

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1417

To amend the Magnuson Fishery Conservation and Management Act to provide for a 3-year research plan to assess the status of stocks of fish that are managed under the Pacific Fisheries Management Council Pacific Coast Groundfish Plan, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 5, 1995

Mrs. SMITH of Washington introduced the following bill; which was referred to the Committee on Resources

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## A BILL

To amend the Magnuson Fishery Conservation and Management Act to provide for a 3-year research plan to assess the status of stocks of fish that are managed under the Pacific Fisheries Management Council Pacific Coast Groundfish Plan, 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 “Private Vessel Fish  
5 Survey Act of 1995”.

1 **SEC. 2. 3-YEAR RESEARCH PLAN FOR PACIFIC FISH**  
2 **STOCKS.**

3 (a) RESEARCH PLAN.—Section 304 of the Magnuson  
4 Fishery Conservation and Management Act (16 U.S.C.  
5 1854) is amended by adding at the end the following new  
6 subsection:

7 “(h) PACIFIC REGION STOCK ASSESSMENT.—(1) Not  
8 later than 120 days after the date of enactment of the  
9 Private Vessel Fish Survey Act of 1995, the Secretary  
10 shall, in consultation with the Pacific Fishery Manage-  
11 ment Council and the States of California, Oregon, and  
12 Washington, establish a Pacific Region Scientific Review  
13 Group (in this subsection referred to as the ‘Group’) con-  
14 sisting of representatives of the National Marine Fisheries  
15 Service, each of the States of California, Oregon, and  
16 Washington, universities located in those States, commer-  
17 cial and recreational fishermen and shore-based processors  
18 located in those States, and environmental organizations.  
19 Individuals appointed to serve on the Group shall be se-  
20 lected from among individuals who are knowledgeable or  
21 experienced in the harvesting, processing, biology, or ecol-  
22 ogy of the fish stocks of fish that are managed under the  
23 Pacific Fisheries Management Council Pacific Coast  
24 Groundfish Plan (in this subsection referred to as the ‘cov-  
25 ered Pacific stocks’).

1       “(2) Not later than 180 days after the date of estab-  
2 lishment of the Group, the Group shall transmit to the  
3 Secretary a research plan of at least 3 years duration to  
4 assess the status of the covered Pacific stocks, including  
5 the abundance, location, and species, age, and gender com-  
6 position of those stocks. The plan shall provide for the  
7 use of private vessels to conduct stock surveys.

8       “(3) Immediately upon receiving the plan transmitted  
9 under paragraph (2), the Secretary shall take action nec-  
10 essary to carry out the plan, including, subject to the  
11 availability of appropriations, chartering private vessels,  
12 arranging for the deployment of scientists on those vessels  
13 (including the payment of increased insurance costs to ves-  
14 sel owners), and obtaining the assistance of shore-based  
15 fish processors.

16       “(4) The Secretary may offset the cost of carrying  
17 out the plan by entering into agreements with vessel own-  
18 ers or shore-based fish processors to provide vessel owners  
19 or shore-based fish processors with a portion of the total  
20 allowable catch reserved for research purposes under sec-  
21 tion 303(b).”.

22       (b) RESERVE PORTION OF ALLOWABLE CATCH FOR  
23 RESEARCH.—Section 303(b) of that Act (16 U.S.C.  
24 1853(b)) is amended—

1           (1) by striking “and” at the end of paragraph  
2           (9);

3           (2) by redesignating paragraph (10) as para-  
4           graph (11); and

5           (3) by inserting after paragraph (9) the follow-  
6           ing new paragraph:

7           “(10) reserve a portion of the total allowable  
8           catch of that fishery for use for scientific research  
9           purposes; and”.

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