

AMENDMENT TO RULES COMMITTEE

PRINT 116-57

OFFERED BY MS. PLASKETT OF VIRGIN ISLANDS

At the end of subtitle A of title XXXV, add the following:

1 **SEC. 3505. SUBSISTENCE PORTS IMPROVEMENT ENTER-**
2 **PRISE PROGRAM.**

3 (a) IN GENERAL.—The Secretary of Transportation,
4 acting through the Administrator of the Maritime Admin-
5 istration, may establish a Subsistence Ports Improvement
6 Enterprise Program to provide for the planning, design,
7 and construction of projects for noncontiguous areas to
8 improve and provide greater access to port facilities, re-
9 lieve port congestion, and increase port security.

10 (b) AUTHORITIES OF THE ADMINISTRATOR.—In car-
11 rying out the Program, the Administrator may—

12 (1) provide for coordination among appropriate
13 governmental agencies to expedite the review process
14 under the National Environmental Policy Act of
15 1969 (42 U.S.C. 4321 et seq.) for projects carried
16 out under the Program;

17 (2) provide for coordination among appropriate
18 governmental agencies in connection with other re-

1 views and requirements applicable to projects carried
2 out under the Program;

3 (3) provide technical assistance to the port au-
4 thorities of the noncontiguous areas (and agents
5 thereof) as needed for projects carried out under the
6 Program; and

7 (4) encourage partnerships between public and
8 private entities for the development and financial
9 support of projects carried out under the Program,
10 to the extent that the Administrator considers such
11 partnerships necessary and in accordance with the
12 guidelines established in a memorandum of under-
13 standing between the governments of the noncontig-
14 uous areas and the Administrator.

15 (c) INTERMODAL FREIGHT TRANSFER FACILITY ELI-
16 GIBILITY.—Notwithstanding any other provision of law,
17 an intermodal or marine facility comprising a component
18 of the Program is deemed to be eligible to be an inter-
19 modal freight transfer facility for purposes of section
20 601(a)(12)(D) of title 23, United States Code.

21 (d) SUBSISTENCE PORTS IMPROVEMENT ENTER-
22 PRISE FUND.—

23 (1) ESTABLISHMENT.—There is established in
24 the Treasury of the United States a separate ac-

1 count to be known as the “Subsistence Ports Im-
2 provement Enterprise Fund”.

3 (2) DEPOSITS.—There shall be deposited into
4 the Fund amounts appropriated to carry out this
5 section under subsection (e).

6 (3) USE OF FUNDS.—Amounts in the Fund
7 shall be available to the Administrator to carry out
8 the Program.

9 (4) ADMINISTRATIVE EXPENSES.—An amount
10 not to exceed 3 percent of the amounts appropriated
11 to the Fund for a fiscal year may be used for admin-
12 istrative expenses of the Administrator.

13 (5) AVAILABILITY OF FUNDS.—Amounts in the
14 Fund shall remain available until expended.

15 (e) AUTHORIZATION OF APPROPRIATIONS.—There
16 are authorized to be appropriated to the Fund such sums
17 as may be necessary to carry out this section.

18 (f) DEFINITIONS.—In this section:

19 (1) ADMINISTRATOR.—The term “Adminis-
20 trator” means the Administrator of the Maritime
21 Administration.

22 (2) FUND.—The term “Fund” means the ac-
23 count established in the treasury known as the Sub-
24 sistence Ports Improvement Enterprise Fund estab-
25 lished by subsection (d)(1).

1 (3) NONCONTIGUOUS AREA.—The term “non-
2 contiguous area” means any State, territory or pos-
3 session of the United States described in section
4 53501(4)(A)(ii) of title 46, United States Code.

5 (4) PROGRAM.—The term “Program” means
6 the Subsistence Ports Improvement Enterprise Pro-
7 gram authorized by subsection (a).

