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THE WHITE HOUSE
WASHINGTON

Jack Marsh

Jim Cannon

5 2224

Gives Act Attention
to Vengon Island for
oil.

Status?

5. 2224

Introduced 7/30/75

No hearings to date.

THE WHITE HOUSE

WASHINGTON

July 20, 1976

ADMINISTRATIVELY CONFIDENTIAL

MEMORANDUM FOR: JOHN O. MARSH, JR.
JAMES M. CANNON

FROM: JAMES E. CONNOR *JEC*

SUBJECT: S. 2422

The following notation was directed to you in the President's outbox:

"S. 2224 Jones Act extention to Virgin Island for oil. Status?"

(Note: The President is probably referring to S. 2422, a Bill introduced by Mr. Johnston to amend the Merchant Marine Act, 1920.)

Please follow-up with the appropriate action.

cc: Dick Cheney

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 26 (legislative day, SEPTEMBER 11), 1975

Mr. JOHNSTON introduced the following bill; which was read twice and referred to the Committee on Commerce

A BILL

To amend the Merchant Marine Act, 1920, in order to provide that the coastwise laws shall extend to the Virgin Islands with respect to the transportation of crude oil, residual fuel oil, and refined petroleum products.

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 21 of the Merchant Marine Act, 1920 (46
4 U.S.C. 877) is amended by inserting before the period at
5 the end thereof a comma and the following: "except that
6 such laws shall extend to the Virgin Islands with respect
7 to the transportation of crude oil, residual fuel oil, and re-
8 fined petroleum products".

II

inspection of vessels are now vested in the Commandant of the Coast Guard. See notes set out under former section 1 of this title.

Library References

Shipping $\approx 3\frac{1}{4}$.

C.J.S. Shipping §§ 2, 9, 10.

Code of Federal Regulations

Discriminatory acts by foreign governments, see 46 CFR 506.1 et seq.
Transfer or charter of vessels, see 46 CFR 221.4 et seq.

Notes of Decisions

1. Generally

The Federal Maritime Commission was not obliged to withhold approval of a pooling agreement under section 814 of this title merely because there were steps which the Commission could have

possibly taken, in interest of all carriers, against country which operated carrier with which pooling agreement was made. *Alcoa S. S. Co. v. Federal Maritime Commission*, 1963, 321 F.2d 756, 116 U.S.App.D.C. 143.

§ 877. Coastwise laws extended to island Territories and possessions

From and after February 1, 1922, the coastwise laws of the United States shall extend to the island Territories and possessions of the United States not covered thereby on June 5, 1920, and the Secretary of Commerce is directed prior to the expiration of such year to have established adequate steamship service at reasonable rates to accommodate the commerce and the passenger travel of said islands and to maintain and operate such service until it can be taken over and operated and maintained upon satisfactory terms by private capital and enterprise: *Provided*, That if adequate shipping service is not established by February 1, 1922, the President shall extend the period herein allowed for the establishment of such service in the case of any island Territory or possession for such time as may be necessary for the establishment of adequate shipping facilities therefor: *And provided further*, That the coastwise laws of the United States shall not extend to the Virgin Islands of the United States until the President of the United States shall, by proclamation, declare that such coastwise laws shall extend to the Virgin Islands and fix a date for the going into effect of same,

June 5, 1920, c. 250, § 21, 41 Stat. 997; Ex.Ord.No.6166, § 12, June 10, 1933; Apr. 16, 1936, c. 228, 49 Stat. 1207; June 29, 1936, c. 858, Title IX, § 904, 49 Stat. 2016; Proc. No. 2695, July 4, 1946, 11 F.R. 7517, 60 Stat. 1352; 1950 Reorg.Plan No. 21, §§ 204, 306, eff. May 24, 1950, 15 F.R. 3178, 64 Stat. 1276, 1277.

Historical Note

Codification. Provisos authorizing the government of the Philippine Islands to regulate transportation between ports or places in the Philippine Archipelago until Congress authorized the registry of ves-

sels owned in those islands, and providing that this section should not go into effect in the Philippine Islands until after investigation and proclamation by the President were omitted on authority of

1946 Proc.No.2695, set out as a note under section 1394 of Title 22, Foreign Relations and Intercourse, which proclaimed the independence of the Philippines.

1936 Amendment. Act Apr. 16, 1936, added last proviso at end of section.

Transfer of Functions. "Secretary of Commerce" was substituted for "Commission" (which had reference to the United States Maritime Commission) on authority of 1950 Reorg.Plan No. 21, set out as a note under section 1111 of this title.

All executive and administrative functions of the United States Maritime Commission

Library

Shipping ≈ 14 .

Notes

1. Alien seamen

An alien seaman entering, without consular visa, and declaring his intention to ship foreign, cannot evade the restrictions of the immigration law by declaring for citizenship on the basis of servi-

§§ 878, 879. Omitted

Historical

Codification. Section 878, Act June 5, 1920, c. 250, § 23, 41 Stat. 997, provided for allowance of deduction in determining net income for the ten taxable years beginning with taxable year ending after June 5, 1920, of amount equivalent to net earnings of vessels operated in foreign trade provided owner has set aside funds for construction of new vessels of type approved by United States.

§ 880. Repealed. Public Law 722, 723, etc.

Historical

Section, Acts June 5, 1920, c. 250, § 24, 41 Stat. 998; May 22, 1928, c. 675, § 414(a), 45 Stat. 696, related to the carriage of United States mails on Amer-

§ 881. Classification of vessels

For the classification of vessels for such other purposes in con-