

105TH CONGRESS
2D SESSION

H. R. 3955

To amend title 46, United States Code, to protect seamen against economic reprisal.

IN THE HOUSE OF REPRESENTATIVES

MAY 22, 1998

Mr. BOSWELL introduced the following bill; which was referred to the
Committee on Transportation and Infrastructure

A BILL

To amend title 46, United States Code, to protect seamen
against economic reprisal.

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 “Protection of Seamen
5 Against Economic Reprisal Act of 1998”.

6 **SEC. 2. PROTECTION OF SEAMEN AGAINST ECONOMIC RE-**
7 **PRISAL.**

8 Section 2114 of title 46, United States Code, is
9 amended—

1 (1) by amending subsection (a) to read as fol-
2 lows:

3 “(a) An owner, charterer, managing operator, agent,
4 master, or individual in charge of a vessel may not dis-
5 charge, temporarily remove, or in any manner discrimi-
6 nate against a seaman because the seaman—

7 “(1) in good faith has reported or is about to
8 report to the Coast Guard that the seaman believes
9 that a violation of this subtitle, or a regulation
10 issued under this subtitle, has occurred; or

11 “(2) refuses to violate this subtitle or a regula-
12 tion issued under this subtitle.”; and

13 (2) in subsection (b)—

14 (A) in paragraph (1) by striking “and”
15 after the semicolon;

16 (B) in paragraph (2) by striking the period
17 and inserting “; and”; and

18 (C) by adding at the end the following:

19 “(3) an award of costs and reasonable attor-
20 ney’s fees to a prevailing plaintiff.”.

○