

118TH CONGRESS  
2D SESSION

# S. 5292

To amend the Don Young Coast Guard Authorization Act of 2022 to modify a provision relating to the acquisition of a Coast Guard icebreaker.

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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 25, 2024

Mr. SULLIVAN (for himself and Ms. MURKOWSKI) introduced the following bill; which was read twice, considered, read the third time, and passed

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## A BILL

To amend the Don Young Coast Guard Authorization Act of 2022 to modify a provision relating to the acquisition of a Coast Guard icebreaker.

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. MODIFICATION OF ACQUISITION OF ICE-**  
4       **BREAKER.**

5       Section 11223 of the Don Young Coast Guard Au-  
6       thorization Act of 2022 (Public Law 117–263; 136 Stat.  
7       4021; 14 U.S.C. 561 note) is amended—

8               (1) in subsection (b)—

9                       (A) in paragraph (2), by striking “Para-  
10                       graphs” and all that follows through “apply”

1 and inserting “Paragraphs (1) and (3) of sub-  
2 section (a), and subsection (b), of section 1132  
3 of title 14, United States Code, shall not  
4 apply”; and

5 (B) by adding at the end the following:

6 “(3) APPLICABILITY OF OTHER LAW.—

7 “(A) IN GENERAL.—If the Commandant  
8 provides the briefing described in subparagraph  
9 (B), paragraphs (4) and (5) of subsection (a),  
10 and subsections (d) and (e), of section 1132 of  
11 title 14, United States Code, shall not apply to  
12 an acquisition or procurement of an icebreaker  
13 under subsection (a) until—

14 “(i) the first phase of the initial ac-  
15 quisition or procurement is complete; and

16 “(ii) initial operating capacity is  
17 achieved.

18 “(B) BRIEFING DESCRIBED.—The briefing  
19 described in this subparagraph is a briefing  
20 provided by the Commandant to the appro-  
21 priate congressional committees not later than  
22 30 days after the date of the enactment of this  
23 paragraph that includes a detailed cost estimate  
24 for an icebreaker procured or acquired under  
25 subsection (a), including—

1 “(i) expected upgrades and crewing  
2 needs; and

3 “(ii) for each year of the estimated  
4 service life of such an icebreaker, the esti-  
5 mated costs for modification, shore infra-  
6 structure, crewing, and maintenance.”;

7 (2) by redesignating subsections (g) through (j)  
8 as subsection (h) through (k);

9 (3) by inserting after subsection (f) the fol-  
10 lowing:

11 “(g) FULL OPERATING CAPABILITY.—

12 “(1) BRIEFING.—Not later than 2 years after  
13 the date of the procurement or acquisition of an ice-  
14 breaker under subsection (a), the Commandant shall  
15 provide the appropriate congressional committees  
16 with a briefing that includes a detailed cost estimate  
17 for the icebreaker for each year of the estimated  
18 service life of the icebreaker, including the estimated  
19 costs for modification, shore infrastructure to sup-  
20 port the cutter and crew, crewing, maintenance, and  
21 any other costs related to the icebreaker.

22 “(2) LIMITATION ON USE OF FUNDS.—

23 “(A) IN GENERAL.—Except as provided in  
24 subparagraph (B), the Commandant shall not  
25 expend any funds to reconfigure an icebreaker

1           procured or acquired under subsection (a), be-  
2           yond the funds required to achieve initial oper-  
3           ating capability of the icebreaker, until the date  
4           that 7 days after the date on which the Com-  
5           mandant provides the briefing required by para-  
6           graph (1).

7           “(B) PLANNING AND PROGRAM MANAGE-  
8           MENT ACTIVITIES.—The limitation on use of  
9           funds under subparagraph (A) shall not apply  
10          to the expenditure of funds for planning and  
11          program management activities relating to re-  
12          configuration of an icebreaker procured or ac-  
13          quired under subsection (a).”; and

14          (4) in subsection (k), as redesignated, by strik-  
15          ing “3 years” and inserting “5 years”.

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