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(Original Signature of Member)

106TH CONGRESS
1ST SESSION

H. R. _____

IN THE HOUSE OF REPRESENTATIVES

Mr. HYDE introduced the following bill; which was referred to the Committee
on _____

A BILL

To amend the Shipping Act of 1984 to restore the applica-
tion of the antitrust laws to certain agreements and
conduct to which such Act applies.

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 “Free Market Antitrust
5 Immunity Reform (FAIR) Act of 1999”.

1 **SEC. 2. AMENDMENTS.**

2 Section 7(a) of the Shipping Act of 1984 (46 U.S.C.
3 App. 1706(a)) is amended—

4 (1) in paragraph (1)—

5 (A) by inserting “entered into only among
6 marine terminal operators with respect to an
7 activity described in section 4(b)” after “agree-
8 ment”,

9 (B) by striking “section 5(d) or”, and

10 (C) by adding “and” at the end,

11 (2) in paragraph (2)—

12 (A) by striking “or agreement” and insert-
13 ing “, assessment agreement, or agreement of
14 the kind described in paragraph (1) that is”,
15 and

16 (B) by striking the semicolon at the end
17 and inserting a period, and

18 (3) by striking paragraphs (3), (4), (5), and
19 (6).

20 **SEC. 3. EFFECTIVE DATE; APPLICATION OF AMENDMENTS.**

21 (a) EFFECTIVE DATE.—Except as provided in sub-
22 section (b), this Act and the amendments made by this
23 Act shall take effect 1 year after the date of the enactment
24 of this Act.

1 (b) APPLICATION OF AMENDMENTS.—The amend-
2 ments made by this Act shall not apply with respect to
3 conduct occurring before the effective date of this Act.