

Union Calendar No. 130

105TH CONGRESS
1ST SESSION

H. R. 1855

[Report No. 105-209]

To establish a moratorium on large fishing vessels in Atlantic herring and mackerel fisheries.

IN THE HOUSE OF REPRESENTATIVES

JUNE 10, 1997

Mr. SAXTON (for himself, Mr. ALLEN, Mr. BALDACCI, Mr. DELAHUNT, Mr. FRANK of Massachusetts, Mr. KENNEDY of Rhode Island, Mr. PALLONE, and Mr. WEYGAND) introduced the following bill; which was referred to the Committee on Resources

JULY 28, 1997

Additional sponsors: Mr. KENNEDY of Massachusetts, Mr. TIERNEY, Mr. LOBIONDO, Mr. YOUNG of Alaska, and Mr. MARKEY

JULY 28, 1997

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 establish a moratorium on large fishing vessels in Atlantic herring and mackerel fisheries.

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. MORATORIUM.**

2 (a) **IN GENERAL.**—Notwithstanding any provision of
3 the Magnuson-Stevens Fishery Conservation and Manage-
4 ment Act (16 U.S.C. 1801 et seq.), no large fishing vessel
5 may engage in fishing for Atlantic herring or Atlantic
6 mackerel within the United States exclusive economic zone
7 until—

8 (1) the National Marine Fisheries Service has
9 completed a new population survey into the abun-
10 dance of the discrete spawning stocks of Atlantic
11 herring and Atlantic mackerel; and

12 (2) the Secretary of Commerce has approved
13 and implemented fishery management plans devel-
14 oped by the appropriate regional fishery manage-
15 ment council for Atlantic herring and Atlantic mack-
16 erel, which specifically allow large fishing vessels to
17 participate in those fisheries.

18 (b) **LARGE FISHING VESSEL DEFINED.**—In this sec-
19 tion, the term “large fishing vessel” means a fishing vessel
20 (as that term is defined in section 3 of the Magnuson-
21 Stevens Fishery Conservation and Management Act (16
22 U.S.C. 1802)) that—

23 (1) is equal to or greater than 165 feet in
24 length overall and has an engine of more than 3,000
25 horsepower; and

1 (2) does not have a documented landing in any
2 East Coast port as of May 1, 1997, of 1 pound or
3 more of any species of fish caught pursuant to a
4 Federal or State fishing or landing permit or license.

5 **SECTION 1. MORATORIUM.**

6 (a) *IN GENERAL.*—Notwithstanding any provision of
7 the Magnuson-Stevens Fishery Conservation and Manage-
8 ment Act (16 U.S.C. 1801 et seq.), no large fishing vessel
9 may engage in fishing for Atlantic herring or Atlantic
10 mackerel within the United States exclusive economic zone
11 until—

12 (1) the National Marine Fisheries Service has
13 completed a new population survey into the abun-
14 dance of the discrete spawning stocks of Atlantic her-
15 ring and Atlantic mackerel; and

16 (2) the Secretary of Commerce has approved and
17 implemented fishery management plans developed by
18 the appropriate regional fishery management council
19 for Atlantic herring and Atlantic mackerel, which
20 specifically allow large fishing vessels to participate
21 in those fisheries.

22 (b) *LARGE FISHING VESSEL DEFINED.*—In this sec-
23 tion, the term “large fishing vessel” means a fishing vessel
24 (as that term is defined in section 3 of the Magnuson-Ste-
25 vens Fishery Conservation and Management Act (16 U.S.C.

- 1 1802)) of the United States that is equal to or greater than
- 2 165 feet in length overall and has an engine of more than
- 3 3,000 horsepower.

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