AMENDMENT TO RULES COMMITTEE PRINT
114–32
OFFERED BY MR. NEWHOUSE OF WASHINGTON

At the end of title VIII of Division A of the bill, add the following:

SEC. _____ FINDINGS ON PORT PERFORMANCE.

Congress finds the following:

(1) America’s ports play a critical role in the Nation’s transportation supply chain network.

(2) Reliable and efficient movement of goods through the Nation’s ports ensures that American goods are available to customers throughout the world.

(3) Breakdowns in the transportation supply chain network, particularly at the Nation’s ports, can result in tremendous economic losses for agriculture, businesses, and retailers that rely on timely shipments.

(4) A clear understanding of terminal and port productivity and throughput should help—

(A) to identify freight bottlenecks;

(B) to indicate performance and trends over time; and
(C) to inform investment decisions.

SEC. _____. PORT PERFORMANCE FREIGHT STATISTICS PROGRAM.

(a) In General.—Chapter 63 of title 49, United States Code, is amended by adding at the end the following:

§ 6314. Port performance freight statistics program

“(a) In General.—The Director shall establish, on behalf of the Secretary, a port performance statistics program to provide nationally consistent measures of performance of, at a minimum—

“(1) the Nation’s top 25 ports by tonnage;

“(2) the Nation’s top 25 ports by 20-foot equivalent unit; and

“(3) the Nation’s top 25 ports by dry bulk.

“(b) Reports.—

“(1) Port capacity and throughput.—Not later than January 15 of each year, the Director shall submit an annual report to Congress that includes statistics on capacity and throughput at the ports described in subsection (a).

“(2) Port performance measures.—The Director shall collect monthly port performance measures for each of the United States ports referred to in subsection (a) that receives Federal as-
sistance or is subject to Federal regulation to submit
a quarterly report to the Bureau of Transportation
Statistics that includes monthly statistics on capac-
ity and throughput as applicable to the specific con-
figuration of the port.

“(A) MONTHLY MEASURES.—The Director
shall collect monthly measures, including—
“(i) the average number of lifts per
hour of containers by crane;
“(ii) the average vessel turn time by
vessel type;
“(iii) the average cargo or container
dwell time;
“(iv) the average truck time at ports;
“(v) the average rail time at ports;
and
“(vi) any additional metrics, as deter-
mined by the Director after receiving rec-
ommendations from the working group es-
established under subsection (c).

“(B) MODIFICATIONS.—The Director may
consider a modification to a metric under sub-
paragraph (A) if the modification meets the in-
tent of the section.

“(c) RECOMMENDATIONS.—
“(1) IN GENERAL.—The Director shall obtain recommendations for—

“(A) specifications and data measurements for the port performance measures listed in subsection (b)(2);

“(B) additionally needed data elements for measuring port performance; and

“(C) a process for the Department of Transportation to collect timely and consistent data, including identifying safeguards to protect proprietary information described in subsection (b)(2).

“(2) WORKING GROUP.—Not later than 60 days after the date of the enactment of this section, the Director shall commission a working group composed of—

“(A) operating administrations of the Department of Transportation;

“(B) the Coast Guard;

“(C) the Federal Maritime Commission;

“(D) U.S. Customs and Border Protection;

“(E) the Marine Transportation System National Advisory Council;

“(F) the Army Corps of Engineers;
“(G) the Saint Lawrence Seaway Development Corporation;

“(H) the Advisory Committee on Supply Chain Competitiveness;

“(I) 1 representative from the rail industry;

“(J) 1 representative from the trucking industry;

“(K) 1 representative from the maritime shipping industry;

“(L) 1 representative from a labor organization for each industry described in subparagraphs (I) through (K);

“(M) 1 representative from a port authority;

“(N) 1 representative from a terminal operator;

“(O) representatives of the National Freight Advisory Committee of the Department; and

“(P) representatives of the Transportation Research Board of the National Academies.

“(3) RECOMMENDATIONS.—Not later than 1 year after the date of the enactment of this section, the working group commissioned under this sub-
section shall submit its recommendations to the Director.

“(d) Access to Data.—The Director shall ensure that the statistics compiled under this section are readily accessible to the public, consistent with applicable security constraints and confidentiality interests.”.

(b) Prohibition on Certain Disclosures.—Section 6307(b)(1) of title 49, United States Code, is amended by inserting “or section 6314(b)” after “section 6302(b)(3)(B)” each place it appears.

(c) Copies of Reports.—Section 6307(b)(2)(A) of such title is amended by inserting “or section 6314(b)” after “section 6302(b)(3)(B)”.

(d) Technical and Conforming Amendment.—The table of contents for chapter 63 of such title is amended by adding at the end the following:

“6314. Port performance freight statistics program.”.