

One Hundred Seventeenth Congress
of the
United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Monday,
the third day of January, two thousand and twenty-two*

An Act

To authorize appropriations for fiscal year 2023 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. SHORT TITLE.

(a) IN GENERAL.—This Act may be cited as the “James M. Inhofe National Defense Authorization Act for Fiscal Year 2023”.

(b) REFERENCES.—Any reference in this or any other Act to the “National Defense Authorization Act for Fiscal Year 2023” shall be deemed to be a reference to the “James M. Inhofe National Defense Authorization Act for Fiscal Year 2023”.

SEC. 2. ORGANIZATION OF ACT INTO DIVISIONS; TABLE OF CONTENTS.

(a) DIVISIONS.—This Act is organized into 11 divisions as follows:

- (1) Division A—Department of Defense Authorizations.
- (2) Division B—Military Construction Authorizations.
- (3) Division C—Department of Energy National Security Authorizations and Other Authorizations.
- (4) Division D—Funding Tables.
- (5) Division E—Non-Department of Defense Matters.
- (6) Division F—Intelligence Authorization Act for Fiscal Year 2023.
- (7) Division G—Homeland Security.
- (8) Division H—Water Resources.
- (9) Division I—Department of State Authorizations.
- (10) Division J—Oceans and Atmosphere.
- (11) Division K—Don Young Coast Guard Authorization Act of 2022.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Organization of Act into divisions; table of contents.
- Sec. 3. Congressional defense committees.
- Sec. 4. Budgetary effects of this Act.
- Sec. 5. Explanatory statement.

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE I—PROCUREMENT

Subtitle A—Authorization of Appropriations

Sec. 101. Authorization of appropriations.

H. R. 7776—42

Subtitle E—Illegal Fishing and Forced Labor Prevention

Sec. 11329. Definitions.

CHAPTER 1—COMBATING HUMAN TRAFFICKING THROUGH SEAFOOD IMPORT
MONITORING

Sec. 11330. Enhancement of Seafood Import Monitoring Program Message Set in
Automated Commercial Environment system.

Sec. 11331. Data sharing and aggregation.

Sec. 11332. Import audits.

Sec. 11333. Availability of fisheries information.

Sec. 11334. Report on Seafood Import Monitoring Program.

Sec. 11335. Authorization of appropriations.

CHAPTER 2—STRENGTHENING INTERNATIONAL FISHERIES MANAGEMENT TO COMBAT
HUMAN TRAFFICKING

Sec. 11336. Denial of port privileges.

Sec. 11337. Identification and certification criteria.

Sec. 11338. Equivalent conservation measures.

Sec. 11339. Capacity building in foreign fisheries.

Sec. 11340. Training of United States observers.

Sec. 11341. Regulations.

TITLE CXIV—SUPPORT FOR COAST GUARD WORKFORCE

Subtitle A—Support for Coast Guard Members and Families

Sec. 11401. Coast Guard child care improvements.

Sec. 11402. Armed Forces access to Coast Guard child development services.

Sec. 11403. Cadet pregnancy policy improvements.

Sec. 11404. Combat-related special compensation.

Sec. 11405. Study on food security.

Subtitle B—Healthcare

Sec. 11406. Development of medical staffing standards for Coast Guard.

Sec. 11407. Healthcare system review and strategic plan.

Sec. 11408. Data collection and access to care.

Sec. 11409. Behavioral health policy.

Sec. 11410. Members asserting post-traumatic stress disorder or traumatic brain
injury.

Sec. 11411. Improvements to Physical Disability Evaluation System and transition
program.

Sec. 11412. Expansion of access to counseling.

Sec. 11413. Expansion of postgraduate opportunities for members of Coast Guard
in medical and related fields.

Sec. 11414. Study on Coast Guard medical facilities needs.

Sec. 11415. Study on Coast Guard telemedicine program.

Subtitle C—Housing

Sec. 11416. Study on Coast Guard housing access, cost, and challenges.

Sec. 11417. Audit of certain military housing conditions of enlisted members of
Coast Guard in Key West, Florida.

Sec. 11418. Study on Coast Guard housing authorities and privatized housing.

Sec. 11419. Strategy to improve quality of life at remote units.

Subtitle D—Other Matters

Sec. 11420. Report on availability of emergency supplies for Coast Guard per-
sonnel.

Sec. 11421. Fleet mix analysis and shore infrastructure investment plan.

TITLE CXV—MARITIME

Subtitle A—Vessel Safety

Sec. 11501. Responses to safety recommendations.

Sec. 11502. Requirements for DUKW amphibious passenger vessels.

Sec. 11503. Exoneration and limitation of liability for small passenger vessels.

Sec. 11504. At-sea recovery operations pilot program.

Sec. 11505. Historic wood sailing vessels.

Sec. 11506. Certificates of numbers for undocumented vessels.

Sec. 11507. Comptroller General review and report on Coast Guard oversight of
third-party organizations.

Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate.

(2) **DUKW AMPHIBIOUS PASSENGER VESSEL.**—The term “DUKW amphibious passenger vessel” means a vessel that uses, modifies, or is derived from the GMC DUKW-353 design, and which is operating as a small passenger vessel in waters subject to the jurisdiction of the United States, as defined in section 2.38 of title 33, Code of Federal Regulations (or a successor regulation).

SEC. 11503. EXONERATION AND LIMITATION OF LIABILITY FOR SMALL PASSENGER VESSELS.

(a) **RESTRUCTURING.**—Chapter 305 of title 46, United States Code, is amended—

(1) by inserting before section 30501 the following:

“**Subchapter I—General Provisions**”;

(2) by inserting before section 30503 the following:

“**Subchapter II—Exoneration and Limitation of Liability**”;

and

(3) by redesignating sections 30503 through 30512 as sections 30521 through 30530, respectively.

(b) **DEFINITIONS.**—Section 30501 of title 46, United States Code, is amended to read as follows:

“§ 30501. Definitions

“In this chapter:

“(1) **COVERED SMALL PASSENGER VESSEL.**—The term ‘covered small passenger vessel’—

“(A) means a small passenger vessel, as defined in section 2101, that is—

“(i) not a wing-in-ground craft; and

“(ii) carrying—

“(I) not more than 49 passengers on an overnight domestic voyage; and

“(II) not more than 150 passengers on any voyage that is not an overnight domestic voyage; and

“(B) includes any wooden vessel constructed prior to March 11, 1996, carrying at least 1 passenger for hire.

“(2) **OWNER.**—The term ‘owner’ includes a charterer that mans, supplies, and navigates a vessel at the charterer’s own expense or by the charterer’s own procurement.”.

(c) **APPLICABILITY.**—Section 30502 of title 46, United States Code, is amended to read as follows:

“§ 30502. Application

“(a) **IN GENERAL.**—Except as otherwise provided, this chapter (except section 30521) applies to seagoing vessels and vessels used on lakes or rivers or in inland navigation, including canal boats, barges, and lighters.

“(b) **EXCEPTION.**—This chapter (except for section 30526) shall not apply to covered small passenger vessels.”.

(d) PROVISIONS REQUIRING NOTICE OF CLAIM OR LIMITING TIME FOR BRINGING ACTION.—Section 30526(b) of title 46, United States Code, as redesignated by subsection (a), is amended—

(1) in paragraph (1)—

(A) by inserting “, in the case of seagoing vessels,” after “personal injury or death”; and

(B) by inserting “, or in the case of covered small passenger vessels, to less than two years after the date of the injury or death” after “date of the injury or death”; and

(2) in paragraph (2)—

(A) by inserting “, in the case of seagoing vessels,” after “personal injury or death”; and

(B) by inserting “, or in the case of covered small passenger vessels, to less than two years after the date of the injury or death” after “date of the injury or death”.

(e) CHAPTER ANALYSIS.—The analysis for chapter 305 of title 46, United States Code, is amended—

(1) by inserting before the item relating to section 30501 the following:

“SUBCHAPTER I—GENERAL PROVISIONS”;

(2) by inserting after the item relating to section 30502 the following:

“SUBCHAPTER II—EXONERATION AND LIMITATION OF LIABILITY”;

(3) by striking the item relating to section 30501 and inserting the following:

“30501. Definitions.”;

and

(4) by redesignating the items relating to sections 30503 through 30512 as items relating to sections 30521 through 30530, respectively.

(f) CONFORMING AMENDMENTS.—Title 46, United States Code, is further amended—

(1) in section 14305(a)(5) by striking “section 30506” and inserting “section 30524”;

(2) in section 30523(a), as redesignated by subsection (a), by striking “section 30506” and inserting “section 30524”;

(3) in section 30524(b), as redesignated by subsection (a), by striking “section 30505” and inserting “section 30523”; and

(4) in section 30525, as redesignated by subsection (a)—

(A) in the matter preceding paragraph (1) by striking “sections 30505 and 30506” and inserting “sections 30523 and 30524”;

(B) in paragraph (1) by striking “section 30505” and inserting “section 30523”; and

(C) in paragraph (2) by striking “section 30506(b)” and inserting “section 30524(b)”.

SEC. 11504. AT-SEA RECOVERY OPERATIONS PILOT PROGRAM.

(a) IN GENERAL.—The Secretary shall conduct a pilot program to evaluate the potential use of remotely controlled or autonomous operation and monitoring of certain vessels for the purposes of—

(1) better understanding the complexities of such at-sea operations and potential risks to navigation safety, vessel security, maritime workers, the public, and the environment;