

104TH CONGRESS
2^D SESSION

H. R. 4139

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 27, 1996

Received

AN ACT

To reauthorize and amend the Atlantic Striped Bass Conservation Act and the Anadromous Fish Conservation Act.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Atlantic Striped Bass
3 Conservation Act Amendments of 1996”.

4 **SEC. 2. REAUTHORIZATION.**

5 Section 7(a) of the Atlantic Striped Bass Conserva-
6 tion Act (16 U.S.C. 1851 note) is amended by striking
7 “For each of fiscal years 1986,” and all that follows
8 through “1994,” and inserting “For fiscal year 1997,”.

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

10 (a) **COMMISSION MONITORING OF IMPLEMENTATION**
11 **OF INTERSTATE PLAN.**—Section 4(a)(1) of the Atlantic
12 Striped Bass Conservation Act (16 U.S.C. 1851 note) is
13 amended in the material preceding subparagraph (A) by
14 striking “of fiscal year 1987, and of each fiscal year there-
15 after,” and inserting “of each fiscal year,”.

16 (b) **REPEAL OF INOPERATIVE PROVISIONS.**—Sections
17 8 and 10 of the Atlantic Striped Bass Conservation Act
18 (16 U.S.C. 1851 note) are repealed.

19 **SEC. 4. PUBLIC PARTICIPATION IN PREPARATION OF**
20 **PLANS AND AMENDMENTS TO PLANS FOR AT-**
21 **LANTIC STRIPED BASS.**

22 (a) **IN GENERAL.**—The Atlantic Striped Bass Con-
23 servation Act (16 U.S.C. 1851 note), as amended by sec-
24 tion 3(b) of this Act, is further amended by adding after
25 section 7 the following new section:

1 **“SEC. 8. PUBLIC PARTICIPATION IN PREPARATION OF**
2 **PLANS AND AMENDMENTS TO PLANS FOR AT-**
3 **LANTIC STRIPED BASS.**

4 “The Commission shall establish standards and pro-
5 cedures to ensure that the Commission provides an ade-
6 quate opportunity for public participation in the prepara-
7 tion of any plan for the management of Atlantic Striped
8 Bass and any amendment to such a plan (including any
9 amendment to the Interstate Fisheries Management Plan
10 for Striped Bass, dated October 1, 1981), including public
11 hearings and procedures for the submission of written
12 comments to the Commission.”.

13 (b) DEADLINE.—Within 6 months after the date of
14 the enactment of this Act, the Atlantic States Marine
15 Fisheries Commission shall issue standards and proce-
16 dures under section 8 of the Atlantic Striped Bass Con-
17 servation Act (16 U.S.C. 1851 note), as amended by sub-
18 section (a) of this section.

19 **SEC. 5. TRANSFER OF EXISTING PROVISION TO ATLANTIC**
20 **STRIPED BASS CONSERVATION ACT.**

21 Section 6 of the Act entitled “An Act to authorize
22 appropriations to carry out the Atlantic Striped Bass Con-
23 servation Act for fiscal years 1989 through 1991, and for
24 other purposes” (approved November 3, 1988; Public Law
25 100–589; 102 Stat. 2986)—

26 (1) is amended by striking subsection (g);

1 (2) as so amended, is transferred from that Act
2 to the Atlantic Striped Bass Conservation Act (16
3 U.S.C. 1851 note);

4 (3) shall appear immediately after section 8 of
5 the Atlantic Striped Bass Conservation Act, as
6 amended by section 4 of this Act; and

7 (4) is redesignated as section 9 of the Atlantic
8 Striped Bass Conservation Act.

9 **SEC. 6. AMENDMENT AND EXTENSION OF AUTHORIZATION**
10 **FOR ANADROMOUS FISH CONSERVATION**
11 **ACT.**

12 (a) SCOPE OF STUDIES.—Section 7(a) of the Anad-
13 romous Fish Conservation Act (16 U.S.C. 757g(a)) is
14 amended by striking “and” after the semicolon at the end
15 of paragraph (2), by striking the period at the end of para-
16 graph (3) and inserting “; and”, and by adding at the
17 end the following new paragraph:

18 “(4) the effects of water quality and other habi-
19 tat changes on the recruitment, spawning potential,
20 mortality rates, and population abundance of the
21 Delaware River striped bass population.”.

22 (b) EXTENSION OF AUTHORIZATION.—Section 7(d)
23 of the Anadromous Fish Conservation Act (16 U.S.C.
24 757g(d)) is amended by striking “each of the fiscal years

1 1991, 1992, 1993, and 1994” and inserting “fiscal year
2 1997”.

Passed the House of Representatives September 27,
1996.

Attest:

ROBIN H. CARLE,

Clerk.