

from which subsec. (a) of this section was derived, was repealed by Pub. L. 110-181, § 3523(b). See 2008 Amendment note for subsec. (a) and Historical and Revision notes above.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2006 AMENDMENT

Pub. L. 109-364, div. C, title XXXV, § 3510(d)(2), Oct. 17, 2006, 120 Stat. 2521, provided that: “This subsection [amending section 3509 of Pub. L. 109-163 which had amended section 1295e(a) of the former Appendix to this title, from which subsec. (a) of this section is derived] shall be effective immediately after section 3509 of the National Defense Authorization Act for Fiscal Year 2006 (119 Stat. 3557) [Pub. L. 109-163] takes effect [Jan. 6, 2006].”

§ 51702. Civilian nautical schools

(a) DEFINITION.—In this section, the term “civilian nautical school” means a school operated in the United States (except the United States Merchant Marine Academy, a State maritime academy, or another school operated by the United States Government) that offers instruction to individuals quartered on a vessel primarily to train them for service in the merchant marine.

(b) INSPECTION.—Each civilian nautical school is subject to inspection by the Secretary of Transportation.

(c) RATING AND CERTIFICATION.—The Secretary may, under regulations the Secretary may prescribe, provide for the rating and certification of civilian nautical schools as to the adequacy of their course of instruction, the competence of their instructors, and the suitability of the equipment used in their course of instruction.

(Pub. L. 109-304, § 8(b), Oct. 6, 2006, 120 Stat. 1582.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
51702	46 App.:1295f.	June 29, 1936, ch. 858, title XIII, §1307, as added Pub. L. 96-453, §2, Oct. 15, 1980, 94 Stat. 2007; Pub. L. 98-89, §4(b), Aug. 26, 1983, 97 Stat. 603.

The text of 46 App. U.S.C. 1295f(d) is omitted because it apparently was intended to apply to former 46 App. U.S.C. 1295f(c), which was repealed in 1983.

§ 51703. Additional training

(a) GENERAL AUTHORITY.—The Secretary of Transportation may provide additional training on maritime subjects to supplement other training opportunities and make the training available to the personnel of the merchant marine of the United States and individuals preparing for a career in the merchant marine of the United States.

(b) EQUIPMENT, SUPPLIES, AND CONTRACTS.—The Secretary may—

(1) prepare or buy equipment or supplies required for the additional training; and

(2) without regard to section 6101(b) to (d) of title 41, make contracts for services the Secretary considers necessary to prepare the equipment and supplies and to supervise and administer the additional training.

(Pub. L. 109-304, § 8(b), Oct. 6, 2006, 120 Stat. 1583; Pub. L. 111-350, § 5(n), Jan. 4, 2011, 124 Stat. 3853.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
51703	46 App.:1295d(a), (b).	June 29, 1936, ch. 858, title XIII, §1305(a), (b), as added Pub. L. 96-453, §2, Oct. 15, 1980, 94 Stat. 2006.

In subsection (a), before paragraph (1), the words “as the Secretary deems necessary” are omitted as unnecessary.

In subsection (b), the words “with any person, partnership, firm, association, or corporation” and “the performance of” are omitted as unnecessary.

Editorial Notes

AMENDMENTS

2011—Subsec. (b)(2). Pub. L. 111-350 substituted “section 6101(b) to (d) of title 41” for “section 3709 of the Revised Statutes (41 U.S.C. 5)”.

§ 51704. Training for maritime oil pollution prevention, response, and clean-up

(a) ASSISTANCE IN ESTABLISHING PROGRAM.—The Secretary of Transportation shall assist maritime training institutions approved by the Secretary in establishing a training program for maritime oil pollution prevention, response, and clean-up.

(b) PROVIDING TRAINING VESSELS.—Subject to subsection (c), the Secretary may provide, with title free of all liens, to maritime training institutions that have a program established under subsection (a), offshore supply vessels and tug/supply vessels that were built in the United States and are in the possession of the Maritime Administration because of a default on a loan guaranteed under chapter 537 of this title.

(c) REQUIREMENTS.—In addition to any other requirements the Secretary considers appropriate, the following requirements apply to vessels provided under this section:

(1) The vessel shall be offered to the institution at a location selected by the Secretary.

(2) The institution shall use the vessel to train students and appropriate maritime industry personnel in oil spill prevention, response, clean-up, and related skills.

(3) The institution shall make the vessel and qualified students available to appropriate Federal, State, and local oil spill response authorities when there is a maritime oil spill.

(4) The institution may not sell, trade, charter, donate, scrap, or in any way alter or dispose of the vessel without prior approval of the Secretary.

(5) The institution may not use the vessel in competition with a privately-owned vessel documented under chapter 121 of this title or titled under the law of a State, unless necessary to carry out this section.

(6) When the institution can no longer use the vessel for its training program, the institution shall return the vessel to the Secretary. The Secretary shall take possession at the institution and thereafter may provide the vessel to another institution under this section or dispose of the vessel.

(Pub. L. 109-304, § 8(b), Oct. 6, 2006, 120 Stat. 1583.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
51704(a)	46 App.:1295d(c)(1).	June 29, 1936, ch. 858, title XIII, §1305(c), as added Pub. L. 101-595, title VII, §712, Nov. 16, 1990, 104 Stat. 2998.
51704(b)	46 App.:1295d(c)(2)(A), (4).	
51704(c)	46 App.:1295d(c)(2)(B), (3).	

In subsection (c)(5), the words “or titled under the law of a State” are substituted for “documented under the laws of . . . any State” for consistency with the terminology in 46 U.S.C. 2101(46) (which is being moved to chapter 1 of the revised title) and 46 U.S.C. ch. 125.

§ 51705. Training for use of force against piracy

The Secretary of Transportation, in consultation with the Secretary of Defense and the Secretary of the department in which the Coast Guard is operating, shall certify a training curriculum for United States mariners on the use of force against pirates. The curriculum shall include—

- (1) information on waters designated as high-risk waters by the Commandant of the Coast Guard;
- (2) information on current threats and patterns of attack by pirates;
- (3) tactics for defense of a vessel, including instruction on the types, use, and limitations of security equipment;
- (4) standard rules for the use of force for self-defense as developed by the Secretary of the department in which the Coast Guard is operating under section 912(c) of the Coast Guard Authorization Act of 2010 (Public Law 111-281; 46 U.S.C. 8107 note), including instruction on firearm safety for crewmembers of vessels carrying cargo under section 55305 of this title; and
- (5) procedures to follow to improve crewmember survivability if captured and taken hostage by pirates.

(Added Pub. L. 112-213, title V, §502(a), Dec. 20, 2012, 126 Stat. 1574.)

Statutory Notes and Related Subsidiaries

DEADLINE

Pub. L. 112-213, title V, §502(b), Dec. 20, 2012, 126 Stat. 1575, provided that: “The Secretary of Transportation shall certify the curriculum required under the amendment made by subsection (a) [enacting this section] not later than 270 days after the date of enactment of this Act [Dec. 20, 2012].”

§ 51706. 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, §54102; renumbered §51706, Pub. L. 116-283, div. C, title XXXV, §3507(a), Jan. 1, 2021, 134 Stat. 4405.)

Editorial Notes

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.

AMENDMENTS

2021—Pub. L. 116-283 renumbered section 54102 of this title as this section.

§ 51707. Merchant mariner recruitment, training, and retention strategic plan

(a)¹ STRATEGIC PLAN.—

(1) IN GENERAL.—Not later than one year after the date of the enactment of this section, and at least once every five years thereafter until the termination date under paragraph (6), the Secretary of Transportation, acting through the Administrator of the Maritime Administration, shall publish in the Federal Register a plan to recruit, train, and retain merchant mariners for the five-year period following the date of publication of the most recently published plan under this paragraph.

(2) CONTENTS.—A plan published under paragraph (1) shall contain—

- (A) a strategy to address merchant mariner recruitment, training, and retention issues in the United States; and
- (B) demonstration and research priorities concerning merchant mariner recruitment, training, and retention.

¹ So in original. No subsec. (b) has been enacted.