

**[STAFF WORKING DRAFT]**

JULY 18, 2014

113TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To amend the Magnuson-Stevens Fishery Conservation and Management Act to promote sustainable conservation and management for the Nation's fisheries and the communities that rely on them, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

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\_\_\_\_\_ introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend the Magnuson-Stevens Fishery Conservation and Management Act to promote sustainable conservation and management for the Nation's fisheries and the communities that rely on them, 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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Magnuson-Stevens Fishery Conservation and Manage-  
6 ment Reauthorization Act of 2014”.

1 (b) TABLE OF CONTENTS.—The table of contents of  
2 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. References to the Magnuson-Stevens Fishery Conservation and Management Act.
- Sec. 3. Changes in findings, purposes, and policy.
- Sec. 4. Definitions.
- Sec. 5. Authorization of appropriations.

TITLE I—CONSERVATION AND MANAGEMENT

- Sec. 101. Regional fishery management councils.
- Sec. 102. Contents of fishery management plans.
- Sec. 103. Action by the Secretary.
- Sec. 104. Other requirements and authority.
- Sec. 105. Prohibited acts.
- Sec. 106. Penalties.
- Sec. 107. Enforcement.
- Sec. 108. Transition to sustainable fisheries.
- Sec. 109. North Pacific fisheries conservation.
- Sec. 110. Regional fishery conservation and management authorities.
- Sec. 111. Summer flounder management.
- Sec. 112. Study of allocations in mixed-use fisheries.

TITLE II—FISHERY INFORMATION, RESEARCH, AND DEVELOPMENT

- Sec. 201. Integrated data collection program and electronic technologies.
- Sec. 202. Capital construction.
- Sec. 203. Fisheries research.
- Sec. 204. Improving science.
- Sec. 205. Focusing assets for improved fisheries outcomes.
- Sec. 206. Seafood marketing.

TITLE III—REAUTHORIZATION OF OTHER FISHERY STATUTES

- Sec. 301. Anadromous Fish Conservation Act.
- Sec. 302. Interjurisdictional Fisheries Act of 1986.
- Sec. 303. Atlantic Coastal Fisheries Cooperative Management Act.
- Sec. 304. Atlantic Striped Bass Conservation Act.
- Sec. 305. Yukon River Salmon Act of 2000.
- Sec. 306. State authority for Dungeness crab fishery management.

TITLE IV—INTERNATIONAL

- Sec. 401. Secretarial representative for international fisheries.
- Sec. 402. Amendment to Pacific Salmon Treaty Act of 1985.
- Sec. 403. Reauthorization of Atlantic Tunas Convention Act of 1975.
- Sec. 404. Reauthorization of South Pacific Tuna Act of 1988.
- Sec. 405. High Seas Driftnet Fishing Moratorium Protection Act.
- Sec. 406. Reauthorization of Northwest Atlantic Fisheries Convention Act of 1995.

TITLE V—MISCELLANEOUS

Sec. 501. Technical amendments.

Sec. 502. Pacific insular areas; marine conservation plans.

Sec. 503. Gulf of Mexico red snapper catch limits; repeal.

1 **SEC. 2. REFERENCES TO THE MAGNUSON-STEVENSON FISHERY CONSERVATION AND MANAGEMENT ACT.**  
2

3 Except as otherwise expressly provided, wherever in  
4 this Act an amendment or repeal is expressed in terms  
5 of an amendment to, or repeal of, a section or other provi-  
6 sion, the reference shall be considered to be made to a  
7 section or other provision of the Magnuson-Stevens Fish-  
8 ery Conservation and Management Act (16 U.S.C. 1801  
9 et seq.).

10 **SEC. 3. CHANGES IN FINDINGS, PURPOSES, AND POLICY.**

11 (a) FINDINGS.—Section 2(a) (16 U.S.C. 1801(a)) is  
12 amended—

13 (1) in paragraph (3) by striking “at an ever-in-  
14 creasing rate over the past decade”;

15 (2) in paragraph (6), by inserting “and marine  
16 ecosystems” after “essential fish habitats”;

17 (3) in paragraph (11), by striking “have dem-  
18 onstrated” and inserting “are demonstrating”;

19 (4) by redesignating paragraphs (7) through  
20 (12) as paragraphs (10) through (15), respectively;

21 (5) by inserting before paragraph (10), as re-  
22 designated, the following:

23 “(8) By establishing mechanisms, under au-  
24 thority of this Act, for specifying science-based an-

1 nual catch limits in fishery management plans at  
2 levels such that overfishing does not occur in fish-  
3 eries, including measures to ensure accountability,  
4 the Nation’s fishery resources are now being man-  
5 aged sustainably to prevent overfishing and respond  
6 quickly if overfishing occurs.

7 “(9) It is of critical importance to the health of  
8 the Nation’s fishery resources and the coastal com-  
9 munities that depend on them that the United  
10 States maintain its progress in preventing over-  
11 fishing and rebuilding overfished stocks.”;

12 (6) by redesignating paragraphs (4) through  
13 (6) as paragraphs (5) through (7), respectively; and

14 (7) by inserting after paragraph (3) the fol-  
15 lowing:

16 “(4) Subsistence fishing is an integral part of  
17 life in many communities throughout the United  
18 States, and the Nation’s marine and anadromous  
19 fish are important sources of nutrition, sustenance,  
20 and the cultural heritage of those communities.”.

21 (b) PURPOSES.—Section 2(b) (16 U.S.C. 1801(b)) is  
22 amended—

23 (1) in paragraph (3), by striking “and rec-  
24 reational” and inserting “, recreational, and subsist-  
25 ence”;

1           (2) in paragraph (5), by striking “the State”  
2           and inserting “the States, tribal governments,”; and

3           (3) in paragraph (7), by striking “the review of  
4           projects” and inserting “projects and activities”;

5           (c) POLICY.—Section 2(e)(3) (16 U.S.C. 1801(e)(3))  
6 is amended—

7           (1) by inserting “, tribes,” after “affected  
8           States”; and

9           (2) by inserting “tribal,” after “State,”.

10 **SEC. 4. DEFINITIONS.**

11           (a) IN GENERAL.—Section 3 (16 U.S.C. 1802) is  
12 amended—

13           (1) by inserting after paragraph (8) the fol-  
14           lowing:

15           “(8A) The terms ‘depleted’ and ‘depletion’  
16           mean, with respect to a stock of fish in a fishery,  
17           that the stock is of a size that jeopardizes the capac-  
18           ity of the fishery to produce the maximum sustain-  
19           able yield on a continuing basis.”;

20           (2) in paragraph (33)(C), by inserting “or oth-  
21           erwise depleted” after “overfished”;

22           (3) in paragraph (36), by inserting “, tribal,”  
23           after “State,”;

24           (4) by inserting after paragraph (42) the fol-  
25           lowing:

1           “(42A) The term ‘subsistence fishing’ means  
2 fishing in which the fish harvested are intended for  
3 customary and traditional uses, including for direct  
4 personal or family consumption as food or clothing;  
5 for the making or selling of handicraft articles out  
6 of nonedible byproducts taken for personal or family  
7 consumption, for barter, or sharing for personal or  
8 family consumption; and for customary exchange or  
9 trade. In this paragraph, the term—

10           “(A) ‘family’ means all persons related by  
11 blood, marriage, or adoption, or any person liv-  
12 ing within the household on a permanent basis;  
13 and

14           “(B) ‘barter’ means the exchange of a fish  
15 or fish part—

16           “(i) for another fish or fish part; or

17           “(ii) for other food or for nonedible  
18 items other than money if the exchange is  
19 of a limited and noncommercial nature.”;  
20 and

21           (5) by inserting after paragraph (43) the fol-  
22 lowing:

23           “(43A) The terms ‘tribal’ and ‘tribe’ mean an  
24 Indian tribe as defined in section 102 of the Feder-

1 ally Recognized Indian Tribe List Act of 1994 (25  
2 U.S.C. 479a).”.

3 (b) REDESIGNATION.—Paragraphs (1) through (50)  
4 of section 3 (16 U.S.C. 1802), as amended by subsection  
5 (a) of this section, are redesignated as paragraphs (1)  
6 through (53), respectively.

7 (c) TECHNICAL AND CONFORMING AMENDMENTS.—

8 (1) Section 7306b(b) of title 10, United States  
9 Code, is amended by striking “defined in section  
10 3(14)” and inserting “defined in section 3”.

11 (2) Section 3 of the Whale Conservation and  
12 Protection Study Act (16 U.S.C. 917a) is amended  
13 by striking “including the fishery conservation zone  
14 as defined in section 3(8)” and inserting “including  
15 the exclusive economic zone as defined in section 3”.

16 (3) Section 114(o) of the Marine Mammal Pro-  
17 tection Act of 1972 (16 U.S.C. 1383a(o)) is amend-  
18 ed—

19 (A) in paragraph (1), by striking “section  
20 3(8)” and inserting “section 3”; and

21 (B) in paragraph (4), by striking “section  
22 3(27)” and inserting “section 3”.

23 (4) Section 8(b)(2) of the Lacey Act Amend-  
24 ments of 1981 (16 U.S.C. 3377(b)(2)) is amended—

1 (A) by striking “as defined in paragraph  
2 (14) of section 3” and inserting “as defined in  
3 section 3”; and

4 (B) by striking “as defined in paragraph  
5 (13) of such section 3” and inserting “as de-  
6 fined in such section 3”.

7 (5) Section 302 of the Atlantic Salmon Conven-  
8 tion Act of 1982 (16 U.S.C. 3601) is amended—

9 (A) in paragraph (6), by striking “in sec-  
10 tion 3(10)” and inserting “in section 3” and

11 (B) in paragraph (8), by striking “in sec-  
12 tion 3(19)” and inserting “in section 3”.

13 (6) Section 3(6) of the Atlantic Striped Bass  
14 Conservation Act (16 U.S.C. 5152(6)) is amended  
15 by striking “in section 3(6)” and inserting “in sec-  
16 tion 3”.

17 (7) Section 104(f)(4)(B) of the Compact of  
18 Free Association Act of 1985 (48 U.S.C.  
19 1904(f)(4)(B)) is amended by striking “have the  
20 same meanings as provided in paragraphs (10) and  
21 (14), respectively, of section 3” and inserting “have  
22 the same meanings as provided in section 3”.

23 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

24 Section 4 (16 U.S.C. 1803) is amended to read as  
25 follows:



1 **“SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

2 “There are authorized to be appropriated to the Sec-  
3 retary to carry out the provisions of this Act—

4 “(1) **【\$XXX,XXX,XXX】** for fiscal year 2015;

5 “(2) **【\$XXX,XXX,XXX】** for fiscal year 2016;

6 “(3) **【\$XXX,XXX,XXX】** for fiscal year 2017;

7 “(4) **【\$XXX,XXX,XXX】** for fiscal year 2018;

8 “(5) **【\$XXX,XXX,XXX】** for fiscal year 2019;

9 “(6) **【\$XXX,XXX,XXX】** for fiscal year 2020;

10 and

11 “(7) **【\$XXX,XXX,XXX】** for fiscal year  
12 2021.”.

13 **TITLE I—CONSERVATION AND**  
14 **MANAGEMENT**

15 **SEC. 101. REGIONAL FISHERY MANAGEMENT COUNCILS.**

16 (a) VOTING MEMBERS.—Section 302(b)(2) (16  
17 U.S.C. 1852(b)(2)) is amended—

18 (1) in subparagraph (A), by striking “or the  
19 commercial or recreational harvest” and inserting  
20 “or the commercial, recreational, or subsistence fish-  
21 ing harvest”;

22 (2) in subparagraph (B), by striking “in the  
23 commercial and recreational facilities” and inserting  
24 “in the commercial, recreational, and subsistence  
25 fisheries”;

1           (3) in subparagraph (C), by striking “commer-  
2           cial and recreational fishing interests” and inserting  
3           “commercial, recreational, and subsistence fishing  
4           interests”; and

5           (4) in subparagraph (D)—

6           (A) in clause (i)—

7                   (i) by striking “Fisheries” and insert-  
8                   ing “Fishery”; and

9                   (ii) by inserting “or the South Atlan-  
10                  tic Fishery Management Council” after  
11                  “Council”; and

12           (B) by striking clause (iv).

13           (b) ADDITION OF RHODE ISLAND TO THE MID-AT-  
14           LANTIC FISHERY MANAGEMENT COUNCIL.—Section  
15           302(a)(1)(B) (16 U.S.C. 1852(a)(1)(B)) is amended—

16                   (1) by inserting “Rhode Island,” after “States  
17                   of”;

18                   (2) by inserting “Rhode Island,” after “except  
19                   North Carolina,”;

20                   (3) by striking “21” and inserting “23”; and

21                   (4) by striking “13” and inserting “14”.

22           (c) COMMITTEES AND ADVISORY PANELS.—Section  
23           302(g)(1)(B) (16 U.S.C. 1852(g)(1)(B)) is amended to  
24           read as follows:

1           “(B) Each scientific and statistical com-  
2           mittee shall—

3                   “(i) provide its Council ongoing sci-  
4                   entific advice for fishery management deci-  
5                   sions, including recommendations for ac-  
6                   ceptable biological catch, preventing over-  
7                   fishing, maximum sustainable yield, achiev-  
8                   ing rebuilding targets, and reports on  
9                   stock status and health, bycatch, habitat  
10                  status, social and economic impacts of  
11                  management measures, and sustainability  
12                  of fishing practices; and

13                   “(ii) carry out the requirements of  
14                   this subparagraph in a transparent man-  
15                   ner, allowing for public involvement in the  
16                   process.”.

17           (d) FUNCTIONS.—Section 302(h) (16 U.S.C.  
18 1852(h)) is amended—

19                   (1) in paragraph (7)(C), by striking “; and”  
20                   and inserting a semicolon;

21                   (2) by redesignating paragraph (8) as para-  
22                   graph (9); and

23                   (3) by inserting after paragraph (7) the fol-  
24                   lowing:

1           “(8) have the authority to use alternative fish-  
2           ery management measures in a recreational fishery  
3           (or the recreational component of a mixed-use fish-  
4           ery), including extraction rates, fishing mortality,  
5           and harvest control rules, to the extent they are in  
6           accordance with the requirements of this Act; and”.

7           (e) **WEBCASTS OF COUNCIL MEETINGS.**—Section  
8           302(i)(2) (16 U.S.C. 1852(i)(2)) is amended by adding  
9           at the end the following:

10                   “(G) Unless closed in accordance with  
11                   paragraph (3), each Council shall, where prac-  
12                   ticable, make available on the Internet website  
13                   of the Council a video or audio webcast of each  
14                   meeting of the Council and each meeting of the  
15                   scientific and statistical committee of the Coun-  
16                   cil not later than 30 days after the date of the  
17                   conclusion of such meeting.”.

18           (f) **REGIONAL FISHERY MANAGEMENT COUNCILS;**  
19           **PROCEDURAL MATTERS.**—Section 302(i) (16 U.S.C.  
20           1852(i)) is amended—

21                   (1) in paragraph (4), by striking “or State au-  
22                   thorities” and inserting “, State, or tribal authori-  
23                   ties”; and

1           (2) in paragraph (6), by striking “Federal  
2           agency or from a” and inserting “Federal agency,  
3           tribal government, or”.

4           (g) COUNCIL TRAINING PROGRAM; TRAINING  
5 COURSE.—Section 302(k)(1) (16 U.S.C. 1852(k)(1)) is  
6 amended—

7           (1) by striking “Within 6 months after the date  
8           of enactment of the Magnuson-Stevens Fishery Con-  
9           servation and Management Reauthorization Act of  
10          2006, the” and inserting “The”;

11          (2) in subparagraph (H), by striking “; and”  
12          and inserting a semicolon;

13          (3) in subparagraph (I), by striking the period  
14          at the end and inserting “; and”; and

15          (4) by adding at the end the following:

16                 “(J) ecosystem-based fishery manage-  
17                 ment.”.

18 **SEC. 102. CONTENTS OF FISHERY MANAGEMENT PLANS.**

19          (a) REQUIRED PROVISIONS.—Section 303 (16 U.S.C.  
20 1853) is amended—

21           (1) in subsection (a)—

22                 (A) in paragraph (5), by inserting “, and  
23                 subsistence” after “charter”;

24                 (B) in paragraph (13), by striking “and  
25                 charter fishing sectors” each place it appears

1 and inserting “charter, and subsistence fishing  
2 components”;

3 (C) in paragraph (14)—

4 (i) by striking “each sector” and in-  
5 serting “each component in the fishery”;  
6 and

7 (ii) by striking “and charter fishing  
8 sectors in the fishery and;” and inserting  
9 “charter, and subsistence fishing compo-  
10 nents in the fishery; and”; and

11 (D) in paragraph (15), by striking “estab-  
12 lish a mechanism” and inserting “subject to  
13 subsection (d), establish a mechanism”; and

14 (2) by adding at the end the following:

15 “(d) LIMITATIONS.—

16 “(1) IN GENERAL.—The requirements under  
17 subsection (a)(16) shall not—

18 “(A) apply to a species in a fishery that  
19 has a mean life cycle of 18 months or less, or  
20 to a species in a fishery with respect to which  
21 all spawning and recruitment occurs beyond  
22 State waters and the exclusive economic zone,  
23 unless the Secretary has determined the fishery  
24 is subject to overfishing of that species; and

1           “(B) limit or otherwise affect the require-  
2           ments of section 301(a)(1) or 304(e) of this  
3           Act.

4           “(2) CONSTRUCTION.—Nothing in this sub-  
5           section shall be construed to affect any effective date  
6           regarding the requirements under subsection (a)(16)  
7           otherwise provided for under an international agree-  
8           ment in which the United States participates.”.

9           (b) TECHNICAL AND CONFORMING AMENDMENTS.—

10           (1) Section 104 of the Magnuson-Stevens Fish-  
11           ery Conservation and Management Reauthorization  
12           Act of 2006 (120 Stat. 3584; 16 U.S.C. 1853 note)  
13           is amended—

14                   (A) by striking subsection (b); and

15                   (B) by redesignating subsection (c) as sub-  
16           section (b).

17           (2) Section 313(g)(2) (16 U.S.C. 1862(g)(2)) is  
18           amended by striking “Notwithstanding section  
19           303(d)” and inserting “Notwithstanding section  
20           303A”.

21           (3) Section 407(b) (16 U.S.C. 1883(b)) is  
22           amended by inserting “as in effect on the day before  
23           the date of enactment of Magnuson-Stevens Fishery  
24           Conservation and Management Reauthorization Act

1 of 2006 (120 Stat. 3575),” after “In addition to the  
2 restrictions under section 303(d)(1)(A)”.

3 (4) Section 53706(a)(7) of title 46, United  
4 States Code, is amended by striking “section  
5 303(d)(4)” and inserting “section 303A”.

6 **SEC. 103. ACTION BY THE SECRETARY.**

7 (a) UPDATED AGENCY PROCEDURES.—Not later  
8 than 90 days after the date of enactment of this Act, the  
9 Secretary of Commerce shall issue a notice of proposed  
10 rulemaking to revise and update agency procedures under  
11 the mandate of section 304(i) of the Magnuson-Stevens  
12 Fishery Conservation and Management Act (16 U.S.C.  
13 1854(i)), as added by section 107 of the Magnuson-Ste-  
14 vens Fishery Conservation and Management Reauthoriza-  
15 tion Act of 2006 (120 Stat. 3594).

16 (b) ESTABLISHMENT OF FEES.—Section 304(d) (16  
17 U.S.C. 1854(d)) is amended—

18 (1) in paragraph (2)(A)—

19 (A) by striking “actual costs directly re-  
20 lated to” and inserting “net incremental costs  
21 attributable to”;

22 (B) in clause (i), by striking “; and” and  
23 inserting a semicolon;

24 (C) in clause (ii), by striking the period at  
25 the end and inserting “; and”; and



1 (D) by adding at the end the following:

2 “(iii) management program that allo-  
3 cates a percentage of the total allowable  
4 catch to individuals who have formed a  
5 sector (for purposes of this subparagraph,  
6 as defined in section 648.2 of title 50,  
7 Code of Federal Regulations).”; and

8 (2) by adding at the end the following:

9 “(3) The Secretary shall not collect any fee  
10 under this section or section 313(a) before preparing  
11 an analysis that identifies the costs that will be re-  
12 covered by the fee and the costs that will not be re-  
13 covered by the fee. The analysis shall be included in  
14 the applicable fishery management plan.”.

15 (c) REBUILDING OVERFISHED AND DEPLETED FISH-  
16 ERIES.—Section 304(e) (16 U.S.C. 1854(e)) is amend-  
17 ed—

18 (1) by amending the heading to read as follows:

19 “(e) REBUILDING OVERFISHED AND OTHERWISE  
20 DEPLETED FISHERIES.—”;

21 (2) by amending paragraph (1) to read as fol-  
22 lows:

23 “(1) The Secretary shall report annually to the  
24 Congress and the Councils on the status of fisheries  
25 within each Council’s geographical area of authority

1 and identify those fisheries that are overfished or  
2 otherwise depleted, or are approaching a condition of  
3 being overfished or otherwise depleted. For those  
4 fisheries managed under a fishery management plan  
5 or international agreement, the status shall be deter-  
6 mined using the criteria for overfishing (or deple-  
7 tion, where applicable) specified in the plan or agree-  
8 ment. A fishery shall be classified as approaching a  
9 condition of being overfished or otherwise depleted  
10 if, based on trends in fishing effort, fishery resource  
11 size, and other appropriate factors, the Secretary es-  
12 timates that the fishery will become overfished or  
13 otherwise depleted within 2 years.”;

14 (3) in paragraph (2), by inserting “or otherwise  
15 depleted” after “overfished”;

16 (4) in paragraph (3)(B), by inserting “or other-  
17 wise depleted” after “overfished”;

18 (5) by amending paragraph (4)(A) to read as  
19 follows:

20 “(A) specify a time period for rebuilding  
21 the fishery that—

22 “(i) shall be as short as possible, tak-  
23 ing into account the status and biology of  
24 any overfished stocks of fish, the needs of  
25 fishing communities, recommendations by

1 international organizations in which the  
2 United States participates, and the inter-  
3 action of the overfished stock of fish within  
4 the marine ecosystem; and

5 “(ii) except where management meas-  
6 ures under an international agreement  
7 with the United States participates dictate  
8 otherwise, shall not exceed—

9 “(I) 10 years, except in cases  
10 where the biology of the stock of fish  
11 or other environmental conditions die-  
12 tate otherwise; or

13 “(II) the sum of the time in  
14 which the affected stock of fish is ex-  
15 pected to rebuild to its maximum sus-  
16 tainable yield biomass level in the ab-  
17 sence of any fishing mortality, and the  
18 mean generation of time of the af-  
19 fected stock of fish, if those time val-  
20 ues are the best scientific information  
21 available;” and

22 (6) in paragraph (5), by striking “that a fishery  
23 is overfished” and inserting “that a fishery is over-  
24 fished or otherwise depleted”.

1 (d) INTERNATIONAL OVERFISHING.—Section 304  
2 (16 U.S.C. 1854) is amended—

3 (1) by striking “(i) INTERNATIONAL OVER-  
4 FISHING.—” and inserting “(j) INTERNATIONAL  
5 OVERFISHING.—”; and

6 (2) in subsection (j)(1), as redesignated by  
7 paragraph (1) of this subsection, by inserting  
8 “shall” after “State,”.

9 (e) ANNUAL REPORT ON SPECIAL FUNDS.—Section  
10 304 (16 U.S.C. 1854), as amended by subsection (d) of  
11 this section, is further amended by inserting at the end  
12 the following:

13 “(k) ANNUAL REPORT ON SPECIAL FUNDS.—

14 “(1) ANNUAL REPORT.—Not later than 30 days  
15 after the last day of each fiscal year, the Secretary  
16 shall submit to the Committee on Commerce,  
17 Science, and Transportation of the Senate and the  
18 Committee on Natural Resources of the House of  
19 Representatives a report for that fiscal year on—

20 “(A) the Western Pacific Sustainable Fish-  
21 eries Fund established under section 204(e)(7);

22 “(B) the Limited Access System Adminis-  
23 tration Fund established under section  
24 305(h)(5)(B);

1           “(C) the North Pacific Fishery Observer  
2           Fund established under section 313(d); and

3           “(D) the Fisheries Conservation and Man-  
4           agement Fund established under section 208(a)  
5           of the Magnuson-Stevens Fishery Conservation  
6           and Management Reauthorization Act of 2006  
7           (16 U.S.C. 1891b(a)).

8           “(2) REQUIRED INFORMATION.—The annual re-  
9           port required under paragraph (1) shall include a  
10          detailed accounting of—

11           “(A) all moneys in each fund at the start  
12           of the fiscal year;

13           “(B) all moneys deposited in each fund  
14           during the fiscal year;

15           “(C) all moneys paid out of each fund dur-  
16           ing the fiscal year; and

17           “(D) all projects, programs, and activities  
18           funded by each fund during the fiscal year.”.

19 **SEC. 104. OTHER REQUIREMENTS AND AUTHORITY.**

20           (a) FISH HABITAT.—Section 305(b) (16 U.S.C.  
21 1855(b)) is amended—

22           (1) in paragraph (3), by inserting “or tribal  
23           government” after “or State agency” each place it  
24           appears; and

25           (2) in paragraph (4)—

1 (A) by striking “from a Council or Federal  
2 or State agency” and inserting “from a Coun-  
3 cil, Federal or State agency, or tribal govern-  
4 ment”; and

5 (B) by inserting “or tribal government”  
6 after “by any State or Federal agency”.

7 (b) JUDICIAL REVIEW.—Section 305(f)(2) (16  
8 U.S.C. 1855(f)(2)) is amended by striking “including, but  
9 not limited to, actions that establish the date of closure  
10 of a fishery to commercial or recreational fishing” and in-  
11 serting “including but not limited to actions that establish  
12 the date of closure of a fishery to commercial, recreational,  
13 or subsistence fishing”.

14 (c) CONSUMER INFORMATION REGARDING  
15 SUSTAINABLY CAUGHT FISH.—Section 305 (16 U.S.C.  
16 1855) is amended by adding at the end the following:

17 “(1) SUSTAINABILITY STANDARD.—

18 “(1) IN GENERAL.—For the purpose of this  
19 Act, fish is sustainability caught if—

20 “(A) the fish is harvested in accordance  
21 with—

22 “(i) a fishery management plan pre-  
23 pared and approved under this Act; or

24 “(ii) equivalent conservation and man-  
25 agement measures of a State or tribe, or

1                   under an international agreement to which  
2                   the United States is a party, as determined  
3                   by the Secretary;

4                   “(B) the fishery from which the fish is  
5                   harvested is not overfished or otherwise de-  
6                   pleted; and

7                   “(C) the overfishing or other depletion is  
8                   not occurring in the fishery from which the fish  
9                   is harvested.

10                  “(2) REBUILDING FISHERIES.—A fishery that  
11                  is subject to a rebuilding plan under this Act, or  
12                  equivalent conservation and management measures  
13                  as determined by the Secretary, meets the criteria  
14                  specified in subparagraphs (B) and (C) of paragraph  
15                  (1) if the Secretary determines that the plan is ef-  
16                  fectively rebuilding the fishery.”.

17 **SEC. 105. PROHIBITED ACTS.**

18                  Section 307(1) (16 U.S.C. 1857(1)) is amended—

19                   (1) in subparagraph (Q), by striking “; or” and  
20                   inserting a semicolon;

21                   (2) by redesignating subparagraph (R) as sub-  
22                   paragraph (S); and

23                   (3) by inserting after paragraph (Q) the fol-  
24                   lowing:

1           “(R) to knowingly and willfully make or  
2           submit any incomplete, invalid, or false record,  
3           account, or label for, or any false identification  
4           of, any fish or fish product (including false  
5           identification of the species, harvesting vessel or  
6           nation, or the date or location where harvested)  
7           that has been or is intended to be imported, ex-  
8           ported, transported, sold, offered for sale, pur-  
9           chased, or received in interstate or foreign com-  
10          merce, except where such making or submission  
11          is prohibited under subparagraph (I); or”.

12 **SEC. 106. PENALTIES.**

13       (a) CIVIL PENALTIES AND PERMIT SANCTIONS.—  
14 Section 308 (16 U.S.C. 1858) is amended—

15           (1) in subsection (a), by striking  
16           “\$100,000” and inserting “\$180,000”; and

17           (2) in subsection (f), by inserting “or investiga-  
18           tion of a violation of this Act” after “under this sec-  
19           tion”.

20       (b) CRIMINAL PENALTIES.—Section 309(b) (16  
21 U.S.C. 1859) is amended—

22           (1) by striking “\$100,000” and inserting  
23           “\$180,000”; and

24           (2) by striking “\$200,000” each place it ap-  
25           pears and inserting “\$360,000”.



1 **SEC. 107. ENFORCEMENT.**

2 (a) JURISDICTION OF THE COURTS.—

3 (1) IN GENERAL.—Section 311(d) (16 U.S.C.  
4 1861(d)) is amended to read as follows:

5 “(d) JURISDICTION OF THE COURTS.—

6 “(1) IN GENERAL.—The district courts of the  
7 United States shall have exclusive jurisdiction over  
8 any case or controversy arising under the provisions  
9 of this Act. Any such court may, at any time—

10 “(A) enter restraining orders or prohibi-  
11 tions;

12 “(B) issue warrants, process in rem, or  
13 other process;

14 “(C) prescribe and accept satisfactory  
15 bonds or other security; and

16 “(D) take such other actions as are in the  
17 interest of justice.

18 “(2) HAWAII AND PACIFIC INSULAR AREAS.—In  
19 the case of Hawaii or any possession of the United  
20 States in the Pacific Ocean, the appropriate court is  
21 the United States District Court for the District of  
22 Hawaii, except that—

23 “(A) in the case of Guam and Wake Is-  
24 land, the appropriate court is the United States  
25 District Court for the District of Guam; and

1           “(B) in the case of the Northern Mariana  
2           Islands, the appropriate court is the United  
3           States District Court for the District of the  
4           Northern Mariana Islands.”.

5           (2) CONSTRUCTION.—Nothing in this section,  
6           or the amendments made by subsection (a), shall be  
7           construed to affect any case or controversy com-  
8           menced, or any case or controversy pending before  
9           a district court of the United States, prior to the  
10          date of enactment of this Act.

11          (b) PAYMENT OF STORAGE, CARE, AND OTHER  
12          COSTS.—Section 311(e) (16 U.S.C. 1861(e)) is amend-  
13          ed—

14                 (1) in paragraph (1)—

15                         (A) by striking “Notwithstanding any  
16                         other provision of law” and inserting “IN GEN-  
17                         ERAL.—Except as otherwise required under sec-  
18                         tion 204(e)(8)”;

19                         (B) in subparagraph (E), by striking “;  
20                         and” and inserting a semicolon;

21                         (C) in subparagraph (F), by striking the  
22                         period at the end and inserting “; and”; and

23                         (D) by inserting after subparagraph (F),  
24                         the following:

1           “(G) the costs of stock assessments, sur-  
2           veys, and data collection in fisheries managed  
3           under this Act.”.

4           (2) by redesignating paragraph (2) as para-  
5           graph (3);

6           (3) in paragraph (3), as redesignated, by strik-  
7           ing “Any person” and inserting “LIABILITY FOR  
8           COSTS INCURRED.—Any person”; and

9           (4) by inserting after paragraph (1) the fol-  
10          lowing:

11          “(2) FISHERIES ENFORCEMENT FUND.—There  
12          is established in the Treasury a non-interest bearing  
13          fund to be known as the Fisheries Enforcement  
14          Fund, into which shall be deposited all sums re-  
15          ceived as described in paragraph (1), which shall re-  
16          main available to the Secretary of Commerce until  
17          expended as authorized in paragraph (1), without  
18          appropriation or fiscal year limitation.”.

19          (c) ADMINISTRATIVE ADJUDICATION.—Section 311  
20          (16 U.S.C. 1861) is amended—

21          (1) by redesignating subsections (d) through (j)  
22          as subsections (e) through (k), respectively; and

23          (2) by inserting after subsection (c) the fol-  
24          lowing:

25          “(d) ADMINISTRATIVE ADJUDICATION.—

1           “(1) IN GENERAL.—Notwithstanding section  
2           559 of title 5, United States Code, with respect to  
3           any marine resource conservation law or regulation  
4           administered by the Secretary acting through the  
5           National Oceanic and Atmospheric Administration,  
6           all adjudicatory functions that are required by chap-  
7           ter 5 of title 5, United States Code to be performed  
8           by an administrative law judge may be performed by  
9           another Federal agency on a reimbursable basis.

10           “(2) DETAILS.—If another Federal agency per-  
11           forming adjudicatory functions under paragraph (1)  
12           requires the detail of an administrative law judge to  
13           perform any of these functions, it may request tem-  
14           porary or occasional assistance from the Office of  
15           Personnel Management under section 3344 of title  
16           5, United States Code.”.

17           (d) REPEALS.—Sections 110 and 111 of title I of Di-  
18           vision B of the Consolidated and Further Continuing Ap-  
19           propriations Act, 2012 (Public Law 112—55; 16 U.S.C.  
20           1861 note), and the items relating to those sections in the  
21           table of contents for that Act, are repealed.

22           (e) ANNUAL REPORT ON SPECIAL FUNDS.—Section  
23           304(k), as added by section 103(e) of this Act, is amend-  
24           ed—

1 (1) in paragraph (1)(C), by striking “; and”  
2 and inserting a semicolon;

3 (2) in paragraph (1)(D), by striking  
4 “2006.” and inserting “2006; and”; and

5 (3) by inserting at the end the following:

6 “(E) the Fisheries Enforcement Fund es-  
7 tablished under section 311(f)(2).”.

8 (f) CONFORMING AMENDMENTS.—

9 (1) CIVIL FORFEITURES.—Section 310 (16  
10 U.S.C. 1860) is amended—

11 (A) in subsection (b), by striking “section  
12 311(d)” and inserting “subsection 311(e)”; and

13 (B) in subsection (d), by striking “section  
14 311(d)” each place it appears and inserting  
15 “subsection 311(e)”.

16 (2) ENFORCEMENT; NORTH ATLANTIC SALMON  
17 FISHING.—Section 308 of the Atlantic Salmon Con-  
18 vention Act of 1982 (16 U.S.C. 3607) is amended  
19 by striking “and (d)” each place it appears and in-  
20 serting “and (e)”.

21 **SEC. 108. TRANSITION TO SUSTAINABLE FISHERIES.**

22 (a) AUTHORIZATION OF APPROPRIATIONS.—Section  
23 312(a)(4) (16 U.S.C. 1861a(a)(4)) is amended—

24 (1) by inserting “to carry out this subsection”  
25 after “necessary”; and

1           (2) by striking “2007 through 2013” and in-  
2           serting “2015 through 2021”.

3           (b) FISHERIES DISASTER RELIEF.—Section 312(a)  
4 (16 U.S.C. 1861a(a)) is amended—

5           (1) in paragraph (1), by inserting “, a tribe,”  
6           after “affected State”;

7           (2) by redesignating paragraphs (2) through  
8           (4) as paragraphs (3) through (5), respectively;

9           (3) by inserting after paragraph (1) the fol-  
10          lowing:

11           “(2) The Secretary shall make a decision re-  
12          garding a request under paragraph (1) not later  
13          than 90 days after the date the Secretary receives  
14          a complete estimate of the economic impact of the  
15          fishery resource disaster from the affected State,  
16          tribal government, or fishing community.”; and

17          (4) in paragraph (3), as redesignated—

18           (A) by inserting “tribe, or” after “by the  
19          affected State,”;

20           (B) by inserting “, tribe,” after “with the  
21          affected State”; and

22           (C) by striking “to assist a fishing commu-  
23          nity” and inserting “to assist a State, tribe, or  
24          fishing community”.

1 **SEC. 109. NORTH PACIFIC FISHERIES CONSERVATION.**

2 (a) ELECTRONIC TECHNOLOGIES.—Section 313 (16  
3 U.S.C. 1862) is amended—

4 (1) in subsection (a)—

5 (A) in the sentence preceding paragraph  
6 (1), by striking “jurisdiction except a salmon  
7 fishery which” and inserting “jurisdiction, ex-  
8 cept a salmon fishery, that”;

9 (B) in paragraph (1), by striking “that ob-  
10 servers be stationed” and inserting “electronic  
11 technologies or observers”; and

12 (C) by amending paragraph (2) to read as  
13 follows:

14 “(2) establish a system of fees to pay for the  
15 cost of implementing the plan and any integrated  
16 data collection program, including electronic tech-  
17 nology requirements, established by the Council;”;  
18 and

19 (2) in subsection (b)—

20 (A) in paragraph (1)(A), by inserting  
21 “placing electronic technologies or” before “sta-  
22 tioning observers on”;

23 (B) in paragraph (2)(E), by inserting “ac-  
24 tual electronic technology costs or” before “ac-  
25 tual observer costs”; and

26 (C) by adding at the end the following:

1           “(3) Any system of fees established under this  
2           section may vary by fishery, management area, elec-  
3           tronic technology, or observer coverage level.”.

4           (b) ARCTIC COMMUNITY DEVELOPMENT QUOTA.—  
5           Section 313 (16 U.S.C. 1862) is amended by adding at  
6           the end the following:

7           “(k) ARCTIC COMMUNITY DEVELOPMENT QUOTA.—  
8           If the North Pacific Fishery Management Council issues  
9           a fishery management plan for the exclusive economic zone  
10          in the Arctic Ocean, or an amendment to its current Fish-  
11          ery Management Plan for Fish Resources of the Arctic  
12          Management Area, that makes available to commercial  
13          fishing and establishes a sustainable harvest level for any  
14          part of such zone, the North Pacific Fishery Management  
15          Council shall set aside not less than 10 percent of the total  
16          allowable catch therein as a community development quota  
17          for coastal villages north and east of the Bering Strait.”.

18          (c) NORTH PACIFIC BYCATCH REPORT.—Section  
19          313 (16 U.S.C. 1862), as amended by subsection (b), is  
20          further amended by adding after subsection (k) the fol-  
21          lowing:

22          “(l) Not later than 1 year after the date of enactment  
23          of the Magnuson-Stevens Fishery Conservation and Man-  
24          agement Reauthorization Act of 2014, the Secretary shall  
25          submit a report to the Committee on Commerce, Science,



1 and Transportation of the Senate and the Committee on  
2 Natural Resources of the House or Representatives which  
3 examines agency actions since 2007 to reduce bycatch in  
4 fisheries of the North Pacific managed under this Act, in-  
5 cluding a review of regulatory actions that create incen-  
6 tives for individual vessels to avoid bycatch.”.

7 **SEC. 110. REGIONAL FISHERY CONSERVATION AND MAN-**  
8 **AGEMENT AUTHORITIES.**

9 (a) IN GENERAL.—Title III (16 U.S.C. 1851 et seq.)  
10 is amended—

11 (1) in section 313 (16 U.S.C. 1862), by amend-  
12 ing the section heading to read as follows:

13 **“SEC. 313. NORTH PACIFIC FISHERY CONSERVATION AND**  
14 **MANAGEMENT.”; and**

15 (2) by inserting after section 313, the following:

16 **“SEC. 313A. GULF OF MEXICO FISHERIES CONSERVATION**  
17 **AND MANAGEMENT.**

18 “At least once every 5 years, the Gulf Council shall  
19 review, in accordance with the provisions of this Act, any  
20 allocation of fishing privileges among the commercial, rec-  
21 reational, and charter components of a fishery managed  
22 under a fishery management plan prepared by the Council,  
23 except that the Council may delay action for not more  
24 than 3 additional 1 year periods if necessary.

1 **“SEC. 313B. SOUTH ATLANTIC FISHERIES CONSERVATION**  
2 **AND MANAGEMENT.**

3 “At least once every 5 years, the South Atlantic  
4 Council shall review, in accordance with the provisions of  
5 this Act, any allocation of fishing privileges among the  
6 commercial, recreational, and charter components of a  
7 fishery managed under a fishery management plan pre-  
8 pared by the Council, except that the Council may delay  
9 action for not more than 3 additional 1 year periods if  
10 necessary.”.

11 (b) TABLE OF CONTENTS.—The table of contents is  
12 amended—

13 (1) by amending the item relating to section  
14 313 to read as follows:

“313. North Pacific fishery conservation and management.”; and

15 (2) by inserting after the item relating to sec-  
16 tion 313, the following:

“313A. Gulf of Mexico fisheries conservation and management.

“313B. South Atlantic fisheries conservation and management.”.

17 **SEC. 111. SUMMER FLOUNDER MANAGEMENT.**

18 (a) IN GENERAL.—Not later than 1 year after the  
19 date of the enactment of this Act, the Mid-Atlantic Fish-  
20 ery Management Council shall submit to the Secretary of  
21 Commerce, and the Secretary of Commerce may approve,  
22 a modified fishery management plan or plan amendment  
23 for the commercial and recreational management of sum-

1 mer flounder (*Paralichthys dentatus*) under the Magnu-  
2 son-Stevens Fishery Conservation and Management Act  
3 (16 U.S.C. 1801 et seq.). The modified fishery manage-  
4 ment plan or plan amendment shall—

5 (1) be based on the best scientific information  
6 available;

7 (2) reflect changes in the distribution, abun-  
8 dance, and location of summer flounder in estab-  
9 lishing distribution of the commercial and rec-  
10 reational catch quotas;

11 (3) consider regional, coast-wide, or other man-  
12 agement measures for summer flounder that comply  
13 with the National Standards under section 301(a) of  
14 the Magnuson-Stevens Fishery Conservation and  
15 Management Act (16 U.S.C. 1851(a)); and

16 (4) prohibit the allocation of commercial or rec-  
17 reational catch quotas for summer flounder on a  
18 State-by-State basis using historical landings data  
19 that does not reflect the status of the summer floun-  
20 der stock, based on the most recent scientific infor-  
21 mation.

22 (b) CONSULTATION WITH THE COMMISSION.—In  
23 preparing the modified fishery management plan or plan  
24 amendment as described in subsection (a), the Council  
25 shall consult with the Atlantic States Marine Fisheries

1 Commission to ensure consistent management throughout  
2 the range of the fishery.

3 (c) FAILURE TO SUBMIT PLAN.—If the Council fails  
4 to submit a modified fishery management plan or plan  
5 amendment as described in subsection (a) that may be ap-  
6 proved by the Secretary, the Secretary shall prepare and  
7 approve such a modified plan or plan amendment.

8 (d) REPORT.—Not later than 1 year after the date  
9 of the approval of a modified fishery management plan  
10 or plan amendment as described in subsection (a), the  
11 Comptroller General of the United States shall submit to  
12 the Committee on Commerce, Science, and Transportation  
13 of the Senate and the Committee on Natural Resources  
14 of the House of Representatives a report on the implemen-  
15 tation of the modified plan or plan amendment that in-  
16 cludes an assessment of whether the implementation com-  
17 plies with the national standards for fishery conservation  
18 and management under section 301(a) of the Magnuson-  
19 Stevens Fishery Conservation and Management Act (16  
20 U.S.C. 1851(a)).

21 **SEC. 112. STUDY OF ALLOCATIONS IN MIXED-USE FISH-**  
22 **ERIES.**

23 (a) STUDY REQUIREMENTS.—Not later than 60 days  
24 of the date of enactment of this Act, the Secretary shall

1 enter into an arrangement with the National Academy of  
2 Sciences to conduct a study—

3           (1) to provide guidance on criteria that could be  
4           used for allocating fishing privileges, including con-  
5           sideration of the conservation and socioeconomic  
6           benefits of the commercial, recreational, and charter  
7           components of a fishery, to a Regional Fishery Man-  
8           agement Council established under section 302 of  
9           the Magnuson-Stevens Fishery Conservation and  
10          Management Act (16 U.S.C. 1852) in the prepara-  
11          tion of a fishery management plan under that Act;  
12          and

13           (2) to identify sources of information that could  
14          reasonably support the use of such criteria in alloca-  
15          tion decisions.

16          (b) REPORT.—Not later than 1 year after the date  
17          a contract is awarded under subsection (a), the National  
18          Academy of Sciences shall submit a report on the study  
19          conducted under subsection (a) to the Committee on Com-  
20          merce, Science, and Transportation of the Senate and the  
21          Committee on Natural Resources of the House of Rep-  
22          resentatives.

1 **TITLE II—FISHERY INFORMA-**  
2 **TION, RESEARCH, AND DE-**  
3 **VELOPMENT**

4 **SEC. 201. INTEGRATED DATA COLLECTION PROGRAM AND**  
5 **ELECTRONIC TECHNOLOGIES.**

6 (a) SENSE OF CONGRESS.—It is the sense of Con-  
7 gress that the use of electronic technologies such as digital  
8 video cameras and monitors, digital recording systems,  
9 and other forms of electronic technology as a complement  
10 to, and in some cases a replacement for, observers can  
11 maintain, increase, or improve the amount and accuracy  
12 of observer and fishery dependent information collected  
13 from fisheries while reducing the need for observers and  
14 the financial costs and logistical difficulties associated  
15 with such observers and paper reporting requirements.

16 (b) INTEGRATED DATA COLLECTION PROGRAM AS-  
17 SESSMENTS.—

18 (1) IN GENERAL.—Not later than 2 years after  
19 the date of enactment of this Act, the Regional  
20 Fishery Management Councils, in consultation with  
21 the Secretary of Commerce, shall assess the fishery  
22 dependent data needs of the fisheries in the regions  
23 and, if necessary to meet those needs, develop rec-  
24 ommendations for an integrated data collection pro-  
25 gram, including appropriate electronic technologies,

1 to gather and analyze data required for fisheries  
2 management.

3 (2) ELEMENTS OF ASSESSMENTS.—Each as-  
4 sessment required by this subsection shall—

5 (A) identify the fisheries with respect to  
6 which the incorporation of electronic technology,  
7 as a complement to or replacement for observ-  
8 ers, and electronic reporting can decrease costs,  
9 improve efficiencies and data accuracy, or ease  
10 the logistic constraints posed by observers in  
11 the fisheries while continuing to meet the stand-  
12 ards and requirements of the Magnuson-Ste-  
13 vens Fishery Conservation and Management  
14 Act (16 U.S.C. 1801 et seq.); and

15 (B) specify for each fishery identified  
16 which type or types of electronic technology can  
17 achieve such cost and efficiency improvements;  
18 and (C) shall outline the system or systems of  
19 fees required in (c)(3) to support the integrated  
20 data collection program.

21 (c) REGIONAL INTEGRATED DATA COLLECTION PRO-  
22 GRAM ADOPTION PLANS.—

23 (1) IN GENERAL.—Not later than 1 year after  
24 receiving the results of the assessments required  
25 under subsection (b), the Secretary of Commerce, in

1       consultation with the relevant Regional Fishery  
2       Management Council, shall review the relevant as-  
3       sessment for compliance with provisions of this sec-  
4       tion and shall develop a plan to adopt and imple-  
5       ment, with any changes needed based on the compli-  
6       ance review, an integrated data collection program,  
7       including the use of electronic technologies, in each  
8       of the fisheries identified in the assessment.

9               (2) ELEMENTS OF PLANS.—Each plan under  
10       this subsection—

11                       (A) shall have fishery dependent data col-  
12       lection as its principal purpose;

13                       (B) shall include electronic technologies  
14       consistent with the assessment required under  
15       subsection (b) and the review in paragraph (1);

16                       (C) shall include an estimate of anticipated  
17       improvements in cost effectiveness, accuracy of  
18       information, and management efficiency for  
19       each fishery in the plan;

20                       (D) shall include an explanation of why the  
21       most-cost-effective approach is not being used,  
22       if applicable;

23                       (E) shall prioritize fishery management  
24       plans in each region, to guide development,



1 adoption, and implementation of integrated  
2 data collection amendments to such plans;

3 (F) shall set forth an implementation  
4 schedule, consistent with the implementation  
5 deadline specified in subsection (d), for the de-  
6 velopment, review, adoption, and implementa-  
7 tion of integrated data collection program  
8 amendments to fishery management plans; and

9 (G) may be reviewed or amended annually  
10 to address changing circumstances or improve-  
11 ments in technology.

12 (3) INTEGRATED DATA COLLECTION PROGRAM  
13 FEES.—The Secretary of Commerce shall establish a  
14 system, or systems, of fees, which may vary by fish-  
15 ery, management area, or observer coverage level, to  
16 pay for the cost of implementing each relevant inte-  
17 grated data collection program implemented under  
18 this subsection.

19 (4) COUNCIL ACTION.—Not later than 4 years  
20 after the date of enactment of this Act, each Re-  
21 gional Fishery Management Council shall amend its  
22 fishery management plans as necessary to comply  
23 with this subsection.

24 (d) DEADLINE FOR IMPLEMENTATION.—Not later  
25 than 5 years after the date of enactment of this Act, the

1 Regional Fishery Management Councils and the Secretary  
2 of Commerce shall complete implementation of the plans  
3 developed under subsection (c), subject to available appro-  
4 priations.

5 (e) **REVIEWS.**—The relevant Regional Fishery Man-  
6 agement Council shall determine a time period for regular  
7 review of the integrated data collection program.

8 **SEC. 202. CAPITAL CONSTRUCTION.**

9 (a) **DEFINITIONS; ELIGIBLE AND QUALIFIED FISH-**  
10 **ERY FACILITIES.**—Section 53501 of title 46, United  
11 States Code, is amended—

12 (1) by striking “(7) UNITED STATES FOREIGN  
13 TRADE.—” and inserting “(11) UNITED STATES  
14 FOREIGN TRADE.—”;

15 (2) by striking “(8) VESSEL.—” and inserting  
16 “(12) VESSEL.—”;

17 (3) by redesignating paragraphs (5), (6), and  
18 (7) as paragraphs (8), (9), and (10), respectively;

19 (4) by redesignating paragraphs (2), (3), and  
20 (4) as paragraphs (4), (5), and (6), respectively;

21 (5) by redesignating paragraph (1) as para-  
22 graph (2);

23 (6) by inserting before paragraph (2), as redес-  
24 igned, the following:

1           “(1) AGREEMENT FISHERY FACILITY.—The  
2 term ‘agreement fishery facility’ means an eligible  
3 fishery facility or a qualified fishery facility that is  
4 subject to an agreement under this chapter.”;

5           (7) by inserting after paragraph (2), as redesign-  
6 nated, the following:

7           “(3) ELIGIBLE FISHERY FACILITY.—

8           “(A) IN GENERAL.—Subject to subpara-  
9 graph (B), the term “eligible fishery facility”  
10 means—

11           “(i) for operations on land—

12           “(I) a structure or an appur-  
13 tenance thereto designed for unload-  
14 ing and receiving from a vessel, proc-  
15 essing, holding pending processing,  
16 distribution after processing, or hold-  
17 ing pending distribution, of fish from  
18 a fishery;

19           “(II) the land necessary for the  
20 structure or appurtenance described  
21 in subclause (I); and

22           “(III) equipment that is for use  
23 with the structure or appurtenance  
24 that is necessary to perform a func-  
25 tion described in subclause (I);

1                   “(ii) for operations not on land, a ves-  
2                   sel built in the United States and used for,  
3                   equipped to be used for, or of a type nor-  
4                   mally used for, processing fish; or

5                   “(iii) for aquaculture, including oper-  
6                   ations on land or elsewhere—

7                   “(I) a structure or an appur-  
8                   tenance thereto designed for aqua-  
9                   culture;

10                  “(II) the land necessary for the  
11                  structure or appurtenance;

12                  “(III) equipment that is for use  
13                  with the structure or appurtenance  
14                  and that is necessary to perform a  
15                  function described in subclause (I);  
16                  and

17                  “(IV) a vessel built in the United  
18                  States and used for, equipped to be  
19                  used for, or of a type normally used  
20                  for, aquaculture.

21                  “(B) OWNERSHIP REQUIREMENT.—Under  
22                  subparagraph (A), the structure, appurtenance,  
23                  land, equipment, or vessel shall be owned by—

24                  “(i) an individual who is a citizen of  
25                  the United States; or

1 “(ii) an entity that is—

2 “(I) a citizen of the United  
3 States under section 50501 of this  
4 title; and

5 “(II) at least 75 percent owned  
6 by citizens of the United States, as  
7 determined under section 50501 of  
8 this title.”; and

9 (8) by inserting after paragraph (6), as redesign-  
10 nated, the following:

11 “(7) QUALIFIED FISHERY FACILITY.—

12 “(A) IN GENERAL.—Subject to subpara-  
13 graph (B), the term ‘qualified fishery facility’  
14 means—

15 “(i) for operations on land—

16 “(I) a structure or an appur-  
17 tenance thereto designed for unload-  
18 ing and receiving from a vessel, proc-  
19 essing, holding pending processing,  
20 distribution after processing, or hold-  
21 ing pending distribution, of fish from  
22 a fishery;

23 “(II) the land necessary for the  
24 structure or appurtenance; and

1                   “(III) equipment that is for use  
2                   with the structure or appurtenance  
3                   and necessary to perform a function  
4                   described in subclause (I);

5                   “(ii) for operations not on land, a ves-  
6                   sel built in the United States and used for,  
7                   equipped to be used for, or of a type nor-  
8                   mally used for, processing fish; or

9                   “(iii) for aquaculture, including oper-  
10                  ations on land or elsewhere—

11                  “(I) a structure or an appur-  
12                  tenance thereto designed for aqua-  
13                  culture;

14                  “(II) the land necessary for the  
15                  structure or appurtenance;

16                  “(III) equipment that is for use  
17                  with the structure or appurtenance  
18                  and necessary for performing a func-  
19                  tion described in subclause (I); and

20                  “(IV) a vessel built in the United  
21                  States.

22                  “(B) OWNERSHIP REQUIREMENT.—Under  
23                  subparagraph (A), the structure, appurtenance,  
24                  land, equipment, or vessel shall be owned by—

1                   “(i) an individual who is a citizen of  
2                   the United States; or

3                   “(ii) an entity that is—

4                               “(I) a citizen of the United  
5                               States under section 50501 of this  
6                               title; and

7                               “(II) at least 75 percent owned  
8                               by citizens of the United States, as  
9                               determined under section 50501 of  
10                              this title.”.

11           (b) ELIGIBLE FISHERY FACILITIES.—

12                   (1) DEFINITION OF SECRETARY.—Section  
13                   53501 of title 46, United States Code, as amended  
14                   by subsection (a) of this section is further amended  
15                   in paragraph (9)(A), by inserting “, and an eligible  
16                   fishery facility or a qualified fishery facility” after  
17                   “United States”.

18                   (2) ESTABLISHING A CAPITAL CONSTRUCTION  
19                   FUND.—Section 53503 of title 46, United States  
20                   Code, is amended—

21                               (A) in subsection (a)—

22                                       (i) by inserting “or eligible fishery fa-  
23                                       cility” after “eligible vessel”; and

24                                       (ii) by inserting “or fishery facility”  
25                                       after “the vessel”; and

1 (B) in subsection (b)—

2 (i) by designating the text that follows  
3 after “The purpose of the agreement shall  
4 be” as paragraph (1) and indenting appro-  
5 priately;

6 (ii) in paragraph (1), as designated,  
7 by striking “United States.” and inserting  
8 “United States; or”; and

9 (iii) by inserting after paragraph (1),  
10 as designated, the following:

11 “(2) to provide for the acquisition, construction,  
12 or reconstruction of a fishery facility owned by—

13 “(A) an individual who is a citizen of the  
14 United States; or

15 “(B) an entity that is—

16 “(i) a citizen of the United States  
17 under section 50501; and

18 “(ii) at least 75 percent owned by citi-  
19 zens of the United States, as determined  
20 under section 50501.”.

21 (c) AGREEMENT FISHERY FACILITIES.—

22 (1) DEPOSITS AND WITHDRAWALS.—Section  
23 53504(b) of title 46, United States Code, is amend-  
24 ed by inserting “or an agreement fishery facility”  
25 after “agreement vessel”.



1           (2) CEILING ON DEPOSITS.—Section 53505 of  
2 title 46, United States Code, is amended—

3           (A) in paragraphs (1) and (2) of sub-  
4 section (a), by inserting “or agreement fishery  
5 facilities” after “agreement vessels”;

6           (B) in subsection (a)(3) by inserting “or  
7 agreement fishery facility” after “agreement  
8 vessel” each place it appears; and

9           (C) in subsection (b)—

10           (i) by inserting “or agreement fishery  
11 facility” after “an agreement vessel”; and

12           (ii) by inserting “or fishery facility”  
13 after “the vessel”.

14       (d) QUALIFIED FISHERY FACILITIES.—

15           (1) QUALIFIED WITHDRAWALS.—Section  
16 53509(a) of title 46, United States Code, is amend-  
17 ed—

18           (A) in paragraph (1), by striking “quali-  
19 fied vessel; or” and inserting “qualified vessel,  
20 or the acquisition, construction, or reconstruc-  
21 tion of a qualified fishery facility; or”; and

22           (B) in paragraph (2), by striking “quali-  
23 fied vessel.” and inserting “qualified vessel, or  
24 the acquisition, construction, or reconstruction,  
25 of a qualified fishery facility.”.

1           (2) TAX TREATMENT OF QUALIFIED WITH-  
2           DRAWALS AND BASIS OF PROPERTY.—Section 53510  
3           of title 46, United States Code, is amended—

4                   (A) in subsections (b) and (c), by striking  
5                   “or container” each place it appears and insert-  
6                   ing “container, or fishery facility”; and

7                   (B) in subsection (d), by striking “and  
8                   containers” and inserting “containers, and fish-  
9                   ery facilities”.

10           (3) TAX TREATMENT OF NONQUALIFIED WITH-  
11           DRAWALS.—Section 53511(e)(4) of title 46, United  
12           States Code, is amended by inserting “or fishery fa-  
13           cility” after “vessel”.

14           (e) TECHNICAL AMENDMENT.—Section 53501 of  
15           title 46, United States Code, as amended by subsection  
16           (a) of this section, is further amended in paragraph  
17           (8)(A)(iii), by striking “trade trade” and inserting  
18           “trade”.

19   **SEC. 203. FISHERIES RESEARCH.**

20           (a) STOCK ASSESSMENT PLAN.—Section 404 (16  
21           U.S.C. 1881c) is amended by adding at the end the fol-  
22           lowing:

23                   “(e) STOCK ASSESSMENT PLAN.—

24                           “(1) IN GENERAL.—The Secretary, in consulta-  
25                           tion with the Councils, shall develop and publish in

1 the Federal Register, on the same schedule as re-  
2 quired for the strategic plan required under section  
3 404(b) of such Act, a plan to conduct stock assess-  
4 ments for all stocks of fish for which a fishery man-  
5 agement plan is in effect under this Act.

6 “(2) CONTENTS.—The plan shall—

7 “(A) for each stock of fish for which a  
8 stock assessment has previously been con-  
9 ducted—

10 “(i) establish a schedule for updating  
11 the stock assessment that is reasonable  
12 given the biology and characteristics of the  
13 stock; and

14 “(ii) subject to the availability of ap-  
15 propriations, require completion of a new  
16 stock assessment, or an update of the most  
17 recent stock assessment—

18 “(I) at least once every 5 years,  
19 except a Council may delay action for  
20 not more than 3 additional 1-year pe-  
21 riods; or

22 “(II) within such other time pe-  
23 riod specified and justified by the Sec-  
24 retary in the plan;

1           “(B) for each economically important stock  
2 of fish for which a stock assessment has not  
3 previously been conducted—

4           “(i) establish a schedule for con-  
5 ducting an initial stock assessment that is  
6 reasonable given the biology and character-  
7 istics of the stock; and

8           “(ii) subject to the availability of ap-  
9 propriations, require completion of the ini-  
10 tial stock assessment not later than 3  
11 years after the date that the plan is pub-  
12 lished in the Federal Register unless an-  
13 other time period is specified and justified  
14 by the Secretary in the plan; and

15           “(C) identify data and analysis, especially  
16 concerning recreational fishing, that, if avail-  
17 able, would reduce uncertainty in and improve  
18 the accuracy of future stock assessments, in-  
19 cluding whether that data and analysis could be  
20 provided by nongovernmental sources, including  
21 fishermen, fishing communities, universities,  
22 and research institutions.

23           “(3) WAIVER OF STOCK ASSESSMENT REQUIRE-  
24 MENT.—Notwithstanding subparagraphs (A)(ii) and  
25 (B)(ii) of paragraph (2), a stock assessment shall

1 not be required for a stock of fish in the plan if the  
2 Secretary determines that such a stock assessment  
3 is not necessary and justifies the determination in  
4 the Federal Register notice required by this sub-  
5 section.”.

6 (b) DEADLINE.—Notwithstanding paragraph (1) of  
7 section 404(e) of the Magnuson-Stevens Fishery Con-  
8 servation and Management Act, as amended by this sec-  
9 tion, the Secretary of Commerce shall issue the first stock  
10 assessment plan under that section by not later than 1  
11 year after the date of enactment of this Act.

12 (c) STRATEGIC PLAN.—Section 404(b)(5) (16 U.S.C.  
13 1881c(b)(5)) is amended by striking “and affected States,  
14 and provide for coordination with the Councils, affected  
15 States, and other research entities” and inserting “, af-  
16 fected States, and tribal governments, and provide for co-  
17 ordination with the Councils, affected States, tribal gov-  
18 ernments, and other research entities”.

19 **SEC. 204. IMPROVING SCIENCE.**

20 (a) IMPROVING DATA COLLECTION AND ANALYSIS.—

21 (1) IN GENERAL.—Section 404 (16 U.S.C.  
22 1881c), as amended by section 203 of this Act, is  
23 further amended by adding at the end the following:  
24 “(f) IMPROVING DATA COLLECTION AND ANAL-  
25 YSIS.—

1           “(1) IN GENERAL.—The Secretary, in consulta-  
2           tion with the scientific and statistical committees of  
3           the Councils established under section 302(g), shall  
4           develop and submit to the Committee on Commerce,  
5           Science, and Transportation of the Senate and the  
6           Committee on Natural Resources of the House of  
7           Representatives a report on facilitating greater in-  
8           corporation of data, analysis, stock assessments, and  
9           surveys from nongovernmental sources, including  
10          fishermen, fishing communities, universities, and re-  
11          search institutions, into fisheries management deci-  
12          sions.

13           “(2) CONTENT.—The report under paragraph  
14          (1) shall—

15                   “(A) identify types of data and analysis,  
16                   especially concerning recreational fishing, that  
17                   can be reliably used for purposes of this Act  
18                   and the basis for establishing conservation and  
19                   management measures as required by section  
20                   303(a)(1), including setting standards for the  
21                   collection and use of that data and analysis in  
22                   stock assessments and surveys and for other  
23                   purposes;

24                   “(B) provide specific recommendations for  
25                   collecting data and performing analyses identi-

1           fied as necessary to reduce the uncertainty re-  
2           ferred to in section 404(e)(2)(C);

3           “(C) consider the extent to which it is pos-  
4           sible to establish a registry of persons providing  
5           such information; and

6           “(D) consider the extent to which the ac-  
7           ceptance and use of data and analysis identified  
8           in the report in fishery management decisions is  
9           practicable.”.

10          (b) DEADLINE.—The Secretary of Commerce shall  
11          submit the report required under the amendment made  
12          by subsection (a) not later than 1 year after the date of  
13          enactment of this Act.

14          (c) INFORMATION COLLECTION; CONTRACTING AU-  
15          THORITY.—Section 402 (16 U.S.C. 1881a) is amended—

16               (1) in subsection (b)(1)(H), by striking the  
17               comma through the period, and inserting “, includ-  
18               ing the Coast Guard’s 11 statutory missions under  
19               section 888(a) of the Homeland Security Act of  
20               2002 (6 U.S.C. 468(a)).”; and

21               (2) in subsection (d), by inserting “tribal gov-  
22               ernment,” before “Council” each place it appears.

1 **SEC. 205. FOCUSING ASSETS FOR IMPROVED FISHERIES**  
2 **OUTCOMES.**

3 (a) IN GENERAL.—Section 2(b) of the Act of August  
4 11, 1939 (15 U.S.C. 713c-3(b)), is amended—

5 (1) in paragraph (1)—

6 (A) by striking “beginning with the fiscal  
7 year commencing July 1, 1954, and ending on  
8 June 30, 1957,”;

9 (B) by striking “moneys” the first place  
10 that term appears and inserting “monies”; and

11 (C) by striking “shall be maintained in a  
12 separate fund only for” and all that follows and  
13 inserting “shall only be used for the purposes  
14 described under subsection (c).”; and

15 (2) by striking paragraph (2).

16 (b) LIMITATIONS ON BILLS TRANSFERRING  
17 FUNDS.—Section 2(b) of the Act of August 11, 1939 (15  
18 U.S.C. 713c-3(b)), as amended by subsection (a) of this  
19 section, is further amended by adding at the end the fol-  
20 lowing:

21 “(2) LIMITATIONS ON BILLS TRANSFERRING  
22 FUNDS.—

23 “(A) IN GENERAL.—It shall not be in  
24 order in the Senate or the House of Represent-  
25 atives to consider any bill, resolution, amend-  
26 ment, or conference report that reduces any



1 amount in the fund referred to in paragraph  
2 (1) in a manner that is inconsistent with such  
3 paragraph.

4 “(B) LIMITATION ON CHANGES TO THIS  
5 PARAGRAPH.—It shall not be in order in the  
6 Senate or the House of Representatives to con-  
7 sider any bill, resolution, amendment, or con-  
8 ference report that would repeal or otherwise  
9 amend this paragraph.

10 “(C) WAIVER.—A provision of this para-  
11 graph may be waived or suspended in the Sen-  
12 ate only by the affirmative vote of three-fifths  
13 of the Members, duly chosen and sworn.

14 “(D) APPEALS.—An affirmative vote of  
15 three-fifths of the Members of the Senate, duly  
16 chosen and sworn, shall be required to sustain  
17 an appeal of the ruling of the Chair on the  
18 point of order raised under this paragraph.

19 “(E) RULES OF THE SENATE AND THE  
20 HOUSE OF REPRESENTATIVES.—This para-  
21 graph is enacted by Congress—

22 “(i) as an exercise of the rulemaking  
23 power of the Senate and the House of Rep-  
24 resentatives, respectively, and is deemed to  
25 be part of the rules of each house, respec-

1                   tively, but applicable only with respect to  
2                   the procedure to be followed in the House  
3                   in the case of a bill, resolution, amend-  
4                   ment, or conference report under this  
5                   paragraph, and it supersedes other rules  
6                   only to the extent that it is inconsistent  
7                   with such rules; and

8                   “(ii) with full recognition of the con-  
9                   stitutional right of either House to change  
10                  the rules (so far as they relate to the pro-  
11                  cedure of that House) at any time, in the  
12                  same manner, and to the same extent as in  
13                  the case of any other rule of that House.”.

14 **SEC. 206. SEAFOOD MARKETING.**

15           (a) IN GENERAL.—The Secretary of Commerce shall  
16 analyze the likely costs and benefits of establishing and  
17 administering a seafood marketing program to facilitate  
18 fuller realization of the commercial and economic value of  
19 U.S. fishery resources.

20           (b) SCOPE.—In performing the analysis under this  
21 section, the Secretary shall consider—

22                   (1) the impacts of additional investment in sea-  
23 food marketing for seafood harvesters, processors,  
24 growers, and other persons in the United States  
25 on—

1 (A) domestic and international markets for  
2 U.S. seafood and the competitive position of the  
3 United States in those markets;

4 (B) sustainable development and utiliza-  
5 tion of fishery resources of the United States  
6 resulting from promotion, public education, and  
7 changes in markets;

8 (C) the ability of seafood harvesters, proc-  
9 essors, growers and other persons in the United  
10 States to improve—

11 (i) the safety, traceability, quality,  
12 marketability, and sustainability of U.S.  
13 seafood; and

14 (ii) the coordination of their mar-  
15 keting activities; and

16 (D) education of consumers regarding nu-  
17 tritional and health benefits of seafood; and

18 (2) the feasibility of a seafood marketing pro-  
19 gram that—

20 (A) is funded by—

21 (i) industry fees;

22 (ii) contributions, donations, or gifts  
23 by private or nonprofit organizations;

24 (iii) sums received as fines, penalties,  
25 or forfeitures of property for violations of

1 the Magnuson-Stevens Fishery Conserva-  
2 tion and Management Act (16 U.S.C. 1801  
3 et seq.) or any other marine resource law  
4 enforced by the Secretary of Commerce, in-  
5 cluding the Lacey Act Amendments of  
6 1981 (16 U.S.C. 3371 et seq.);

7 (iv) interest generated by the invest-  
8 ment of amounts described in clauses (i)  
9 through (iii); or

10 (v) any combination of the amounts  
11 described in clauses (i) through (iv); and

12 (B) apportions funds annually, on a for-  
13 mula basis, to each State, territory, or posses-  
14 sion of the United States that is represented on  
15 a Regional Fishery Management Council under  
16 section 302(a)(1) of the Magnuson-Stevens  
17 Fishery Conservation and Management Act (16  
18 U.S.C. 1852(a)(1)), to award through a com-  
19 petitive process to U.S. seafood growers, har-  
20 vesters, processors, and other persons.

21 (c) DEADLINE FOR SUBMISSION.—Not later than 1  
22 year after the date of enactment of this Act, the Secretary  
23 of Commerce shall provide the analysis under this section,  
24 together with any recommendations the Secretary con-  
25 siders appropriate, in writing to the Committee on Com-

1 merce, Science, and Transportation of the Senate and the  
2 Committee on Natural Resources of the House of Rep-  
3 resentatives.

4 **TITLE III—REAUTHORIZATION**  
5 **OF OTHER FISHERY STATUTES**

6 **SEC. 301. ANADROMOUS FISH CONSERVATION ACT.**

7 Section 4 of the Anadromous Fish Conservation Act  
8 (16 U.S.C. 757d) is amended by striking “2007 through  
9 2012” and inserting “2015 through 2021”.

10 **SEC. 302. INTERJURISDICTIONAL FISHERIES ACT OF 1986.**

11 Section 308 of the Interjurisdictional Fisheries Act  
12 of 1986 (16 U.S.C. 4107) is amended—

13 (1) in subsection (a), by striking “\$5,000,000”  
14 and all that follows through the end of that sub-  
15 section and inserting “**[\$X,XXX,XXX]** for each of  
16 fiscal years 2015 through 2021.”; and

17 (2) in subsection (c), by striking “\$900,000 for  
18 each of fiscal years 2007 through 2012” and insert-  
19 ing “**[\$X,XXX,XXX]** for each of fiscal years 2015  
20 through 2021”.

21 **SEC. 303. ATLANTIC COASTAL FISHERIES COOPERATIVE**  
22 **MANAGEMENT ACT.**

23 Section 811(a) of the Atlantic Coastal Fisheries Co-  
24 operative Management Act (16 U.S.C. 5108(a)) is amend-  
25 ed—

1           (1) by striking “\$10,000,000” and inserting  
2           [“\$XX,XXX,XXX”]; and

3           (2) by striking “2001 through 2005” and in-  
4           serting “2015 through 2021”.

5   **SEC. 304. ATLANTIC STRIPED BASS CONSERVATION ACT.**

6           Section 7(a) of the Atlantic Striped Bass Conserva-  
7           tion Act (16 U.S.C. 5156(a)) is amended by striking  
8           “2007, 2008, 2009, 2010, 2011” and inserting “2015  
9           through 2021”.

10   **SEC. 305. YUKON RIVER SALMON ACT OF 2000.**

11           Section 208 of the Yukon River Salmon Act of 2000  
12           (16 U.S.C. 5727) is amended by striking “fiscal years  
13           2007 through 2011” and inserting “fiscal years 2015  
14           through 2021”.

15   **SEC. 306. STATE AUTHORITY FOR DUNGENESS CRAB FISH-**  
16                                   **ERY MANAGEMENT.**

17           Section 203 of Public Law 105—384 (16 U.S.C.  
18           1856 note) is amended—

19           (1) by striking subsection (i); and

20           (2) by redesignating subsection (j) as sub-  
21           section (i).

1           **TITLE IV—INTERNATIONAL**

2   **SEC. 401. SECRETARIAL REPRESENTATIVE FOR INTER-**  
3                   **NATIONAL FISHERIES.**

4           (a) IN GENERAL.—Title II (16 U.S.C. 1821 et seq.)  
5 is amended by inserting after section 202 the following:

6   **“SEC. 202A. SECRETARIAL REPRESENTATIVE FOR INTER-**  
7                   **NATIONAL FISHERIES.**

8           “(a) IN GENERAL.—The Secretary, in consultation  
9 with the Under Secretary of Commerce for Oceans and  
10 Atmosphere, shall designate a senior official who is ap-  
11 pointed by the President, by and with the advice and con-  
12 sent of the Senate, to serve as the Secretarial Representa-  
13 tive for International Fisheries for the purpose of per-  
14 forming the duties of the Secretary with respect to inter-  
15 national agreements involving fisheries and other living  
16 marine resources, including the development of policy and  
17 representation of the United States as a Commissioner  
18 under such international agreements.

19           “(b) ADVICE.—The Secretarial Representative for  
20 International Fisheries shall, in consultation with the  
21 Deputy Assistant Secretary for International Affairs and  
22 the Administrator of the National Marine Fisheries Serv-  
23 ice, advise the Secretary, Undersecretary of Commerce for  
24 Oceans and Atmosphere, and other senior officials of the  
25 Department of Commerce and the National Oceanic and

1 Atmospheric Administration on development of policy on  
2 international fishery conservation and management mat-  
3 ters.

4 “(c) CONSULTATION.—The Secretarial Representa-  
5 tive for International Fisheries shall consult with the Com-  
6 mittee on Natural Resources of the House of Representa-  
7 tives and the Committee on Commerce, Science, and  
8 Transportation of the Senate on matters pertaining to any  
9 regional or international negotiation concerning living ma-  
10 rine resources.”.

11 (b) REPEAL.—Section 408 of the Magnuson-Stevens  
12 Fishery Conservation and Management Reauthorization  
13 Act of 2006 (16 U.S.C. 1891d) and the item relating to  
14 that section in the table of contents for that Act are re-  
15 pealed.

16 (c) CONFORMING AMENDMENT.—The table of con-  
17 tents in the first section of the Act (16 U.S.C. 1801 et  
18 seq.) is amended by inserting after the item relating to  
19 section 202 the following:

“Sec. 202A. Secretarial Representative for International Fisheries.”.

20 **SEC. 402. AMENDMENT TO PACIFIC SALMON TREATY ACT**  
21 **OF 1985.**

22 Section 11 of the Pacific Salmon Treaty Act of 1985  
23 (16 U.S.C. 3640) is amended—

24 (1) by redesignating subsections (c) and (d) as  
25 subsections (d) and (e), respectively;



1           (2) by inserting after subsection (b) the fol-  
2           lowing:

3           “(c) COMPENSATION OF COMMITTEE ON SCIENTIFIC  
4 COOPERATION MEMBERS.—Members of the Committee on  
5 Scientific Cooperation who are not State or Federal em-  
6 ployees shall receive compensation at a rate equivalent to  
7 the rate payable for level IV of the Executive Schedule  
8 under section 5315 of title 5, United States Code, when  
9 engaged in actual performance of duties for the Commis-  
10 sion.”; and

11           (3) by striking “71” in subsection (e), as reded-  
12           ignated, and inserting “171”.

13 **SEC. 403. REAUTHORIZATION OF ATLANTIC TUNAS CON-**  
14 **VENTION ACT OF 1975.**

15           Section 10 of the Atlantic Tunas Convention Act of  
16 1975 (16 U.S.C. 971h) is amended—

17           (1) in subsection (a)(1), by striking  
18           “\$5,770,000 for each of fiscal years 2007 and  
19           2008” and inserting “**[\$X,XXX,XXX]** for each of  
20           fiscal years 2015 and 2016”;

21           (2) in subsection (a)(2), by striking  
22           “\$6,058,000 for each of fiscal years 2009 and  
23           2010” and inserting “**[\$X,XXX,XXX]** for each of  
24           fiscal years 2017 and 2018”;

1           (3) in subsection (a)(3), by striking  
2           “\$6,361,000 for each of fiscal years 2011 and  
3           2013” and inserting “[X,XXX,XXX] for each of  
4           fiscal years 2019, 2020, and 2021”;

5           (4) in subsection (b)(1), by striking “\$160,000”  
6           and inserting [“\$XXX,XXX”]; and

7           (5) in subsection (b)(2), by striking  
8           “\$7,500,000” and inserting [“X,XXX,XXX”].

9   **SEC. 404. REAUTHORIZATION OF SOUTH PACIFIC TUNA ACT**  
10                                   **OF 1988.**

11           Section 20(a) of the South Pacific Tuna Act of 1988  
12 (16 U.S.C. 973r(a)) is amended—

13           (1) in the text preceding paragraph (1)—

14                   (A) by striking “for fiscal years 1992,  
15                   1993, 1994, 1995, 1996, 1997, 1998, 1999,  
16                   2000, 2001, and 2002”; and

17                   (B) by striking “Act including—” and in-  
18                   serting “Act.”; and

19           (2) by striking paragraphs (1) and (2).

20   **SEC. 405. HIGH SEAS DRIFTNET FISHING MORATORIUM**  
21                                   **PROTECTION ACT.**

22           (a) **ILLEGAL, UNREPORTED, OR UNREGULATED**  
23 **FISHING DEFINED.**—Section 609(e) of the High Seas  
24 Driftnet Fishing Moratorium Protection Act (16 U.S.C.  
25 1826j(e)) is amended—

1           (1) by striking “Within 3 months after the date  
2 of enactment of the Magnuson-Stevens Fishery Con-  
3 servation and Management Reauthorization Act of  
4 2006” and inserting “Not later than 3 months after  
5 the date of enactment of the Magnuson-Stevens  
6 Fishery Conservation and Management Reauthoriza-  
7 tion Act of 2014” in paragraph (2);

8           (2) by striking “and” at the end of paragraph  
9 (3)(B);

10          (3) in paragraph (3)(C), by striking “agree-  
11 ment.” and inserting “agreement; and”;

12          (4) by adding at the end the following:

13                 “(D) to the extent possible—

14                         “(i) fishing activities conducted by  
15 foreign vessels in waters under the juris-  
16 diction of a nation without permission of  
17 that nation; and

18                         “(ii) fishing activities conducted by  
19 foreign vessels in contravention of a na-  
20 tion’s laws, including fishing activity that  
21 has not been reported or that has been  
22 misreported to the relevant national au-  
23 thority of a nation in contravention of that  
24 nation’s laws.”.

1 (b) AUTHORIZATION OF APPROPRIATIONS; ILLEGAL,  
2 UNREPORTED, OR UNREGULATED FISHING.—Section  
3 609(f) of the High Seas Driftnet Fishing Moratorium Pro-  
4 tection Act (16 U.S.C. 1826j(f)) is amended by striking  
5 “2007 through 2013” and inserting “2015 through  
6 2021”.

7 (c) AUTHORIZATION OF APPROPRIATIONS; EQUIVA-  
8 LENT CONSERVATION MEASURES.—Section 610(f) of the  
9 High Seas Driftnet Fishing Moratorium Protection Act  
10 (16 U.S.C. 1826k) is amended by striking “2007 through  
11 2013” and inserting “2015 through 2021”.

12 **SEC. 406. REAUTHORIZATION OF NORTHWEST ATLANTIC**  
13 **FISHERIES CONVENTION ACT OF 1995.**

14 Section 211 of the Northwest Atlantic Fisheries Con-  
15 vention Act of 1995 (16 U.S.C. 5610) is amended—

16 (1) by striking “\$500,000” and inserting  
17 **["\$XXX,XXX"]**; and

18 (2) by striking “2012” and inserting “2020”.

19 **TITLE V—MISCELLANEOUS**

20 **SEC. 501. TECHNICAL AMENDMENTS.**

21 (a) MAGNUSON-STEVENS FISHERY CONSERVATION  
22 AND MANAGEMENT ACT.—

23 (1) Section 202(e)(5) (16 U.S.C. 1822(e)(5)) is  
24 amended by striking “and it Annexes” and inserting  
25 “and its Annexes”.

1 (2) Section 302 (16 U.S.C. 1852) is amended—

2 (A) in subsection (a)(1)(F) by striking  
3 “Federally” and inserting “federally”;

4 (B) in subsection (b)(2)(C) by striking  
5 “subsection (k)” and inserting “subsection (j)”;

6 (C) in subsection (b)(5)(A) by striking  
7 “Federally” and inserting “federally”;

8 (D) in subsection (b)(6) by striking “para-  
9 graphs” and inserting “paragraph”;

10 (E) in subsection (h)(5) by striking “ex-  
11 cept as provided in section” and inserting “ex-  
12 cept as provided in”; and

13 (F) in subsection (i)(3)(B) by striking  
14 “subpararaph” and inserting “subparagraph”.

15 (3) Section 303 (16 U.S.C. 1853) is amended—

16 (A) in subsection (a)(5)—

17 (i) by striking “recreational,” and in-  
18 serting “recreational, and”; and

19 (ii) by striking “processors,” and in-  
20 serting “processors;”; and

21 (B) in subsection (b) by redesignating  
22 paragraph (14) as paragraph (13).

23 (4) Section 303A(e)(4)(A)(v) (16 U.S.C.  
24 1853a(e)(4)(A)(v)) is amended by striking “is” and  
25 inserting “its”.

1           (5) Section 307(1)(K) (16 U.S.C. 1857(1)(K))  
2 is amended by striking “to to steal” and inserting  
3 “to steal”.

4           (6) Section 312(b)(2)(A) (16 U.S.C. 1861a) is  
5 amended by striking “federal or state” and inserting  
6 “Federal or State”.

7           (7) Section 313 (16 U.S.C. 1862) is amended—

8               (A) in subsection (a)(2), by striking “or  
9 system” and inserting “or systems”; and

10              (B) in subsection (j)(9), by striking “sec-  
11 tion 307(l)” and inserting “section 307(1)”.

12           (8) Section 314(a)(3) (16 U.S.C. 1863(a)(3)) is  
13 amended by striking “subsection (1)” and inserting  
14 “paragraph (1)”.

15           (9) Section 316(c) (16 U.S.C. 1865(c)) is  
16 amended by striking “Interior” and inserting “the  
17 Interior”.

18           (10) Section 401(c)(5) (16 U.S.C. 1881(c)(5))  
19 is amended by striking “subsection” and inserting  
20 “section”.

21           (11) Section 406(f)(1)(A) (16 U.S.C. 1882) is  
22 amended by striking “federal, state” and inserting  
23 “Federal, State”.

24           (b) MAGNUSON-STEVENS FISHERY CONSERVATION  
25 AND MANAGEMENT REAUTHORIZATION ACT OF 2006.—

1 Section 104 of the Magnuson-Stevens Fishery Conserva-  
2 tion and Management Reauthorization Act of 2006 (120  
3 Stat. 3584; 16 U.S.C. 1854 note) is amended by striking  
4 subsection (d).

5 (c) HIGH SEAS DRIFTNET FISHING MORATORIUM  
6 PROTECTION ACT.—Section 610(a)(1)(A) of the High  
7 Seas Driftnet Fishing Moratorium Protection Act (16  
8 U.S.C. 1826k(a)(1)(A)) is amended by striking “prac-  
9 tices;” and inserting “practices—”.

10 (d) ANADROMOUS FISH CONSERVATION ACT.—Sec-  
11 tion 2 of the Anadromous Fish Conservation Act (16  
12 U.S.C. 757b) is amended in paragraph (5) by striking  
13 “Seretary” and inserting “Secretary”.

14 (e) NORTHERN PACIFIC HALIBUT ACT OF 1982.—  
15 The Northern Pacific Halibut Act of 1982 is amended—

16 (1) in section 9(a) (16 U.S.C. 773g(a)) by  
17 striking “any” and inserting “an”; and

18 (2) in section 12 (16 U.S.C. 773j)—

19 (A) by redesignating subsections (a) and  
20 (b) as paragraphs (1) and (2), respectively; and

21 (B) in paragraph (2), as redesignated, by  
22 striking “section 262(b)” and inserting “section  
23 262b”.

24 (f) GREAT LAKES FISHERY ACT OF 1956.—The  
25 Great Lakes Fishery Act of 1956 is amended—

1           (1) in section 3(a)(1)(B) (16 U.S.C.  
2           932(a)(1)(B)) by inserting “a” after “official of”;  
3           and

4           (2) in section 8 (16 U.S.C. 937) by striking  
5           “these provisions of title 28, U. S. C.,” and insert-  
6           ing “those provisions of title 28, United States  
7           Code,”.

8           (g) SOUTH PACIFIC TUNA ACT OF 1988.—Section  
9           9(h) of the South Pacific Tuna Act of 1988 (16 U.S.C.  
10          973g(h)) is amended—

11           (1) in paragraph (3), by striking “(16 U.S.C.  
12          1374(h)(2) and 1416(a))—” and inserting “(16  
13          U.S.C. 1374(h)(2) and 1416(a));”; and

14           (2) in the matter following paragraph (3), by  
15          striking “treaty” and inserting “Treaty”.

16           (h) ANTARCTIC MARINE LIVING RESOURCES CON-  
17          VENTION ACT OF 1984.—Section 303(1) of the Antarctic  
18          Marine Living Resources Act of 1984 (16 U.S.C. 2432(1))  
19          is amended by striking “60 degrees south; 50 degrees  
20          west” and inserting “60 degrees south, 50 degrees west”.

21           (i) PACIFIC SALMON TREATY ACT OF 1985.—The  
22          Pacific Salmon Treaty Act of 1985 (16 U.S.C. 3631 et  
23          seq.) is amended—



1           (1) in section 3(a) (16 U.S.C. 3632(a)), by  
2           striking “States of Oregon, or Washington” and in-  
3           serting “State of Oregon or Washington”; and

4           (2) in section 3(h)(2) (16 U.S.C. 3632(h)(2))  
5           by inserting a period after “under subsection (a)”.

6           (j) NORTH PACIFIC ANADROMOUS STOCKS ACT OF  
7 1992.—The North Pacific Anadromous Stocks Act of  
8 1992 (16 U.S.C. 5001 et seq.) is amended—

9           (1) in section 803(6) (16 U.S.C. 5002(6)) by  
10          striking “North Latitude” and inserting “north lati-  
11          tude”; and

12          (2) in section 809(d)(1)(B) (16 U.S.C.  
13          5008(d)(1)(B)), by striking “If any” and inserting  
14          “if any”.

15          (k) NORTHWEST ATLANTIC FISHERIES CONVENTION  
16 ACT OF 1995.—Section 210(5) of the Northwest Atlantic  
17 Fisheries Convention Act of 1995 (16 U.S.C. 5609(5)) is  
18 amended by striking “Article” and inserting “Articles”.

19          (l) YUKON RIVER SALMON ACT OF 1995.—The  
20 Yukon River Salmon Act of 1995 (16 U.S.C. 5701 et seq.)  
21 is amended.—

22          (1) in section 704(c) (16 U.S.C. 5703(c)), by  
23          striking “subsections (b)(1) and (3)” and inserting  
24          “paragraphs (1) or (3) of subsection (b)”;

1           (2) in section 709(c) (16 U.S.C. 5708(e)), by  
2           striking “chapter 71” and inserting “chapter 171”;  
3           and

4           (3) in section 710(2) (16 U.S.C. 5709(2)), by  
5           striking “section 262(b)” and inserting “section  
6           262b”.

7           (m) YUKON RIVER SALMON ACT OF 2000.—Section  
8           206(e) of the Yukon River Salmon Act of 2000 (16 U.S.C.  
9           5725(e)) is amended by striking “chapter 71” and insert-  
10          ing “chapter 171”.

11          (n) WESTERN AND CENTRAL PACIFIC FISHERIES  
12          CONVENTION IMPLEMENTATION ACT.—The Western and  
13          Central Pacific Fisheries Convention Implementation Act  
14          (16 U.S.C. 6901 et seq.) is amended.—

15                 (1) in section 502(8) (16 U.S.C. 6901(8)), by  
16                 striking “Convention Area” and inserting “conven-  
17                 tion area”;

18                 (2) in section 503 (16 U.S.C. 6902)—

19                         (A) by striking “fashion.” in section  
20                         (d)(1)(C) and inserting “fashion,”; and

21                         (B) by redesignating subsection (f) as sub-  
22                         section (e);

23                 (3) in section 507(a)(7) (16 U.S.C.  
24                 6906(a)(7)), by striking “chapter” and inserting  
25                 “act”;

1 (4) in section 508 (16 U.S.C. 6907)—

2 (A) in subsection (a), by striking “United  
3 States government” and inserting “United  
4 States Government”;

5 (B) in subsection (e)(1)((B)(i)), by striking  
6 “that” and inserting “than”;

7 (C) by striking “(e) APPLICATION OF REG-  
8 ULATIONS—” and inserting “(e) APPLICATION  
9 OF REGULATIONS.—”; and

10 (D) in subsection (e)(3), by striking “pur-  
11 suant” and inserting “under”.

12 (o) PACIFIC WHITING ACT OF 2006.—Section  
13 608(c)(4) of the Pacific Whiting Act of 2006 (16 U.S.C.  
14 7007(c)(4)) is amended by striking “United State’s” and  
15 inserting “United States”.

16 **SEC. 502. PACIFIC INSULAR AREAS; MARINE CONSERVA-**  
17 **TION PLANS.**

18 Section 204(e)(4)(A) (16 U.S.C. 1824(e)(4)(A)) is  
19 amended—

20 (1) in clause (i), by inserting “, in consultation  
21 with the Western Pacific Council,” after “Sec-  
22 retary”;

23 (2) in clause (iii), by striking “coastal studies;”  
24 and inserting “coastal studies; and”;

25 (3) by striking clause (iv); and

1 (4) by redesignating clause (v) as clause (iv).

2 **SEC. 503. GULF OF MEXICO RED SNAPPER CATCH LIMITS;**

3 **REPEAL.**

4 Section 407 (16 U.S.C. 1883) is amended by striking  
5 subsection (d).