4 “Secretary of Transportation” and inserting “Sec-  
5 retary of the department in which the Coast Guard  
6 is operating”;

7 (2) in section 8 (33 U.S.C. 535e)—

8 (A) by striking “Secretary of Transpor-  
9 tation” each place it appears and inserting “the  
10 department in which the Coast Guard is oper-  
11 ating”; and

12 (B) in subsection (b), in the second sen-  
13 tence, by striking “, and the provisions of sec-  
14 tion 6 of this Act shall not apply”; and

15 (3) by striking section 11 (33 U.S.C. 535h).

16 **SEC. 704. INTERNATIONAL PORT AND FACILITY INSPEC-**  
17 **TION COORDINATION.**

18 Section 825(a) of the Coast Guard Authorization Act  
19 of 2010 (6 U.S.C. 945 note; Public Law 111–281) is  
20 amended in the matter preceding paragraph (1)—

21 (1) by striking “the department in which the  
22 Coast Guard is operating” and inserting “Homeland  
23 Security”; and

24 (2) by striking “they are integrated and con-  
25 ducted by the Coast Guard” and inserting “the as-

1        assessments are coordinated between the Coast Guard  
2        and Customs and Border Protection”.

3    **SEC. 705. REPORTS.**

4        (a) DISTANT WATER TUNA FLEET.—Section 421(d)  
5        of the Coast Guard and Maritime Transportation Act of  
6        2006 (Public Law 109–241; 46 U.S.C. 8103 note) is  
7        amended by striking “On March 1, 2007, and annually  
8        thereafter” and inserting “Not later than July 1 of each  
9        year,”.

10       (b) ELIMINATION OF REPORTS.—

11            (1) ANNUAL UPDATES ON LIMITS TO LIABIL-  
12            ITY.—Section 603(c)(3) of the Coast Guard and  
13            Maritime Transportation Act of 2006 (33 U.S.C.  
14            2704 note) is amended by striking “on an annual  
15            basis.” and inserting “not later than January 30 of  
16            the year following each year in which an oil dis-  
17            charge from a vessel or nonvessel source that results  
18            or is likely to result in removal costs and damages  
19            (as those terms are defined in section 1001 of the  
20            Oil Pollution Act of 1990 (33 U.S.C. 2701)) that ex-  
21            ceed liability limits established under section 1004 of  
22            the Oil Pollution Act of 1990 (33 U.S.C. 2704).”.

23            (2) INTERNATIONAL BRIDGE ACT OF 1972.—The  
24            International Bridge Act of 1972 is amended by  
25            striking section 11 (33 U.S.C. 535h).

1 **SEC. 706. SAFE VESSEL OPERATION IN THE GREAT LAKES.**

2 The Howard Coble Coast Guard and Maritime Trans-  
3 portation Act of 2014 (Public Law 113–281) is amend-  
4 ed—

5 (1) in section 610, by—

6 (A) striking the section enumerator and  
7 heading and inserting the following:

8 **“SEC. 610. SAFE VESSEL OPERATION IN THE GREAT**  
9 **LAKES.”;**

10 (B) striking “existing boundaries and any  
11 future expanded boundaries of the Thunder  
12 Bay National Marine Sanctuary and Under-  
13 water Preserve” and inserting “boundaries of  
14 any National Marine Sanctuary that preserves  
15 shipwrecks or maritime heritage in the Great  
16 Lakes”; and

17 (C) by inserting before the period at the  
18 end the following: “, unless the designation doc-  
19 uments for such Sanctuary do not allow taking  
20 up or discharging ballast water in such Sanc-  
21 tuary”; and

22 (2) in the table of contents in section 2, by  
23 striking the item relating to section 610 and insert-  
24 ing the following:

“Sec. 610. Safe vessel operation in the Great Lakes.”.

1 **SEC. 707. COASTWISE ENDORSEMENT.**

2 Notwithstanding section 12132 of title 46, United  
3 States Code, the Secretary of the department in which the  
4 Coast Guard is operating may issue a certificate of docu-  
5 mentation with a coastwise endorsement for the F/V  
6 RONDYS (O.N. 291085).

7 **SEC. 708. INTERNATIONAL ICE PATROL.**

8 (a) REQUIREMENT FOR REPORT.—Not later than  
9 180 days after the date of the enactment of this Act, the  
10 Commandant of the Coast Guard shall submit to the Com-  
11 mittee on Commerce, Science, and Transportation of the  
12 Senate and the Committee on Transportation and Infra-  
13 structure of the House of Representatives a report that  
14 describes the current operations to perform the Inter-  
15 national Ice Patrol mission and on alternatives for car-  
16 rying out that mission, including satellite surveillance  
17 technology.

18 (b) ALTERNATIVES.—The report required by sub-  
19 section (a) shall include whether an alternative—

20 (1) provides timely data on ice conditions with  
21 the highest possible resolution and accuracy;

22 (2) is able to operate in all weather conditions  
23 or any time of day; and

24 (3) is more cost effective than the cost of cur-  
25 rent operations.

