

Union Calendar No. 50

104TH CONGRESS
1ST SESSION

H. R. 1139

[Report No. 104-105]

To amend the Atlantic Striped Bass Conservation Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 6, 1995

Mr. SAXTON (for himself and Mr. STUDDS) introduced the following bill;
which was referred to the Committee on Resources

MAY 1, 1995

Reported with an amendment, committed to the Committee of the Whole
House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To amend the Atlantic Striped Bass Conservation Act, 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 Striped Bass Act of
5 1995”.

1 **SEC. 2. ATLANTIC STRIPED BASS CONSERVATION ACT**
2 **AMENDMENTS.**

3 Section 7(a) of the Atlantic Striped Bass Conserva-
4 tion Act (Public Law 98-613, 16 U.S.C. 1851 note) is
5 amended by striking “1986” and all that follows through
6 “1994”, and inserting instead “1995 and 1996”.

7 **SEC. 3. ANADROMOUS FISH CONSERVATION ACT AMEND-**
8 **MENTS.**

9 Section 7(d) of the Anadromous Fish Conservation
10 Act (16 U.S.C. 757g(d)) is amended by striking “1991,
11 1992, 1993, and 1994” and inserting instead “1995 and
12 1996”.

13 **SECTION 1. SHORT TITLE.**

14 *This Act may be cited as the “Striped Bass Conserva-*
15 *tion Act Amendments of 1995”.*

16 **SEC. 2. REAUTHORIZATION.**

17 *Section 7(a) of the Atlantic Striped Bass Conservation*
18 *Act (16 U.S.C. 1851 note) is amended by striking “For each*
19 *of fiscal years 1986,” and all that follows through “1994,”*
20 *and inserting “For each of fiscal years 1995 and 1996.”.*

21 **SEC. 3. TECHNICAL AND CONFORMING AMENDMENTS.**

22 *(a) COMMISSION MONITORING OF IMPLEMENTATION OF*
23 *INTERSTATE PLAN.—Section 4(a)(1) of the Atlantic*
24 *Striped Bass Conservation Act (16 U.S.C. 1851 note) is*
25 *amended in the material preceding subparagraph (A) by*

1 *striking “of fiscal year 1987, and of each fiscal year there-*
2 *after,” and inserting “of each fiscal year,”.*

3 (b) *REPEAL OF INOPERATIVE PROVISIONS.*—Sections
4 *8 and 10 of the Atlantic Striped Bass Conservation Act (16*
5 *U.S.C. 1851 note) are repealed.*

6 **SEC. 4. PUBLIC PARTICIPATION IN PREPARATION OF PLANS**
7 **AND AMENDMENTS TO PLANS FOR ATLANTIC**
8 **STRIPED BASS.**

9 (a) *IN GENERAL.*—The Atlantic Striped Bass Con-
10 *servation Act (16 U.S.C. 1851 note), as amended by section*
11 *2(b) of this Act, is further amended by adding after section*
12 *7 the following new section:*

13 **“SEC. 8. PUBLIC PARTICIPATION IN PREPARATION OF**
14 **PLANS AND AMENDMENTS TO PLANS FOR AT-**
15 **LANTIC STRIPED BASS.**

16 *“The Commission shall establish standards and proce-*
17 *dures to ensure that the Commission provides an adequate*
18 *opportunity for public participation in the preparation of*
19 *any plan for the management of Atlantic Striped Bass and*
20 *any amendment to such a plan (including any amendment*
21 *to the Interstate Fisheries Management Plan for Striped*
22 *Bass, dated October 1, 1981), including public hearings and*
23 *procedures for the submission of written comments to the*
24 *Commission.”.*

1 (b) *DEADLINE.*—Within 6 months after the date of the
2 enactment of this Act, the Atlantic States Marine Fisheries
3 Commission shall issue standards and procedures under
4 section 8 of the Atlantic Striped Bass Conservation Act (16
5 U.S.C. 1851 note), as amended by subsection (a) of this sec-
6 tion.

7 **SEC. 5. TRANSFER OF EXISTING PROVISION TO ATLANTIC**
8 **STRIPED BASS CONSERVATION ACT.**

9 So much of section 6 of the Act entitled “An Act to
10 authorize appropriations to carry out the Atlantic Striped
11 Bass Conservation Act for fiscal years 1989 through 1991,
12 and for other purposes” (approved November 3, 1988; Pub-
13 lic Law 100–589; 102 Stat. 2986) as precedes subsection
14 (g) of that section—

15 (1) is transferred from that Act to the Atlantic
16 Striped Bass Conservation Act (16 U.S.C. 1851 note);

17 (2) shall appear immediately after section 8 of
18 the Atlantic Striped Bass Conservation Act, as
19 amended by section 4 of this Act; and

20 (3) is redesignated as section 9 of the Atlantic
21 Striped Bass Conservation Act.

22 **SEC. 6. AMENDMENT AND EXTENSION OF AUTHORIZATION**
23 **FOR ANADROMOUS FISH CONSERVATION ACT.**

24 (a) *SCOPE OF STUDIES.*—Section 7(a) of the Anad-
25 romous Fish Conservation Act (16 U.S.C. 757g(a)) is

1 amended by striking “and” after the semicolon at the end
2 of paragraph (2), by striking the period at the end of para-
3 graph (3) and inserting “; and”, and by adding at the end
4 the following new paragraph:

5 “(4) the effects of water quality and other habi-
6 tat changes on the recruitment, spawning potential,
7 mortality rates, and population abundance of the
8 Delaware River striped bass population.”.

9 (b) *EXTENSION OF AUTHORIZATION*.—Section 7(d) of
10 the Anadromous Fish Conservation Act (16 U.S.C. 757g(d))
11 is amended by striking “each of the fiscal years 1991, 1992,
12 1993, and 1994” and inserting “each of the fiscal years
13 1995, 1996, 1997, and 1998”.

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H. R. 139

[Report No. 104-105]

A BILL

To amend the Atlantic Striped Bass Conservation Act, and for other purposes.

MAY 1, 1995

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