

April 9, 2003

H 987. AMEND MARINE FISHERIES LAWS. *TO EXTEND THE DEADLINE BY WHICH COASTAL HABITAT PROTECTION PLANS MUST BE ADOPTED, TO AUTHORIZE THE FISHERIES DIRECTOR TO ISSUE PROCLAMATIONS THAT BECOME EFFECTIVE IMMEDIATELY UPON ISSUANCE, TO ALLOW MARINE FISHERIES INSPECTORS TO ACCEPT DELEGATION OF LAW ENFORCEMENT POWERS FROM THE NATIONAL MARINE FISHERIES SERVICE, TO EXPAND THE ENFORCEMENT AUTHORITY OF MARINE PATROL INSPECTORS, AND TO MAKE OTHER TECHNICAL, CLARIFYING AND CONFORMING CHANGES.*

As title indicates. Deadline for adoption of coastal habitat protection plans is moved from July 1, 2003, to Dec. 31, 2004. Adds new GS 113-221.1 (and repeals GS 113-(e) and (e1), which had similar provisions) to authorize Marine Fisheries Comm'n to delegate power to Fisheries Director to issue proclamations temporarily suspending rules regarding fishing due to variable conditions. Adds management of quota-managed fisheries to items that can be the subject of proclamations effective immediately upon issuance. Generally retains other provisions of repealed statutes governing the issuance, revocation, and review of such proclamations. Amends GS 113-134.1 to allow delegation of federal law enforcement powers from National Marine Fisheries Service to a state marine fisheries inspector, if authorized by Fisheries Director, for matters in jurisdiction of the federal service; specifies that office of inspector may be held with any other office for purposes of applying double office-holding laws. Amends GS 113-136 to confer jurisdiction on inspectors to enforce state criminal law when offense committed in their presence at time when they are enforcing laws in their jurisdiction, or when requested to provide temporary assistance by head of state or local law enforcement agency; repeals existing GS 113-136(d1) which provided similar authority. Sections on issuance of emergency proclamations effective July 1, 2003.

Intro. by Wainwright.

Ref. to Environment	GS 113, 143B
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April 30, 2003

H 987. AMEND FISHERIES PROCLAMATION PROCESS (NEW). Intro. 4/9/03. House committee substitute adopted 4/29/03 makes the following changes to 1st edition. Deletes provisions (1) extending the deadline by which coastal habitat protection plans must be adopted, (2) allowing marine fisheries inspectors to accept delegation of law enforcement powers from the national marine fisheries service, and (3) expanding the authority of marine patrol inspectors. Amends title accordingly. Makes clarifying changes to remaining provisions.

May 13, 2003

H 987. AMEND FISHERIES PROCLAMATION PROCESS. Intro. 4/9/03. Senate committee substitute makes the following changes to 2nd edition. Amends proposed new GS 113-221.1(d) to give the Marine Fisheries Commission the power to direct the Fisheries Director to issue a proclamation that prohibits or allows the taking of certain fisheries resources.

June 9, 2003

SL 2003-154 (H 987). AMEND FISHERIES PROCLAMATION PROCESS. *AN ACT TO AUTHORIZE THE FISHERIES DIRECTOR TO ISSUE PROCLAMATIONS THAT BECOME EFFECTIVE IMMEDIATELY UPON ISSUANCE AND TO MAKE OTHER TECHNICAL, CLARIFYING, AND CONFORMING CHANGES.* Summarized in *Daily Bulletin* 4/9/03, 4/29/03, and 5/13/03. Enacted June 4, 2003. Effective July 1, 2003.