

(2) an analysis of conditions described in section 42302(a) of this title being investigated or found to exist in foreign countries;

(3) any actions being taken by the Commission to offset those conditions;

(4) any recommendations for additional legislation to offset those conditions;

(5) a list of petitions filed under section 42302(b) of this title that the Commission rejected and the reasons for each rejection; and

(6) an analysis of the impacts on competition for the purchase of certain covered services by alliances of ocean common carriers acting pursuant to an agreement under this part<sup>1</sup> between or among ocean common carriers, including a summary of actions, including corrective actions, taken by the Commission to promote such competition.

(c) DEFINITION OF CERTAIN COVERED SERVICES.—In this section, the term “certain covered services” has the meaning given the term in section 40102.

(Pub. L. 109–304, § 4, Oct. 6, 2006, 120 Stat. 1489, § 306; Pub. L. 115–282, title VII, § 703, Dec. 4, 2018, 132 Stat. 4294; renumbered § 46106, Pub. L. 116–283, div. G, title LVXXXVI [LXXXVI], § 8605(a)(3), Jan. 1, 2021, 134 Stat. 4765.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Rows for 306(a) and 306(b).

In subsection (a), the words “a statement of all receipts under this chapter” are omitted as inapplicable to the Commission.

Editorial Notes

AMENDMENTS

2021—Pub. L. 116–283 renumbered section 306 of this title as this section.

2018—Subsec. (b)(6). Pub. L. 115–282, § 703(1), added par. (6).

Subsec. (c). Pub. L. 115–282, § 703(2), added subsec. (c).

§ 46107. Expenditures

(a) IN GENERAL.—The Federal Maritime Commission may make such expenditures as are necessary in the performance of its functions from funds appropriated or otherwise made available to it, which appropriations are authorized.

(b) PROHIBITION.—Notwithstanding subsection (a), the Federal Maritime Commission may not expend any funds appropriated or otherwise made available to it to a non-Federal entity to issue an award, prize, commendation, or other honor that is not related to the purposes set forth in section 40101.

(Pub. L. 109–304, § 4, Oct. 6, 2006, 120 Stat. 1490, § 307; Pub. L. 114–120, title IV, § 403, Feb. 8, 2016, 130 Stat. 67; renumbered § 46107, Pub. L. 116–283,

<sup>1</sup> So in original.

div. G, title LVXXXVI [LXXXVI], § 8605(a)(3), Jan. 1, 2021, 134 Stat. 4765.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row for 307.

The words “by this chapter”, “after June 29, 1936”, and “further” are omitted as unnecessary.

Editorial Notes

AMENDMENTS

2021—Pub. L. 116–283 renumbered section 307 of this title as this section.

2016—Pub. L. 114–120 designated existing provisions as subsec. (a), inserted heading, and added subsec. (b).

§ 46108. Authorization of appropriations

There is authorized to be appropriated to the Federal Maritime Commission \$29,086,888 for fiscal year 2020 and \$29,639,538 for fiscal year 2021 for the activities of the Commission authorized under this chapter and subtitle IV.

(Added Pub. L. 114–120, title IV, § 401(a), Feb. 8, 2016, 130 Stat. 67, § 308; amended Pub. L. 115–282, title VII, § 702, Dec. 4, 2018, 132 Stat. 4294; renumbered § 46108 and amended Pub. L. 116–283, div. G, title LVXXXVI [LXXXVI], §§ 8602, 8605(a)(3), Jan. 1, 2021, 134 Stat. 4761, 4765.)

Editorial Notes

AMENDMENTS

2021—Pub. L. 116–283, § 8605(a)(3), renumbered section 308 of this title as this section.

Pub. L. 116–283, § 8602, substituted “\$29,086,888 for fiscal year 2020 and \$29,639,538 for fiscal year 2021” for “\$28,012,310 for fiscal year 2018 and \$28,544,543 for fiscal year 2019”.

2018—Pub. L. 115–282 substituted “\$28,012,310 for fiscal year 2018 and \$28,544,543 for fiscal year 2019” for “\$24,700,000 for each of fiscal years 2016 and 2017”.

Subtitle V—Merchant Marine

PART A—GENERAL

Chapter 501. Policy, Studies, and Reports ..... 50101
503. Administrative ..... 50301
504. Committees ..... 50401
505. Other General Provisions ..... 50501

PART B—MERCHANT MARINE SERVICE

511. General ..... 51101
513. United States Merchant Marine Academy ..... 51301
515. State Maritime Academy Support Program ..... 51501
517. Other Support for Merchant Marine Training ..... 51701
519. Merchant Marine Awards ..... 51901
521. Miscellaneous ..... 52101

PART C—FINANCIAL ASSISTANCE PROGRAMS

531. Maritime Security Fleet ..... 53101
532. Cable Security Fleet ..... 53201
533. Construction Reserve Funds ..... 53301

Chapter	Sec.
<b>534. Tanker Security Fleet .....</b>	<b>53401</b>
<b>535. Capital Construction Funds .....</b>	<b>53501</b>
<b>537. Loans and Guarantees .....</b>	<b>53701</b>
<b>539. War Risk Insurance .....</b>	<b>53901</b>
<b>541. Miscellaneous .....</b>	<b>54101</b>
<b>543. Port Infrastructure Development Program .....</b>	<b>54301</b>

PART D—PROMOTIONAL PROGRAMS

<b>551. Coastwise Trade .....</b>	<b>55101</b>
<b>553. Passenger and Cargo Preferences ..</b>	<b>55301</b>
<b>[555. Transferred]</b>	
<b>556. Short Sea Transportation <sup>1</sup> .....</b>	<b>55601</b>

PART E—CONTROL OF MERCHANT MARINE CAPABILITIES

<b>561. Restrictions on Transfers .....</b>	<b>56101</b>
<b>563. Emergency Acquisition of Vessels ..</b>	<b>56301</b>
<b>565. Essential Vessels Affected by Neutrality Act .....</b>	<b>56501</b>

PART F—GOVERNMENT-OWNED MERCHANT VESSELS

<b>571. General Authority .....</b>	<b>57101</b>
<b>573. Vessel Trade-In Program .....</b>	<b>57301</b>
<b>575. Construction, Charter, and Sale of Vessels .....</b>	<b>57501</b>

PART G—RESTRICTIONS AND PENALTIES

<b>581. Restrictions and Penalties .....</b>	<b>58101</b>
--	--------------

Editorial Notes

AMENDMENTS

2021—Pub. L. 117–81, div. C, title XXXV, §§3512(c)(2), 3513(d), Dec. 27, 2021, 135 Stat. 2239, 2242, added items for chapters 504 and 543 and struck out item for chapter 555 “Miscellaneous”.

Pub. L. 116–283, div. C, title XXXV, §3511(b), Jan. 1, 2021, 134 Stat. 4419, which directed amendment of this analysis by adding item for chapter 534 “at the end”, was executed by adding the item for chapter 534 after the item for chapter 533 to reflect the probable intent of Congress.

2019—Pub. L. 116–92, div. C, title XXXV, §3521(b), Dec. 20, 2019, 133 Stat. 1997, added item for chapter 532.

2008—Pub. L. 110–181, div. C, title XXXV, §3523(a)(6)(E), Jan. 28, 2008, 122 Stat. 600, added item for chapter 541.

2007—Pub. L. 110–140, title XI, §1121(b), Dec. 19, 2007, 121 Stat. 1762, added item for chapter 556.

2006—Pub. L. 109–304, §8(a), Oct. 6, 2006, 120 Stat. 1555, amended subtitle analysis generally. Prior to amendment, analysis consisted of item for chapter 531 “Maritime Security Fleet”.

PART A—GENERAL

CHAPTER 501—POLICY, STUDIES, AND REPORTS

Sec.	
50101.	Objectives and policy.
50102.	Survey of merchant marine.
50103.	Determinations of essential services.
50104.	Studies of general maritime problems.
50105.	Studies and cooperation relating to the construction of vessels.
50106.	Studies on the operation of vessels.
50107.	Studies on marine insurance.
50108.	Studies on cargo carriage and cargo containers.
50109.	Miscellaneous studies.
50110.	Securing preference to vessels of the United States.

<sup>1</sup> So in original. Does not conform to chapter heading.

Sec.	
50111.	Submission of annual MARAD authorization request.
50112.	National Maritime Enhancement Institutes.
50113.	Use and performance reports by operators of vessels.

Editorial Notes

AMENDMENTS

2015—Pub. L. 114–92, div. A, title X, §1074(c)(2), Nov. 25, 2015, 129 Stat. 997, substituted “Submission of annual MARAD authorization request” for “Reports to Congress” in item 50111.

§ 50101. Objectives and policy

(a) OBJECTIVES.—It is necessary for the national defense and the development of the domestic and foreign commerce of the United States that the United States have a merchant marine—

(1) sufficient to carry the waterborne domestic commerce and a substantial part of the waterborne export and import foreign commerce of the United States and to provide shipping service essential for maintaining the flow of the waterborne domestic and foreign commerce at all times;

(2) capable of serving as a naval and military auxiliary in time of war or national emergency;

(3) owned and operated as vessels of the United States by citizens of the United States;

(4) composed of the best-equipped, safest, and most suitable types of vessels constructed in the United States and manned with a trained and efficient citizen personnel; and

(5) supplemented by efficient facilities for building and repairing vessels.

(b) POLICY.—It is the policy of the United States to encourage and aid the development and maintenance of a merchant marine satisfying the objectives described in subsection (a).

(Pub. L. 109–304, §8(b), Oct. 6, 2006, 120 Stat. 1556; Pub. L. 111–84, div. C, title XXXV, §3511, Oct. 28, 2009, 123 Stat. 2722.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
50101 .....	46 App.:861.	June 5, 1920, ch. 250, §1, 41 Stat. 988; Exec. Order No. 6166, June 10, 1933, §12; June 29, 1936, ch. 858, title II, §204, title IX, §904, 49 Stat. 1987, 2016; Pub. L. 97–31, §12(33), Aug. 6, 1981, 95 Stat. 156.
	46 App.:891.	May 22, 1928, ch. 675, §1, 45 Stat. 689.
	46 App.:1101.	June 29, 1936, ch. 858, title I, §101, 49 Stat. 1985; Pub. L. 91–469, §1, Oct. 21, 1970, 84 Stat. 1018.

This section consolidates the source provisions to eliminate repetition.

Editorial Notes

AMENDMENTS

2009—Subsec. (a)(4). Pub. L. 111–84 inserted “constructed in the United States” after “vessels”.

§ 50102. Survey of merchant marine

(a) IN GENERAL.—The Secretary of Transportation shall survey the merchant marine of the