# The State of the Jones Act



K&L GATES

2013 Western Dredging Association Eastern Chapter Annual Meeting October 15, 2013

> Darrell Conner Government Affairs Counselor K&L Gates LLP darrell.conner@klgates.com

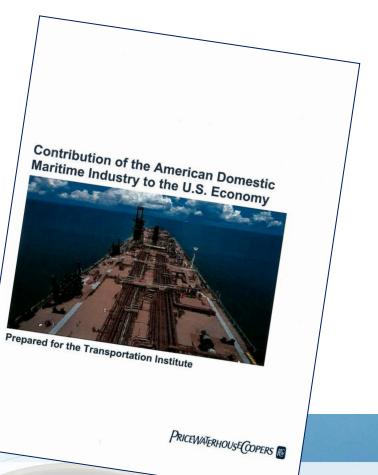
# Maritime



# BACKGROUND ON THE JONES ACT

# **Background on the Jones Act**

- Generally all cargo and passengers moving between two points in the U.S. must move on American vessels
  - Dredging and towing covered
- 40,000 vessels
- 500,000 direct and related jobs
- \$100 billion annual economic impact



# **Top Domestic Maritime States (By Jobs)**

- 1. Louisiana (61,956)
- 2. Texas (44,112)
- 3. California (34,517)
- 4. Washington (28,664)
- 5. New York (28,578)
- 6. Florida (27,249)
- 7. Hawaii (23,225)



# **Top Domestic Maritime States (Per Capita Jobs)**

- 1. Hawaii (1:25)
- 2. Louisiana (1:30)
- 3. Alaska (1:91)
- 4. Washington (1:96)
- **5.** Mississippi (1:131)
- 6. Indiana (1:153)
- 7. Tennessee (1:160)



# Maritime





# "Whack a Mole"





Repeal the Jones Act, Reduce the Price of Gasoline

The Jones Act vs. Affordable Energy

Oil and the Ghost of 1920

# Sink the Jones Act

## Storm of Protectionism

It's time to repeal the Jones Act.

Jones Act burdens US coastal shipping and impacts energy markets

Has the Jones Act put the president in an election-year Catch-22?

Could Repeal of the Jones Act Actually Happen?

Government Waives Destructive Jones Act for 12 Days—Why Not Longer?

Economic Development and Disaster Relief Inhibited by the Jones Act

Jones Act Tankers Earn Record Rates as U.S. Crude Production Ramps Up

Rescinding Jones Act First Step to Lowering Gas Prices

# How the Jones Act Blocks Natural Disaster Relief

# **Conservative Attacks and Deepwater Horizon are a Vivid Reminders of Industry Challenges**

### Coastal Protection and Restoration Authority

### Newsroom



### STATE OFFICIALS TESTIFY BEFORE PRESIDENTIAL OIL SPILL COMMISSION

... Foreign dredges operate on an entirely different scale than U.S. dredges; it may be necessary to change the Jones Act to use their capabilities. ...



### NATURAL DISASTER

Jones Act Slowing Oil Spill Cleanup?



- AAA •

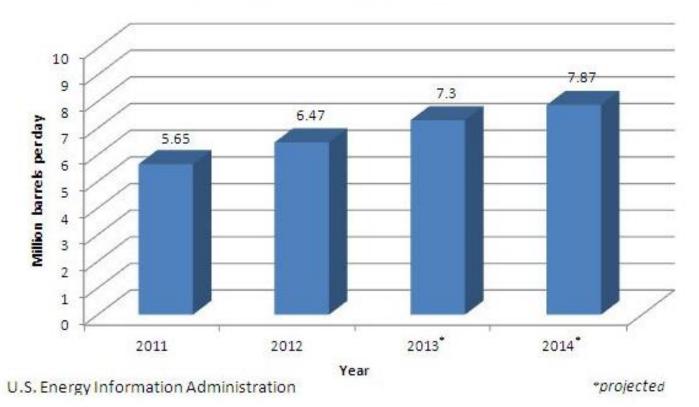
Foreign companies possessing some of the world's most advanced oil skimming ships say they are being kept out of efforts to clean up the oil spill in the Gulf because of a 1920's law known as the Jones Act — a protectionist law that requires vessels working in US waters be built in the US and be crewed by US workers.







# **Domestic Crude Oil Supply Skyrockets**



## **U.S. Crude Oil Production**



# **Puerto Rico GAO Study Comes Back Positive**

GAO.13.260

GAC

GAO

United States Government Accountability Office Report to Congressional Requesters

PUERTO RICO

Island's Maritime Trade and Potential

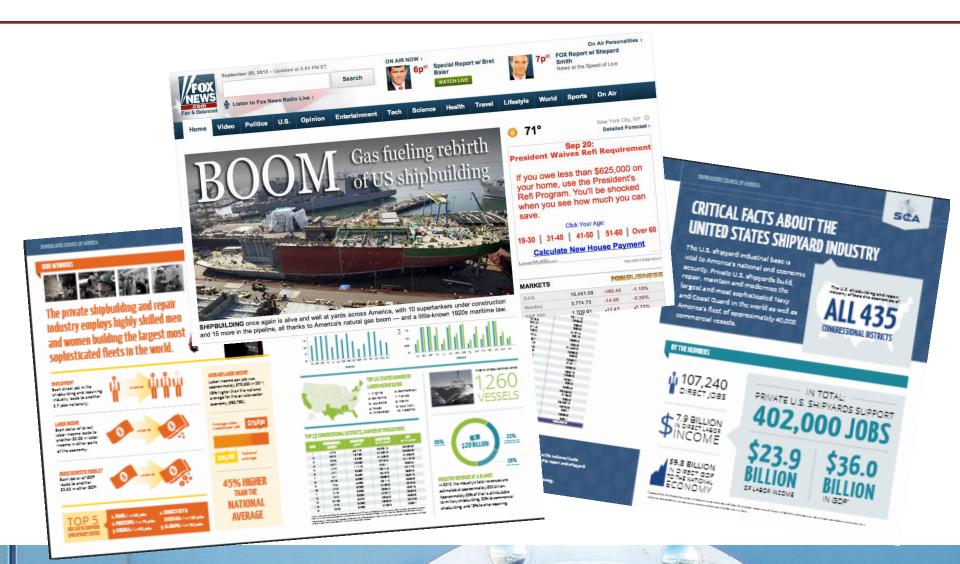
Effects of Modifying

the Jones Act

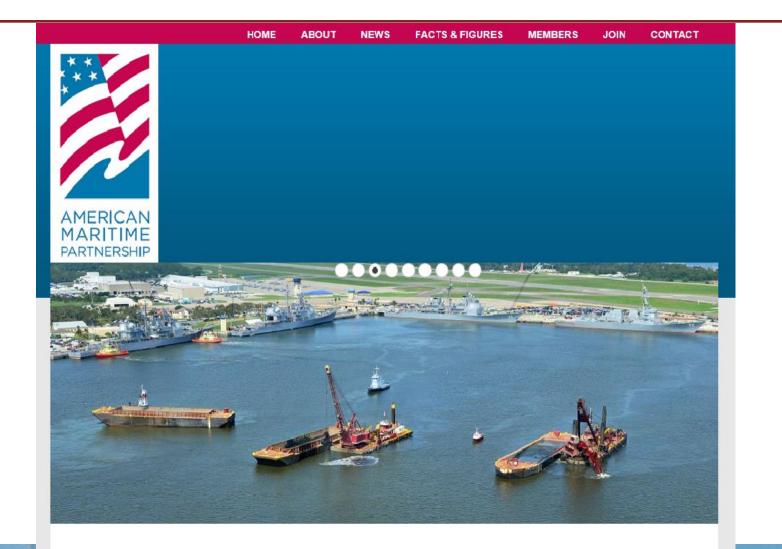
Characteristics of the

- Requested by Del. Pierluisi
- Highlights national security as key benefit
- Cites to reliability of service as important benefit
- Deflated arguments on changes for Puerto Rico

# **US Shipyards See Tremendous Growth**



# **Organized to Deal With It**



American Jobs. American Security.

**K&L GATES** 

Latest News

# Maritime



# THE FUTURE OF THE JONES ACT

# **Reasons for Confidence in Future of Jones Act**

- No concerted Congressional opposition despite significant media, other attention
- AMP strong!
- Strong substantive basis for the Jones Act (e.g., jobs, national security)
- The "third rail effect"
- Surge in new ship construction



# "Overturning the Jones Act is less likely than the full extinction of mankind."

Andrea Zana, director, Marine Finance Group at CIT Group, Inc., at the Marine Money Conference, New York City (June 18, 2013)



# The State of the Jones Act



K&L GATES

2013 Western Dredging Association Eastern Chapter Annual Meeting October 15, 2013

> Darrell Conner Government Affairs Counselor K&L Gates LLP darrell.conner@klgates.com