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AN ACT

To amend the Carriage of Goods by Sea Act, and for other purposes.

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

SECTION 1. SHORT TITLE.

This Act may be cited as the “Carriage of Goods by Sea Modernization and Equity for American Shippers Act”.

SECTION 2. MODERNIZING THE CARRIAGE OF GOODS BY SEA ACT TO PROVIDE EQUITY TO AMERICAN SHIPPERS

(a) The Carriage of Goods by Sea Act, April 16, 1936, ch. 229, 49 Stat. 1207, as amended by Pub. L. 97–31, §12(146), Aug. 6, 1981, 95 Stat. 166, is amended—

- 1) by striking “\$500 per package lawful money of the United States, or in case of goods not shipped in packages per customary freight unit, or the equivalent of that sum in another currency” from Title I, Sec. 4(5) and inserting “666.67 units of account (Special Drawing Rights as determined by the International Monetary Fund) per package or unit or 2 units of account per kilogram of gross weight of the goods lost or damaged, whichever is the higher” in its place.
- 2) by striking “the owner or the charterer” from Title I, Section 1(a) and inserting “the owner or the charterer or a Non Vessel Operating Common Carrier pursuant to 46 U.S.C. § 40102(17)(B)” in its place.
- 3) by striking “obligations provided in this section” from Title I, Sec. 3(1)(8) and inserting “obligations provided in this section, or otherwise requiring that claims or suits be filed against only one specific carrier and/or precluding claims or suits being filed against any other carrier or servant or subcontractor hired by the carrier, and/or precluding suit from being filed against the Carrier in the country of shipment or the country of delivery if either is the United States” in its place.

(b) Effective Date.—This Act and the amendments made by this Act take effect on January 1<sup>st</sup> on the year following enactment.

# H.R. [     ]

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## AN ACT

To amend the Carriage of Goods by Sea Act, and for other purposes.

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

### SECTION 1. SHORT TITLE.

This Act may be cited as the “Carriage of Goods by Sea Modernization and Equity for American Shippers Act”.

### SECTION 2. MODERNIZING THE CARRIAGE OF GOODS BY SEA ACT TO PROVIDE EQUITY TO AMERICAN SHIPPERS

(c) The Carriage of Goods by Sea Act, April 16, 1936, ch. 229, 49 Stat. 1207, as amended by Pub. L. 97–31, §12(146), Aug. 6, 1981, 95 Stat. 166, is amended—

- 4) by striking “\$500 per package lawful money of the United States, or in case of goods not shipped in packages per customary freight unit, or the equivalent of that sum in another currency” from Title I, Sec. 4(5) and inserting “666.67 units of account (Special Drawing Rights as determined by the International Monetary Fund) per package or unit or 2 units of account per kilogram of gross weight of the goods lost or damaged, whichever is the higher” in its place.
- 5) by striking “the owner or the charterer” from Title I, Section 1(a) and inserting “the owner or the charterer or a Non Vessel Operating Common Carrier pursuant to 46 U.S.C. § 40102(17)(B)” in its place.
- 6) by striking “obligations provided in this section” from Title I, Sec. 3(1)(8) and inserting “obligations provided in this section, or otherwise requiring that claims or suits be filed against only one specific carrier and/or precluding claims or suits being filed against any other carrier or servant or subcontractor hired by the carrier, and/or precluding suit from being filed against the Carrier in the country of shipment or the country of delivery if either is the United States” in its place.

(d) Effective Date.—This Act and the amendments made by this Act take effect on January 1<sup>st</sup> on the year following enactment.