

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 374

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

S374-ATS-20 [v.11]

Page 1 of 2

Amends Title [YES]
Second Edition

Date _____, 2015

~~Representative Mills~~

J. Bell

1 moves to amend the bill on page 1, line 2, through page 2, line 8 by rewriting the lines to read:

2
3 "AN ACT TO REPEAL THE REQUIREMENT THAT A HOLDER OF A FOR-HIRE
4 COASTAL RECREATIONAL FISHING LICENSE SUBMIT A LOGBOOK
5 SUMMARIZING CATCH AND EFFORT STATISTICAL DATA, TO DIRECT THE
6 DIVISION OF MARINE FISHERIES TO STUDY THE ADVISABILITY OF
7 REQUIRING THE SUBMISSION OF CATCH AND EFFORT STATISTICAL DATA;
8 TO FORBID THE DEPARTMENT OF ENVIRONMENT AND NATURAL
9 RESOURCES FROM ENTERING INTO A JOINT ENFORCEMENT AGREEMENT
10 WITH THE NATIONAL MARINE FISHERIES SERVICE; AND TO DIRECT THE
11 DIVISION OF MARINE FISHERIES TO STUDY THE JOINT ENFORCEMENT
12 AGREEMENT.

13 The General Assembly of North Carolina enacts:

14 **SECTION 1.** G.S. 113-174.3(e), as enacted by subsection 14.8(o) of S.L. 2013-360, is
15 **repealed.**

16 **SECTION 2.** The Division of Marine Fisheries of the Department of Environment and
17 Natural Resources shall study the advisability of implementing a requirement that for-hire
18 coastal recreational fishing license holders submit to the Division logbooks summarizing catch
19 and effort statistical data. The study shall also include the establishment of and consultation
20 with a stakeholder advisory group that shall only include persons who are for-hire license
21 holders representing all major recreational fishing areas on the North Carolina coast,
22 commercial fishing license holders on the North Carolina coast, and relevant staff to the
23 Division. The Division shall submit its report to the Environmental Review Commission no
24 later than January 15, 2016.

25 **SECTION 3.(a)** G.S. 113-224 reads as rewritten:

26 **"§ 113-224. Cooperative agreements by Department.**

27 (a) ~~The Except as otherwise provided in this section,~~ the Department is empowered to
28 enter into cooperative agreements with public and private agencies and individuals respecting
29 the matters governed in this Subchapter. Pursuant to such agreements the Department may
30 expend funds, assign employees to additional duties within or without the State, assume
31 additional responsibilities, and take other actions that may be required by virtue of such
32 agreements, in the overall best interests of the conservation of marine and estuarine resources.



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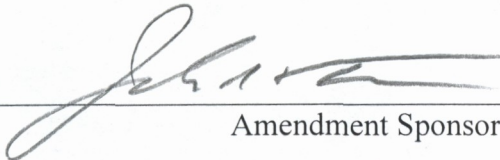
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1 (b) The Fisheries Director or a designee of the Fisheries Director ~~may~~ **shall not** enter
2 into an agreement with the National Marine Fisheries Service of the United States Department
3 of Commerce allowing Division of Marine Fisheries inspectors to accept delegation of law
4 enforcement powers over matters within the jurisdiction of the National Marine Fisheries
5 Service."

6 **SECTION 3.(b)** G.S. 128-1.1(c2) is repealed.

7 **SECTION 4.** The Division of Marine Fisheries of the Department of Environment
8 and Natural Resources shall conduct a 12-month process to seek input from stakeholders on the
9 impacts, costs, and benefits of a joint enforcement agreement with the National Marine
10 Fisheries Service of the United States Department of Commerce and whether the authorization
11 to enter into such an agreement should be reenacted. The study shall also include the
12 establishment of and consultation with a stakeholder advisory group that shall only include
13 persons who are for-hire license holders representing all major recreational fishing areas on the
14 North Carolina coast, commercial fishing license holders on the North Carolina coast, and
15 relevant staff to the Division. The Division shall submit its report to the Environmental Review
16 Commission no later than October 15, 2016."
17

SIGNED



Amendment Sponsor

SIGNED

Committee Chair if Senate Committee Amendment

ADOPTED _____

FAILED _____

TABLED _____

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and vote information, is available in the
House Principal Clerk's Office**