

103^D CONGRESS
1ST SESSION

H. R. 1792

To amend title 46, United States Code, to require that any regulation establishing or increasing a fee or charge for a person engaged in the carriage of goods or passengers by vessel for hire be issued after notice, hearing, and comment and on the record, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 21, 1993

Mr. SAXTON (for himself, Mr. TAUZIN, Mr. FIELDS of Texas, Mr. HUGHES, Mr. BATEMAN, Mr. LIPINSKI, Mr. COBLE, Mr. HUTTO, Mr. WELDON, Mr. LAUGHLIN, Mr. INHOFE, Mr. LANCASTER, Mr. CUNNINGHAM, Mr. HASTINGS, Mr. KINGSTON, Mr. STUPAK, Mr. CASTLE, Mr. KING, Mr. DIAZ-BALART, Mr. GALLO, and Ms. KAPTUR) introduced the following bill; which was referred to the Committee on Merchant Marine and Fisheries

A BILL

To amend title 46, United States Code, to require that any regulation establishing or increasing a fee or charge for a person engaged in the carriage of goods or passengers by vessel for hire be issued after notice, hearing, and comment and on the record, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 2110 of title 46, United States Code (relating
4 to fees), is amended by adding at the end the following
5 new subsection:

1 “(j)(1) The head of an agency may not establish or
2 increase any fee or charge for a service or thing of value
3 provided by the agency to a person or vessel described in
4 paragraph (2), unless the rule establishing the fee or
5 charge is issued—

6 “(A) after publication of notice, the holding of
7 one or more public hearings, and the provision of a
8 period for the submission of comments by the public
9 regarding the proposed rule; and

10 “(B) on the record.

11 “(2)(A) A person referred to in paragraph (1) is a
12 person who—

13 “(i) is engaged in the carriage of goods or pas-
14 sengers by vessel for hire;

15 “(ii) provides services to a person described in
16 clause (i), including the storage, dockside movement,
17 loading, or unloading of goods carried by vessel for
18 hire; or

19 “(iii) exports or imports goods carried by vessel
20 for hire and is located in the United States.

21 “(B) A vessel referred to in paragraph (1) is a vessel
22 that is used for the carriage of goods or passengers for
23 hire.”.

○