

Calendar No. 389

108TH CONGRESS
1ST SESSION**S. 1863**

To authorize the transfer of certain naval vessels.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 14 (legislative day, NOVEMBER 12), 2003

Mr. LUGAR (for himself and Mr. BIDEN) introduced the following bill; which
was read the first time

NOVEMBER 17, 2003

Read the second time and placed on the calendar

A BILL

To authorize the transfer of certain naval vessels.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Transfer of Naval Ves-
5 sels Act of 2003”.

6 **SEC. 2. AUTHORITY TO TRANSFER BY GRANT.**

7 (a) **AUTHORITY.**—The President is authorized to
8 transfer vessels to foreign countries on a grant basis under

1 section 516 of the Foreign Assistance Act of 1961 (22
2 U.S.C. 2321(j)) as follows:

3 (1) The OLIVER HAZARD PERRY class
4 guided missile frigate USS GEORGE PHILIP
5 (FFG 12) to the Government of Bahrain.

6 (2) The OLIVER HAZARD PERRY class
7 guided missile frigate USS SIDES (FFG 14) to the
8 Government of Portugal.

9 (b) GRANTS NOT COUNTED AGAINST AGGREGATE
10 VALUE OF TRANSFERRED EXCESS DEFENSE ARTI-
11 CLES.—The value of a vessel transferred to another coun-
12 try on a grant basis under section 516 of the Foreign As-
13 sistance Act of 1961 (22 U.S.C. 2321j) pursuant to au-
14 thority provided by subsection (a) shall not be counted for
15 the purposes of subsection (g) of that section in the aggre-
16 gate value of excess defense articles transferred to coun-
17 tries under that section in any fiscal year.

18 (c) COSTS OF TRANSFERS.—Any expense incurred by
19 the United States in connection with a transfer authorized
20 to be made on a grant basis under subsection (a) shall
21 be charged to the recipient (notwithstanding section
22 516(e)(1) of the Foreign Assistance Act of 1961 (2 U.S.C.
23 2321j(e)(1))).

1 **SEC. 3. AUTHORITY TO TRANSFER BY SALE.**

2 The President is authorized to transfer the
3 SPRUANCE class destroyer FLETCHER (DD 992) to
4 the Government of Chile on a sales basis under section
5 21 of the Arms Export Control Act (22 U.S.C. 2761).

6 **SEC. 4. REPAIR AND REFURBISHMENT IN UNITED STATES**
7 **SHIPYARDS.**

8 To the maximum extent practicable, the President
9 shall require, as a condition of the transfer of a vessel
10 under this Act, that the country to which the vessel is
11 transferred have such repair or refurbishment of the vessel
12 as is needed, before the vessel joins the naval forces of
13 that country, performed at a shipyard located in the
14 United States, including a United States Navy shipyard.

15 **SEC. 5. EXPIRATION OF AUTHORITY.**

16 The authority to transfer a vessel under this section
17 shall expire on the date at the end of the 2-year period
18 beginning on the date of the enactment of this Act.

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