

In subsection (b), the words “acquisition of the obsolete vessel occurs” are substituted for “title to the obsolete vessel is acquired” for consistency in the chapter.

**§ 57307. Recognition of gain for tax purposes**

The owner of an obsolete vessel does not recognize a gain under the Federal income tax laws when the vessel is transferred to the Secretary of Transportation in exchange for a trade-in allowance under this chapter. The basis of the new vessel acquired with the allowance is the same as the basis of the obsolete vessel—

- (1) increased by the difference between the cost of the new vessel and the trade-in allowance of the obsolete vessel; and
- (2) decreased by the amount of loss recognized on the transfer.

(Pub. L. 109–304, §8(c), Oct. 6, 2006, 120 Stat. 1663.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
57307 .....	46 App.:1160(e).	June 29, 1936, ch. 858, title V, §510(e), as added Aug. 4, 1939, ch. 417, §7, 53 Stat. 1184; Pub. L. 97–31, §12(91), Aug. 6, 1981, 95 Stat. 161.

The words “for gain or loss upon a sale or exchange and for depreciation under the applicable Federal income-tax laws” and “or vessels exchanged for credit upon the acquisition of such new vessel” are omitted as unnecessary. In paragraph (1), the words “the difference between the cost of the new vessel and the trade-in allowance of the obsolete vessel” are substituted for “the amount of the cost of such vessel (other than the cost represented by such obsolete vessel or vessels)” for clarity.

**§ 57308. Use of vessels at least 25 years old**

An obsolete vessel acquired under this chapter that is or becomes at least 25 years old may not be used for commercial operation. However, the vessel may be used—

- (1) during a period in which vessels may be requisitioned under chapter 563 of this title; or
- (2) except as otherwise provided in this subtitle, on trade routes serving only the foreign trade of the United States.

(Pub. L. 109–304, §8(c), Oct. 6, 2006, 120 Stat. 1664.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
57308 .....	46 App.:1160(g).	June 29, 1936, ch. 858, title V, §510(g), as added Aug. 4, 1939, ch. 417, §7, 53 Stat. 1185; Pub. L. 86–518, §1, June 12, 1960, 74 Stat. 216; Pub. L. 97–31, §12(91), Aug. 6, 1981, 95 Stat. 161.

The words “and vessels presently in the Secretary’s laid-up fleet which are or become twenty-five years old or more” and “or any such vessel in the laid-up fleet” are omitted as obsolete. In paragraph (2), the words “for the employment of the Secretary’s vessels in steamship lines” are omitted as unnecessary.

**CHAPTER 575—CONSTRUCTION, CHARTER, AND SALE OF VESSELS**

**SUBCHAPTER I—GENERAL**

Sec.  
57501. Completion of long-range program.

Sec.  
57502. Construction, reconditioning, and remodeling of vessels.  
57503. Competitive bidding.  
57504. Charter or sale of vessels acquired by Department of Transportation.  
57505. Employment of vessels on foreign trade routes.  
57506. Minimum selling price of vessels.

**SUBCHAPTER II—CHARTERS**

57511. Demise charters.  
57512. Competitive bidding.  
57513. Minimum bid.  
57514. Qualifications of bidders.  
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57516. Operating-differential subsidies.  
57517. Recovery of excess profits.  
57518. Performance bond.  
57519. Insurance.  
57520. Vessel maintenance.  
57521. Termination of charter during national emergency.

**SUBCHAPTER III—MISCELLANEOUS**

57531. Construction and charter of vessels for unsuccessful routes.  
57532. Operation of experimental vessels.  
57533. Vessel chartering authority<sup>1</sup>

**AMENDMENTS**

2008—Pub. L. 110–181, div. C, title XXXV, §3511(b), Jan. 28, 2008, 122 Stat. 594, added item 57533.

**SUBCHAPTER I—GENERAL**

**§ 57501. Completion of long-range program**

Whenever the Secretary of Transportation determines that the objectives and policies declared in sections 50101 and 50102 of this title cannot be fully realized within a reasonable time under titles V and VI of the Merchant Marine Act, 1936, and the President approves the determination, the Secretary, in accordance with this chapter, shall complete the long-range program described in section 50102 of this title.

(Pub. L. 109–304, §8(c), Oct. 6, 2006, 120 Stat. 1664.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
57501 .....	46 App.:1191.	June 29, 1936, ch. 858, title VII, §701, 49 Stat. 2008; Pub. L. 97–31, §12(103), Aug. 6, 1981, 95 Stat. 162.

The words “find and”, “finding and”, “in whole or in part”, and “previously adopted” are omitted as unnecessary. The word “shall” is substituted for “is authorized and directed to” to eliminate unnecessary words.

**REFERENCES IN TEXT**

The Merchant Marine Act, 1936, referred to in text, is act June 29, 1936, ch. 858, 49 Stat. 1985. Titles V and VI of the Act enacted provisions set out as notes under section 53101 of this title. For complete classification of this Act to the Code, see Short Title of 1936 Amendment note set out under section 101 of this title and Tables.

**§ 57502. Construction, reconditioning, and remodeling of vessels**

(a) IN GENERAL.—The Secretary of Transportation may have new vessels constructed, and

<sup>1</sup> So in original. Probably should be followed by a period.