

(B) grantees have properly accounted for all expenditures of grant funds; and

(C) grant funds not used for such purposes and amounts not obligated or expended are returned.

(4) **PROJECT APPROVAL REQUIRED.**—The Administrator may not award a grant under this section unless the Administrator determines that—

(A) sufficient funding is available to meet the matching requirements of subsection (e);

(B) the project will be completed without unreasonable delay; and

(C) the recipient has authority to carry out the proposed project.

(g) **AUDITS AND EXAMINATIONS.**—All grantees under this section shall maintain such records as the Administrator may require and make such records available for review and audit by the Administrator.

(h) **SMALL SHIPYARD DEFINED.**—In this section, the term “small shipyard” means a shipyard facility in one geographic location that does not have more than 1,200 employees.

(i) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Administrator of the Maritime Administration for each of fiscal years 2018, 2019, and 2020 to carry out this section \$35,000,000.

(Added Pub. L. 110-417, div. C, title XXXV, § 3508(a), Oct. 14, 2008, 122 Stat. 4767; amended Pub. L. 113-281, title III, § 303, Dec. 18, 2014, 128 Stat. 3043; Pub. L. 115-91, div. C, title XXXV, § 3501(b), 3505(a), Dec. 12, 2017, 131 Stat. 1909, 1913.)

PRIOR PROVISIONS

A prior section 54101, added and amended Pub. L. 110-181, div. C, title XXXV, § 3523(a)(6)(B)-(D), Jan. 28, 2008, 122 Stat. 599, which related to assistance for small shipyards and maritime communities, was repealed by Pub. L. 110-417, div. C, title XXXV, § 3508(b), Oct. 14, 2008, 122 Stat. 4769, as amended by Pub. L. 111-84, div. A, title X, § 1073(c)(14), Oct. 28, 2009, 123 Stat. 2475, effective Oct. 14, 2008, and as if included in Pub. L. 110-417 as enacted.

AMENDMENTS

2017—Pub. L. 115-91, § 3505(a)(1), struck out “and maritime communities” after “shipyards” in section catchline.

Subsec. (a)(2). Pub. L. 115-91, § 3505(a)(2), substituted “relating to shipbuilding, ship repair, and associated industries.” for “in communities whose economies are related to or dependent upon the maritime industry.”

Subsec. (b). Pub. L. 115-91, § 3505(a)(3), amended subsec. (b) generally. Prior to amendment, subsec. (b) read as follows:

“(b) **AWARDS.**—In providing assistance under the program, the Administrator shall—

“(1) take into account—

“(A) the economic circumstances and conditions of maritime communities;

“(B) projects that would be effective in fostering efficiency, competitive operations, and quality ship construction, repair, and reconfiguration; and

“(C) projects that would be effective in fostering employee skills and enhancing productivity; and

“(2) make grants within 120 days after the date of enactment of the appropriations Act for the fiscal year concerned.”

Subsec. (c)(1). Pub. L. 115-91, § 3505(a)(4), inserted “to” after “may be used” in introductory provisions, added

subpars. (A) and (B), and struck out former subpars. (A) to (C) which read as follows:

“(A) to make capital and related improvements in small shipyards located in or near maritime communities;

“(B) to provide training for workers in communities whose economies are related to the maritime industry; and

“(C) for such other purposes as the Administrator determines to be consistent with and supplemental to such activities.”

Subsec. (d). Pub. L. 115-91, § 3505(a)(5), struck out “unless such use is specifically approved by the Administrator in support of subsection (c)(1)(C)” before period at end.

Subsec. (e)(1). Pub. L. 115-91, § 3505(a)(6)(C), struck out “Except as provided in paragraph (2),” before “Federal funds”.

Subsec. (e)(2), (3). Pub. L. 115-91, § 3505(a)(6)(A), (B), redesignated par. (3) as (2) and struck out former par. (2) which read as follows: “**EXCEPTION.**—If the Administrator determines that a proposed project merits support and cannot be undertaken without a higher percentage of Federal financial assistance, the Administrator may award a grant for such project with a lesser matching requirement than is described in paragraph (1).”

Subsec. (i). Pub. L. 115-91, § 3501(b), substituted “2018, 2019, and 2020 to carry out this section \$35,000,000” for “2015 through 2017 to carry out this section—

“(1) \$5,000,000 for training grants; and

“(2) \$25,000,000 for capital and related improvements”.

2014—Subsec. (i). Pub. L. 113-281 substituted “2015 through 2017” for “2009 through 2013” in introductory provisions.

§ 54102. Centers of excellence for domestic maritime workforce training and education

(a) **DESIGNATION.**—The Secretary of Transportation may designate as a center of excellence for domestic maritime workforce training and education a covered training entity located in a State that borders on the—

- (1) Gulf of Mexico;
- (2) Atlantic Ocean;
- (3) Long Island Sound;
- (4) Pacific Ocean;
- (5) Great Lakes;
- (6) Mississippi River System;
- (7) Arctic; or
- (8) Gulf of Alaska.

(b) **ASSISTANCE.**—The Secretary may enter into a cooperative agreement (as that term is used in section 6305 of title 31) with a center of excellence designated under subsection (a) to support maritime workforce training and education at the center of excellence, including efforts of the center of excellence to—

- (1) admit additional students;
- (2) recruit and train faculty;
- (3) expand facilities;
- (4) create new maritime career pathways; or
- (5) award students credit for prior experience, including military service.

(c) **DEFINITIONS.**—In this section,

(1) **COVERED TRAINING ENTITY.**—the term “covered training entity” means an entity that is—

(A) a community or technical college; or

(B) a maritime training center—

(i) operated by, or under the supervision of, a State; and

(ii) with a maritime training program in operation on the date of enactment of this section.

(2) ARCTIC.—The term “Arctic” has the meaning that term has under section 112 of the Arctic Research and Policy Act of 1984 (15 U.S.C. 4111).

(Added Pub. L. 115-91, div. C, title XXXV, §3507(a), Dec. 12, 2017, 131 Stat. 1914.)

REFERENCES IN TEXT

The date of enactment of this section, referred to in subsec. (c)(1)(B)(ii), is the date of enactment of Pub. L. 115-91, which was approved Dec. 12, 2017.

PART D—PROMOTIONAL PROGRAMS

CHAPTER 551—COASTWISE TRADE

Sec.	
55101.	Application of coastwise laws.
55102.	Transportation of merchandise.
55103.	Transportation of passengers.
55104.	Transportation of passengers between Puerto Rico and other ports in the United States.
55105.	Transportation of hazardous waste.
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55116.	Canadian rail lines.
55117.	Great Lakes rail route.
55118.	Foreign railroads whose road enters by ferry, tugboat, or towboat.
55119.	Yukon River.
55120.	Transshipment of imported merchandise intended for immediate exportation.
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55122.	Floating dry docks.

AMENDMENTS

2014—Pub. L. 113-291, div. C, title XXXV, §3502(b), Dec. 19, 2014, 128 Stat. 3904, added item 55122.

2008—Pub. L. 110-181, div. C, title XXXV, §3527(b)(2), Jan. 28, 2008, 122 Stat. 602, inserted “valueless material or” before “dredged material” in item 55110.

§ 55101. Application of coastwise laws

(a) IN GENERAL.—Except as provided in subsection (b), the coastwise laws apply to the United States, including the island territories and possessions of the United States.

(b) EXCEPTIONS.—The coastwise laws do not apply to—

(1) American Samoa;

(2) the Northern Mariana Islands, except as provided in section 502(b) of the Covenant To Establish a Commonwealth of the Northern Mariana Islands in Political Union With the United States of America (48 U.S.C. 1801 note); or

(3) the Virgin Islands until the President declares by proclamation that the coastwise laws apply to the Virgin Islands.

(Pub. L. 109-304, §8(c), Oct. 6, 2006, 120 Stat. 1632; Pub. L. 110-181, div. C, title XXXV, §3527(a), Jan. 28, 2008, 122 Stat. 602.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
55101(a)	46 App.:877 (words before last proviso).	June 5, 1920, ch. 250, §21, 41 Stat. 997; Apr. 16, 1936, ch. 228, 49 Stat. 1207; Pub. L. 97-31, §12(47), Aug. 6, 1981, 95 Stat. 157.
55101(b)(1) ..	48:1664.	June 14, 1934, ch. 523, 48 Stat. 963.
55101(b)(2) ..	48:1801 note (Covenant §503(b)).	Pub. L. 94-241, §1, Mar. 24, 1976, 90 Stat. 263; Pub. L. 98-213, §9, Dec. 8, 1983, 97 Stat. 1461; Pub. L. 104-208, div. A, title I, §101(d) [title I], Sept. 30, 1996, 110 Stat. 3009-196.
55101(b)(3) ..	46 App.:877 note.	Proc. No. 3215, Dec. 12, 1957, 72 Stat. c19.
55101(b)(4) ..	46 App.:877 (last proviso).	

In subsection (a), the words “apply to the United States, including” are substituted for “extend to” for clarity. The words “From and after February 1, 1922” and “not covered thereby on June 5, 1920” are omitted as obsolete. The requirement to establish adequate steamship service to the island Territories and possessions is omitted as obsolete.

Subsection (b)(2) is based on section 503(b) of the Covenant To Establish a Commonwealth of the Northern Mariana Islands in Political Union With the United States of America (48 U.S.C. 1801 note).

Subsection (b)(3) is based on Proc. No. 3215, Dec. 12, 1957, 72 Stat. c19, which provided that the President, “under and by virtue of the authority vested in me by the aforesaid section 21 of the Merchant Marine Act, 1920 [46 App. U.S.C. 877], do hereby declare and proclaim that the period for the establishment of an adequate shipping service for Canton Island is extended until further notice by proclamation of the President, and that the extension of the coastwise laws of the United States to Canton Island is deferred until it is declared by proclamation of the President that such adequate shipping service has been established”.

In subsection (b)(4), the words “and fix a date for the going into effect of same” are omitted as surplus.

The provisos of 46 App. U.S.C. 877 relating to the Philippine Islands are omitted as obsolete because of the independence of the Philippine Islands. See Proc. No. 2695, July 4, 1946, 60 Stat. 1352 (22 U.S.C. 1394 note).

REFERENCES IN TEXT

Section 502(b) of the Covenant To Establish a Commonwealth of the Northern Mariana Islands in Political Union With the United States of America, referred to in subsec. (b)(2), is contained in section 1 of Pub. L. 94-241, set out as a note under section 1801 of Title 48, Territories and Insular Possessions.

AMENDMENTS

2008—Subsec. (b). Pub. L. 110-181 inserted “or” after semicolon at end of par. (2), redesignated par. (4) as (3), and struck out former par. (3) which read as follows: “Canton Island until the President declares by proclamation that the coastwise laws apply to Canton Island; or”.

§ 55102. Transportation of merchandise

(a) DEFINITION.—In this section, the term “merchandise” includes—

(1) merchandise owned by the United States Government, a State, or a subdivision of a State; and

(2) valueless material.

(b) REQUIREMENTS.—Except as otherwise provided in this chapter or chapter 121 of this title, a vessel may not provide any part of the transportation of merchandise by water, or by land and water, between points in the United States