

**AMENDMENT TO THE RULES COMMITTEE PRINT
OF H.R. 4310
OFFERED BY MR. CUMMINGS OF MARYLAND**

At the end of title XXXV add the following:

1 **SEC. 35__ . IDENTIFICATION OF ACTIONS TO ENABLE**
2 **QUALIFIED UNITED STATES FLAG CAPACITY**
3 **TO MEET NATIONAL DEFENSE REQUIRE-**
4 **MENTS.**

5 (a) IDENTIFICATION OF ACTIONS.—Section 501(b) of
6 title 46, United States Code, is amended—

7 (1) by inserting “(1)” before “When the head”;

8 and

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

10 “(2) The Administrator of the Maritime Administra-
11 tion shall—

12 “(A) in each determination referred to in para-
13 graph (1), identify any actions that could be taken
14 to enable qualified United States flag capacity to
15 meet national defense requirements;

16 “(B) provide each such determination to the
17 Secretary of Transportation and the head of the
18 agency referred to in paragraph (1) for which the
19 determination is made; and

1 “(C) publish each such determination on the
2 Internet site of the Department of Transportation
3 within 48 hours after it is provided to the Secretary
4 of Transportation.

5 “(3)(A) The Secretary of Transportation, in con-
6 sultation with the Secretary of Homeland Security, shall
7 notify the Committees on Appropriations, Transportation
8 and Infrastructure, and Armed Services of the House of
9 Representatives and the Committees on Appropriations,
10 Commerce, Science, and Transportation, and Armed Serv-
11 ices of the Senate—

12 “(i) of any request for a waiver of the naviga-
13 tion or vessel-inspection laws under this section not
14 later than 48 hours after receiving the request; and

15 “(ii) of the issuance of any waiver of compli-
16 ance of such a law not later than 48 hours after
17 such issuance.

18 “(B) The Secretary shall include in each notification
19 under subparagraph (A)(ii) an explanation of—

20 “(i) the reasons the waiver is necessary; and

21 “(ii) the reasons actions referred to in subpara-
22 graph (A) are not feasible.”.

