	(Or	riginal Signature of Member)
118TH CONGRESS 1ST SESSION	H. R	

To ensure fairness and transparency in the processes used by the Navy to award contracts for ship maintenance and repair, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr.	Peters introduced	the following	bill; which	was refe	rred to	the
	Committee on				_	

A BILL

To ensure fairness and transparency in the processes used by the Navy to award contracts for ship maintenance and repair, and for other purposes.

- 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 "Smart Ship Repair
- 5 Act of 2023".

1	SEC. 2. LIMITATION ON USE OF GOVERNMENT-OPERATED
2	DRYDOCKS.
3	The Secretary of the Navy shall ensure that no Gov-
4	ernment-operated drydock is eligible to compete for the
5	award of a contract for private sector non-nuclear surface
6	ship maintenance unless the Secretary determines, in ac-
7	cordance with section 2466 of title 10, United States
8	Code, that there is not sufficient private sector dock com-
9	petition.
10	SEC. 3. STUDY ON PRICE DIFFERENTIALS USED IN NAVY
11	SHIP REPAIR SOLICITATIONS.
12	(a) In General.—Subject to the availability of ap-
13	propriations, the Secretary of the Navy shall seek to enter
14	into an agreement with a federally funded research and
15	development center to conduct a study to assess whether
16	relevant price differentials used by the Navy in ship repair
17	solicitations accurately reflect the true market value of the
18	activity undertaken to complete the repair work involved
19	in the absence of any such differential.
20	(b) Elements.—The study under subsection (a)
21	shall address all relevant price differentials used by the
22	Navy in ship repair solicitations, including—
23	(1) the use of government owned and operated
24	dry docks;
25	(2) the use of inter-port differentials; and
26	(3) the use of pier differentials.

1	(c) Reports.—
2	(1) FFRDC REPORT.—The federally funded re-
3	search and development center that conducts the
4	study under subsection (a) shall submit to the Sec-
5	retary of the Navy a report on the results of the
6	study.
7	(2) Submittal to congress.—Not later than
8	September 30, 2024, the Secretary of the Navy shall
9	submit to the congressional defense committees an
10	unaltered copy of the report received by the Sec-
11	retary under paragraph (1) together with a separate
12	statement of the views of the Secretary on the re-
13	sults of the study conducted under subsection (a).
14	SEC. 4. REPORT ON NAVY POLICY FOR SOLICITING
15	COASTWIDE BIDS FOR CERTAIN REPAIR
16	AVAILABILITIES.
17	(a) In General.—Not later than March 30, 2024,
18	the Secretary of the Navy shall submit to the congres-
19	sional defense committees a report on the policy of the
20	Navy for soliciting coastwide bids for repair availabilities
21	longer than 10 months.
22	(b) Elements.—The report under subsection (a)
23	shall explain and assess each of the following:
2324	shall explain and assess each of the following: (1) The intent of the policy described in sub-

1	(2) The data the Navy uses to assess the effi-
2	cacy of such policy.
3	(3) How the Navy estimates the cost of moving
4	vessels out of their home port to complete the avail-
5	ability and the actual cost of moving vessels out of
6	their home port to complete the availability.
7	(4) How the Navy estimates the financial, labor
8	force, servicemember and family well-being, berthing,
9	and related costs associated with moving a vessel out
10	of its home port to complete a repair availability
11	longer than 10 months.
12	SEC. 5. REPORT ON USE OF GOVERNMENT DOCKS FOR
12	SEC. 5. ILEI OILI ON USE OF GOVERNMENT DOCKS FOR
	SHIP REPAIR AND MAINTENANCE.
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113 114 115 116 117 118 119	SHIP REPAIR AND MAINTENANCE. On an annual basis, the Secretary of the Navy shall submit to the congressional defense committees a report that— (1) identifies each instance in the year preceding the date of the report in which the Navy used a Government dock for a ship repair and mainte-
13 14 15 16 17 18 19 20	On an annual basis, the Secretary of the Navy shall submit to the congressional defense committees a report that— (1) identifies each instance in the year preceding the date of the report in which the Navy used a Government dock for a ship repair and maintenance availability when sufficient capacity was avail-

1	(2) for each such instance, provides an expla-
2	nation of the reasons the Navy used a Government
3	dock rather than a private dock.
4	SEC. 6. CONGRESSIONAL DEFENSE COMMITTEES DEFINED.
5	In this Act, the term "congressional defense commit-
6	tees" has the meaning given that term in section
7	101(a)(16) of title 10. United States Code