

119TH CONGRESS
1ST SESSION

H. R. 4183

AN ACT

To authorize appropriations for the Federal Maritime Commission for fiscal years 2026 through 2027, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Federal Maritime
3 Commission Reauthorization Act of 2025”.

4 **SEC. 2. TABLE OF CONTENTS.**

5 The table of contents for this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. Authorization of appropriations.
- Sec. 4. Purposes.
- Sec. 5. Definitions.
- Sec. 6. Complaints against shipping exchanges.
- Sec. 7. Repeal.
- Sec. 8. Data collection.
- Sec. 9. Investigations.
- Sec. 10. National advisory committees.
- Sec. 11. Annual report and public disclosures.
- Sec. 12. Containerized freight indexes.
- Sec. 13. Technical amendments.

6 **SEC. 3. AUTHORIZATION OF APPROPRIATIONS.**

7 Section 46108 of title 46, United States Code, is
8 amended by striking “\$32,869,000 for fiscal year 2022,
9 \$38,260,000 for fiscal year 2023, \$43,720,000 for fiscal
10 year 2024, and \$49,200,000 for fiscal year 2025” and in-
11 serting “\$49,200,000 for fiscal year 2026, and
12 \$49,200,000 for fiscal year 2027”.

13 **SEC. 4. PURPOSES.**

14 Section 40101 of title 46, United States Code, is
15 amended—

16 (1) in paragraph (2) by striking “in the ocean
17 commerce of the United States” and inserting “for
18 the common carriage of goods by water in the for-
19 eign commerce of the United States”; and

1 (2) in paragraph (4) by striking “promote” and
2 inserting “support”.

3 **SEC. 5. DEFINITIONS.**

4 (a) IN GENERAL.—Section 40102(9) of title 46,
5 United States Code, is amended—

6 (1) in subparagraph (B) by striking the period
7 and inserting “; or”;

8 (2) by redesignating subparagraphs (A) and
9 (B) as clauses (i) and (ii), respectively, and by ad-
10 justing the margins accordingly;

11 (3) by striking “means an ocean common car-
12 rier” and inserting the following: “means—

13 “(A) an ocean common carrier”; and

14 (4) by adding at the end the following:

15 “(B) such a carrier that is owned or con-
16 trolled by, a subsidiary of, or otherwise related
17 legally or financially (other than a minority re-
18 lationship or investment) to a corporation based
19 in, headquartered in, or otherwise significantly
20 linked to a country—

21 “(i) identified as a nonmarket econ-
22 omy country (as defined in section 771(18)
23 of the Tariff Act of 1930 (19 U.S.C.
24 1677(18))) as of the date of enactment of

1 the Federal Maritime Commission Reau-
2 thorization Act of 2025;

3 “(ii) identified by the United States
4 Trade Representative on the priority watch
5 list included in the most recent report re-
6 quired by section 182 of the Trade Act of
7 1974 (19 U.S.C. 2242) as a priority for-
8 eign country under subsection (a)(2) of
9 that section; or

10 “(iii) subject to monitoring by the
11 United States Trade Representative under
12 section 306 of the Trade Act of 1974 (19
13 U.S.C. 2416).”.

14 (b) CONFORMING AMENDMENT.—Section
15 46106(b)(7) of title 46, United States Code, is amended
16 by striking “ocean common carriers, particularly such car-
17 riers that are controlled carriers” and all that follows
18 through the period at the end and inserting “controlled
19 carriers;”.

20 **SEC. 6. COMPLAINTS AGAINST SHIPPING EXCHANGES.**

21 (a) IN GENERAL.—Section 40504(c) of title 46,
22 United States Code, is amended—

23 (1) in the subsection heading by inserting “AND
24 INVESTIGATION” after “EXEMPTION”;

1 (2) by striking the period at the end and insert-
2 ing “; and”;

3 (3) by striking “may exempt” and inserting the
4 following: “may—

5 “(1) exempt”; and

6 (4) by adding at the end the following:

7 “(2) investigate complaints submitted under
8 section 40505.”.

9 (b) COMPLAINTS AGAINST SHIPPING EXCHANGES.—
10 Chapter 405 of title 46, United States Code, is amended
11 by adding at the end the following:

12 **“§ 40505. Complaints against shipping exchanges**

13 “(a) IN GENERAL.—A person may submit to the
14 Federal Maritime Commission, and the Commission shall
15 accept, information concerning alleged incidents of market
16 manipulation or other anticompetitive practices by ship-
17 ping exchanges registered under section 40504.

18 “(b) INVESTIGATION.—Upon receipt of a submission
19 of information under subsection (a), the Commission shall
20 promptly investigate the accuracy of such information.

21 “(c) REPORT TO CONGRESS.—The Commission shall
22 submit to the Committee on Transportation and Infra-
23 structure of the House of Representatives and the Com-
24 mittee on Commerce, Science, and Transportation of the
25 Senate the results of any investigation in which the Com-

1 mission finds incidents of market manipulation or anti-
 2 competitive practices by shipping exchanges registered
 3 under section 40504.”.

4 (c) CLERICAL AMENDMENT.—The analysis for chap-
 5 ter 405 of title 46, United States Code, is amended by
 6 adding at the end the following:

“40505. Complaints against shipping exchanges.”.

7 **SEC. 7. SHIPPING EXCHANGE REGISTRY.**

8 Section 40504(d) of title 46, United States Code, is
 9 amended—

10 (1) by striking “3 years after the date of enact-
 11 ment of the Ocean Shipping Reform Act of 2022”
 12 and inserting “2 years after the date of enactment
 13 of the Federal Maritime Commission Reauthoriza-
 14 tion Act of 2025”;

15 (2) by striking “set standards necessary to
 16 carry out” and inserting “ensure consistency with”;
 17 and

18 (3) by striking “by” and inserting “via”.

19 **SEC. 8. REPEAL.**

20 (a) IN GENERAL.—Section 40706 of title 46, United
 21 States Code, is repealed.

22 (b) CLERICAL AMENDMENT.—The analysis for chap-
 23 ter 407 of title 46, United States Code, is amended by
 24 striking the item relating to section 40706.

1 **SEC. 9. DATA COLLECTION.**

2 Section 41110 of title 46, United States Code, is
3 amended—

4 (1) by striking “The Federal Maritime Commis-
5 sion” and inserting the following:

6 “(a) QUARTERLY REPORT.—The Federal Maritime
7 Commission”; and

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

9 “(b) LIMITATION ON DUPLICATION.—Unless the
10 data described in paragraphs (1) and (2) is not available
11 in a timely manner or in a form that allows the Commis-
12 sion to meet the requirements of subsection (a), data re-
13 quired to be reported under subsection (a) may not dupli-
14 cate information submitted—

15 “(1) to the Corps of Engineers pursuant to sec-
16 tion 11 of the Act entitled ‘An Act authorizing the
17 construction, repair, and preservation of certain pub-
18 lic works on rivers and harbors, and for other pur-
19 poses’, approved September 22, 1922 (33 U.S.C.
20 555), by an ocean common carrier acting as a vessel
21 operator;

22 “(2) pursuant to section 481 of the Tariff Act
23 of 1930 (19 U.S.C. 1481) to U.S. Customs and Bor-
24 der Protection by merchandise importers; or

25 “(3) to the Department of Commerce pursuant
26 to section 301 of title 13.”.

1 **SEC. 10. INVESTIGATIONS.**

2 Section 41302 of title 46, United States Code, is
3 amended by adding at the end the following:

4 “(f) NONDISCLOSURE.—Information and documents
5 developed by the Federal Maritime Commission under this
6 section shall not be disclosed unless the Commission deter-
7 mines by majority vote of the Commission that such infor-
8 mation and documents are relevant to an administrative
9 or judicial proceeding and agrees by a majority vote to
10 disclose such information and documents.”.

11 **SEC. 11. NATIONAL ADVISORY COMMITTEES.**

12 (a) NATIONAL SHIPPER ADVISORY COMMITTEE.—
13 Section 42502 of title 46, United States Code, is amend-
14 ed—

15 (1) in subsection (a) by striking “Committee.”
16 and inserting “Committee (in this section referred to
17 as the ‘Shipper Committee’).”;

18 (2) by striking subsection (b);

19 (3) by redesignating subsection (c) as sub-
20 section (b); and

21 (4) in subsection (b), as so redesignated, by
22 striking “Committee” each place it appears and in-
23 serting “Shipper Committee”.

24 (b) NATIONAL PORT ADVISORY COMMITTEE.—Chap-
25 ter 425 of title 46, United States Code, is amended—

1 (1) by redesignating section 42503 as section
2 42506; and

3 (2) by inserting after section 42502 the fol-
4 lowing:

5 **“§ 42503. National port advisory committee**

6 “(a) ESTABLISHMENT.—There is established a Na-
7 tional Port Advisory Committee (in this section referred
8 to as the ‘Port Committee’).

9 “(b) MEMBERSHIP.—

10 “(1) IN GENERAL.—The Port Committee shall
11 consist of 13 members appointed by the Commission
12 in accordance with this section.

13 “(2) EXPERTISE.—Each member of the Port
14 Committee shall have particular expertise, knowl-
15 edge, and experience in matters relating to the func-
16 tion of the Port Committee.

17 “(3) REPRESENTATION.—Members of the Port
18 Committee shall be appointed as follows:

19 “(A) 5 members shall represent marine
20 terminal operators, as such term is defined in
21 section 40102.

22 “(B) 5 members shall represent port au-
23 thorities.

24 “(C) 3 members shall represent longshore
25 and maritime labor.

1 **“§ 42504. National ocean carrier advisory committee**

2 “(a) ESTABLISHMENT.—There is established a Na-
3 tional Ocean Carrier Advisory Committee (in this section
4 referred to as the ‘Carrier Committee’).

5 “(b) MEMBERSHIP.—

6 “(1) IN GENERAL.—The Carrier Committee
7 shall consist of 9 members appointed by the Com-
8 mission in accordance with this section.

9 “(2) EXPERTISE.—Each member of the Carrier
10 Committee shall have particular expertise, knowl-
11 edge, and experience in matters relating to the func-
12 tion of the Committee.

13 “(3) REPRESENTATION.—Members of the Car-
14 rier Committee shall represent ocean carriers serving
15 such seaports and terminals, of which at least 3
16 shall be ocean transportation intermediaries (as such
17 term is defined in section 40102).

18 **“§ 42505. Function**

19 “The covered Committees shall advise the Federal
20 Maritime Commission on policies relating to the competi-
21 tiveness, reliability, and efficiency of the international
22 ocean freight delivery system.”.

23 (c) CONFORMING AMENDMENTS.—

24 (1) DEFINITIONS.—Section 42501(2) of title
25 46, United States Code, is amended to read as fol-
26 lows:

1 “(2) COVERED COMMITTEE.—The term ‘cov-
2 ered Committee’ means—

3 “(A) the National Shipper Advisory Com-
4 mittee established under section 42502;

5 “(B) the National Port Advisory Com-
6 mittee established under section 42503; and

7 “(C) the National Ocean Carrier Advisory
8 Committee established under section 52504.”.

9 (2) ADMINISTRATION.—Section 42506 of title
10 46, United States Code, as redesignated by sub-
11 section (b)(1), is amended—

12 (A) by striking “The Committee” each
13 place it appears except in subsection (k) and in-
14 serting “Each covered Committee”;

15 (B) in subsection (a) by striking “the
16 Committee” and inserting “each such Com-
17 mittee”;

18 (C) in subsections (b), (c), (d), (e), (f), and
19 (j) by striking “the Committee” each place it
20 appears and inserting “a covered Committee”;

21 (D) in subsection (f), by striking “the
22 Committee’s” and inserting “a covered Commit-
23 tee’s”;

24 (E) in subsection (h)—

25 (i) in paragraph (1)—

1 (I) by striking “Chair of the
2 Committee” and inserting “Chair of
3 each covered Committee”; and

4 (II) by striking “function of the
5 Committee” and inserting “function
6 of the applicable Committee”; and

7 (ii) in paragraph (2) by striking “the
8 Committee” and inserting “each covered
9 Committee”;

10 (F) in subsection (i)—

11 (i) in paragraph (1) by striking “the
12 Committee if the function of the Com-
13 mittee” and inserting “any relevant cov-
14 ered Committee if the function of such
15 Committee”;

16 (ii) in paragraph (2) by striking “the
17 Committee” and inserting “each such
18 Committee”;

19 (iii) in paragraph (3)—

20 (I) by striking “from the Com-
21 mittee” and inserting “from a covered
22 Committee”; and

23 (II) in subparagraph (B) by
24 striking “to the Committee” and in-

1 serting “to the submitting Com-
2 mittee”; and

3 (iv) in paragraph (4) by striking
4 “from the Committee” and inserting “from
5 a covered Committee”; and

6 (G) in subsection (k) by striking “The
7 Committee” and inserting “The covered Com-
8 mittees”.

9 **SEC. 12. ANNUAL REPORT AND PUBLIC DISCLOSURES.**

10 (a) REPORT ON FOREIGN LAWS AND PRACTICES.—
11 Section 46106(b) of title 46, United States Code, is
12 amended—

13 (1) in paragraph (6)—

14 (A) by striking “and” at the end; and

15 (B) by striking “under this part” and in-
16 serting “under chapter 403”;

17 (2) in paragraph (7), as amended by section
18 5(b) of this Act—

19 (A) by inserting “anticompetitive, non-
20 reciprocal trade, or” before “otherwise con-
21 cerning practices”;

22 (B) by inserting “or marine terminal oper-
23 ators” after “controlled carriers”; and

24 (C) by inserting “and” after the semicolon
25 at the end; and

1 (3) by adding at the end the following:

2 “(8) an analysis of any trade imbalance result-
3 ing from the business practices of ocean common
4 carriers, including an analysis of the data collected
5 under section 41110; and

6 “(9) the aggregated findings and results of the
7 Vessel-Operating Common Carrier Audit Program
8 established by the Commission on July 18, 2021,
9 pursuant to the Commission rule interpreting section
10 41102(c).”.

11 (b) PUBLIC DISCLOSURE.—Section 46106(d)(2) of
12 title 46, United States Code, is amended by inserting “or
13 marine terminal operator” after “common carrier”.

14 **SEC. 13. CONTAINERIZED FREIGHT INDEXES.**

15 (a) IN GENERAL.—Not later than 1 year after the
16 date of enactment of this Act, the Federal Maritime Com-
17 mission shall promulgate an advance notice of proposed
18 rulemaking on the manner in which data is acquired, used,
19 and protected in developing price indexes for containerized
20 ocean freight for shippers (as such term is defined in sec-
21 tion 40102 of title 46, United States Code) in the United
22 States published by a shipping exchange registered under
23 section 40504 of title 46, United States Code.

24 (b) FINAL RULE.—Not later than 3 years after the
25 date of enactment of this Act, the Commission shall pub-

1 lish a final rule with respect to the advance notice of pro-
 2 posed rulemaking required under subsection (a).

3 **SEC. 14. TECHNICAL AMENDMENTS.**

4 (a) NATIONAL ADVISORY COMMITTEES.—The anal-
 5 ysis for subtitle IV of title 46, United States Code, is
 6 amended by striking the item relating to chapter 425 and
 7 inserting the following:

“425. NATIONAL ADVISORY COMMITTEES 42501”.

8 (b) ANALYSIS.—The heading and analysis for chapter
 9 425 of title 46, United States Code, is amended to read
 10 as follows:

11 **“CHAPTER 425—NATIONAL ADVISORY**
 12 **COMMITTEES**

“Sec.

“42501. Definitions.

“42502. National Shipper Advisory Committee.

“42503. National Port Advisory Committee.

“42504. National Ocean Carrier Advisory Committee.

“42505. Function.

“42506. Administration.”.

Passed the House of Representatives December 15,
 2025.

Attest:

Clerk.

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1ST SESSION

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AN ACT

To authorize appropriations for the Federal Maritime Commission for fiscal years 2026 through 2027, and for other purposes.