

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 1335  
OFFERED BY MRS. DINGELL OF MICHIGAN**

Beginning at page 14, strike line 15 and all that follows through page 16, line 3 and insert closing quotation marks and a following period.



**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 1335  
OFFERED BY MR. FARR OF CALIFORNIA**

Page 26, line 19, after “enhancing national security” insert “, restoring fishery habitat,”.



**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 1335  
OFFERED BY MR. KEATING OF MASSACHUSETTS**

Page 28, line 7, strike “and”.

Page 28, line 11, strike the period and insert “;  
and”.

Page 28, after line 11, insert the following:

1           “(C) fishery research and independent  
2           stock assessments, conservation gear engineer-  
3           ing, at-sea and shoreside monitoring, fishery  
4           impact statements, and other priorities estab-  
5           lished by the Council as necessary to rebuild or  
6           maintain sustainable fisheries, ensure healthy  
7           ecosystems, and maintain fishing commu-  
8           nities.”.



**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 1335  
OFFERED BY MR. LOWENTHAL OF CALIFORNIA**

At the end of section 13 (page 34, after line 22),  
add the following:

1           (h) PROCESS FOR DECOMMISSIONING OIL AND GAS  
2 PLATFORMS AND DRILLING RIGS.—The National Ocean  
3 Council, operating under Executive Order 13547, shall  
4 convene a meeting of representatives of the National Oce-  
5 anic and Atmospheric Administration, the Bureau of Safe-  
6 ty and Environmental Enforcement, the States rep-  
7 resented on the Gulf of Mexico Fishery Management  
8 Council, and stakeholders, to develop a process for decom-  
9 missioning oil and gas platforms and drilling rigs that  
10 eliminates harm to the Gulf of Mexico red snapper stock  
11 of fish and enhances conservation of habitat of such stock.



**EN BLOC AMENDMENT THE RULES COMMITTEE**  
**PRINT FOR H.R. 1335**  
**OFFERED BY MR. YOUNG OF ALASKA**

Page 46, strike lines 5 through 9 and insert the following:

1       “(4) The Secretary shall, to the extent practicable,  
2 when hiring individuals to collect information regarding  
3 marine recreational fishing under this subsection, give  
4 preference to students studying fisheries conservation and  
5 management, water resource issues, or other relevant sub-  
6 jects at an institution of higher education in the United  
7 States.”.

Page 46, beginning at line 19, strike “Regional Fishery” and all that follows through line 22 and insert “the South Atlantic Fishery Management Council and Gulf of Mexico Fishery Management Council on criteria that”.

Page 47, after line 22, insert the following:

8 **SEC. \_\_\_\_ . REQUIREMENTS FOR LIMITED ACCESS PRIVI-**  
9 **LEGES.**

10       Section 3303A(c)(1)(G) (16 U.S.C. 1853a(c)(1)(G))  
11 is amended to read as follows:

1 “(G) include provisions for a formal and  
2 detailed review 5 years after the implementation  
3 of the program, and thereafter the regular mon-  
4 itoring and review by the Council and the Sec-  
5 retary of the operations and impacts of the pro-  
6 gram, to coincide with scheduled Council review  
7 of the relevant fishery management plan (but  
8 no less frequently than once every 7 years) in-  
9 cluding—

10 “(i) determining progress in meeting  
11 the goals of the program and this Act;

12 “(ii) delineating the positive and nega-  
13 tive economic effects of the program on  
14 fishermen and processors who are part of  
15 the program and the coastal communities  
16 in which they reside; and

17 “(iii) any necessary modification of  
18 the program to meet those goals, including  
19 a formal schedule for action to be taken  
20 within 2 years;”.

21 **SEC. \_\_\_\_ . HEALTHY FISHERIES THROUGH BETTER**  
22 **SCIENCE.**

23 (a) DEFINITION OF STOCK ASSESSMENT.—Section 3  
24 (16 U.S.C. 1802), as amended by section 23(a) of this  
25 Act, is further amended by redesignating the paragraphs

1 after paragraph (42) in order as paragraphs (44) through  
2 (53), and by inserting after paragraph (42) the following:

3 “(43) The term ‘stock assessment’ means an  
4 evaluation of the past, present, and future status of  
5 a stock of fish, that includes—

6 “(A) a range of life history characteristics  
7 for such stock, including—

8 “(i) the geographical boundaries of  
9 such stock; and

10 “(ii) information on age, growth, nat-  
11 ural mortality, sexual maturity and repro-  
12 duction, feeding habits, and habitat pref-  
13 erences of such stock; and

14 “(B) fishing for the stock.”.

15 (b) STOCK ASSESSMENT PLAN.—

16 (1) IN GENERAL.—Section 404 (16 U.S.C.  
17 1881c), as amended by section 10(d) of this Act, is  
18 further amended by adding at the end the following:

19 “(f) STOCK ASSESSMENT PLAN.—

20 “(1) IN GENERAL.—The Secretary shall develop  
21 and publish in the Federal Register, on the same  
22 schedule as required for the strategic plan required  
23 under subsection (b) of this section, a plan to con-  
24 duct stock assessments for all stocks of fish for

1       which a fishery management plan is in effect under  
2       this Act.

3               “(2) CONTENTS.—The plan shall—

4                       “(A) for each stock of fish for which a  
5                       stock assessment has previously been con-  
6                       ducted—

7                               “(i) establish a schedule for updating  
8                               the stock assessment that is reasonable  
9                               given the biology and characteristics of the  
10                              stock; and

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

15                                       “(I) every 5 years; or

16                                      “(II) within such other time pe-  
17                                      riod specified and justified by the Sec-  
18                                      retary in the plan;

19                       “(B) for each stock of fish for which a  
20                       stock assessment has not previously been con-  
21                       ducted—

22                               “(i) establish a schedule for con-  
23                               ducting an initial stock assessment that is  
24                               reasonable given the biology and character-  
25                               istics of the stock; and



1           “(ii) subject to the availability of ap-  
2           propriations, require completion of the ini-  
3           tial stock assessment within 3 years after  
4           the plan is published in the Federal Reg-  
5           ister unless another time period is specified  
6           and justified by the Secretary in the plan;  
7           and

8           “(C) identify data and analysis, especially  
9           concerning recreational fishing, that, if avail-  
10          able, would reduce uncertainty in and improve  
11          the accuracy of future stock assessments, in-  
12          cluding whether such data and analysis could  
13          be provided by fishermen, fishing communities,  
14          universities, and research institutions.

15          “(3) WAIVER OF STOCK ASSESSMENT REQUIRE-  
16          MENT.—Notwithstanding subparagraphs (A)(ii) and  
17          (B)(ii), a stock assessment is not required for a  
18          stock of fish in the plan if the Secretary determines  
19          that such a stock assessment is not necessary and  
20          justifies such determination in the Federal Register  
21          notice required by this subsection.”.

22          (2) DEADLINE.—Notwithstanding paragraph  
23          (1) of section 404(f) of the Magnuson-Stevens Fish-  
24          ery Conservation and Management Act, as amended  
25          by this section, the Secretary of Commerce shall

1 issue the first stock assessment plan under such sec-  
2 tion by not later than 2 years after the date of en-  
3 actment of this Act.

4 (c) IMPROVING SCIENCE.—

5 (1) INCORPORATION OF INFORMATION FROM  
6 WIDE VARIETY OF SOURCES.—Section 2(a)(8) of the  
7 Magnuson-Stevens Fishery Conservation and Man-  
8 agement Act (16 U.S.C. 1801) is amended by add-  
9 ing at the end the following: “Fisheries management  
10 is most effective when it incorporates information  
11 provided by governmental and nongovernmental  
12 sources, including State and Federal agency staff,  
13 fishermen, fishing communities, universities, and re-  
14 search institutions. As appropriate, such information  
15 should be considered the best scientific information  
16 available and form the basis of conservation and  
17 management measures as required by this Act.”.

18 (2) IMPROVING DATA COLLECTION AND ANAL-  
19 YSIS.—Section 404 (16 U.S.C. 1881c), as amended  
20 by this section, is further amended by adding at the  
21 end the following:

22 “(g) IMPROVING DATA COLLECTION AND ANAL-  
23 YSIS.—

24 “(1) IN GENERAL.—The Secretary, in consulta-  
25 tion with the Councils acting in reliance on their

1 science and statistical committees established under  
2 section 302(g), shall develop and publish in the Fed-  
3 eral Register guidelines that will facilitate greater  
4 incorporation of data, analysis, and stock assess-  
5 ments from nongovernmental sources, including fish-  
6 ermen, fishing communities, universities, and re-  
7 search institutions, into fisheries management deci-  
8 sions.

9 “(2) CONTENT.—The guidelines shall—

10 “(A) identify types of data and analysis,  
11 especially concerning recreational fishing, that  
12 can be reliably used as the basis for estab-  
13 lishing conservation and management measures  
14 as required by section 303(a)(1), including set-  
15 ting standards for the collection and use of  
16 such data and analysis in stock assessments  
17 and for other purposes; and

18 “(B) provide specific guidance for col-  
19 lecting data and performing analyses identified  
20 as necessary to reduce the uncertainty referred  
21 to in section 404(f)(2)(C).

22 “(3) ACCEPTANCE AND USE OF DATA AND  
23 ANALYSES.—The Secretary and Regional Fishery  
24 Management Councils shall—

1           “(A) use all data and analyses that meet  
2           the guidelines published under paragraph (1) as  
3           the best scientific information available for pur-  
4           poses of this Act in fisheries management deci-  
5           sions, unless otherwise determined by the  
6           science and statistical committee of the Coun-  
7           cils established pursuant to section 302(g) of  
8           the Act; and

9           “(B) explain in the Federal Register notice  
10          announcing the fishery management decision  
11          how such data and analyses have been used to  
12          establish conservation and management meas-  
13          ures.”.

14          (3) DEADLINE.—The Secretary of Commerce  
15          shall develop and publish guidelines under the  
16          amendment made by paragraph (2) by not later  
17          than 1 year after the date of enactment of this Act.

18          (d) COST REDUCTION REPORT.—Within 1 year after  
19          the date of enactment of this Act, the Secretary of Com-  
20          merce, in consultation with the Regional Fishery Manage-  
21          ment Councils, shall submit a report to Congress that,  
22          with respect to each fishery governed by a fishery manage-  
23          ment plan in effect under the Magnuson-Stevens Fishery  
24          Conservation and Management Act (16 U.S.C. 1801 et  
25          seq.)—

1           (1) identifies the goals of the applicable pro-  
2           grams governing monitoring and enforcement of  
3           fishing that is subject to such plan;

4           (2) identifies methods to accomplish those  
5           goals, including human observers, electronic moni-  
6           toring, and vessel monitoring systems;

7           (3) certifies which such methods are most cost-  
8           effective for fishing that is subject to such plan; and

9           (4) explains why such most-cost-effective meth-  
10          ods are not required, if applicable.



**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 1335  
OFFERED BY MR. GRAVES OF LOUISIANA**

Add at the end the following:

1 **SEC. 29. TRANSFER TO STATES OF MANAGEMENT OF RED**  
2 **SNAPPER FISHERIES IN THE GULF OF MEX-**  
3 **ICO.**

4 (a) IN GENERAL.—The Magnuson-Stevens Fishery  
5 Conservation and Management Act (16 U.S.C. 1801 et  
6 seq.) is amended by adding at the end the following:

7 **“TITLE V—TRANSFER TO STATES**  
8 **OF MANAGEMENT OF RED**  
9 **SNAPPER FISHERIES IN THE**  
10 **GULF OF MEXICO**

11 **“SEC. 501. SHORT TITLE.**

12 “This title may be cited as the ‘Gulf States Red  
13 Snapper Management Authority Act’.

14 **“SEC. 502. DEFINITIONS.**

15 “In this title:

16 “(1) COASTAL WATERS.—The term ‘coastal  
17 waters’ means all waters of the Gulf of Mexico—

1           “(A) shoreward of the baseline from which  
2           the territorial sea of the United States is meas-  
3           ured; and

4           “(B) seaward from the baseline described  
5           in subparagraph (A) to the outer boundary of  
6           the exclusive economic zone.

7           “(2) GULF COASTAL STATES.—The term ‘Gulf  
8           coastal State’ means each of the following States:

9           “(A) Alabama.

10          “(B) Florida.

11          “(C) Louisiana.

12          “(D) Mississippi.

13          “(E) Texas.

14          “(3) GULF OF MEXICO FISHERY MANAGEMENT  
15          COUNCIL.—The term ‘Gulf of Mexico Fishery Man-  
16          agement Council’ means the Gulf of Mexico Fishery  
17          Management Council established under section  
18          302(a).

19          “(4) GULF OF MEXICO RED SNAPPER.—The  
20          term ‘Gulf of Mexico red snapper’ means members  
21          of stocks or populations of the species *Lutjanus*  
22          *campechanus*, which ordinarily are found within the  
23          waters of the exclusive economic zone and adjacent  
24          territorial waters of the Gulf of Mexico.

1           “(5) GULF STATES RED SNAPPER MANAGE-  
2           MENT AUTHORITY.—The term ‘Gulf States Red  
3           Snapper Management Authority’ and ‘GSR SMA’,  
4           means the Gulf States Red Snapper Management  
5           Authority established under section 503(a).

6           “(6) RED SNAPPER FISHERY MANAGEMENT  
7           PLAN.—The term ‘red snapper fishery management  
8           plan’ means a plan created by one or more Gulf  
9           coastal States to manage Gulf of Mexico red snapper  
10          in the coastal waters adjacent to such State or  
11          States, respectively.

12          “(7) REEF FISH FEDERAL FISHERY MANAGE-  
13          MENT PLAN.—The term ‘Reef Fish Federal fishery  
14          management plan’” means the Fishery Management  
15          Plan for the Reef Fish Resources of the Gulf of  
16          Mexico, as amended, prepared by the Gulf of Mexico  
17          Fishery Management Council pursuant to title III  
18          and implemented under part 622 of title 50, Code  
19          of Federal Regulations (or similar successor regula-  
20          tion).

21          “(8) STATE TERRITORIAL WATERS.—The term  
22          ‘State territorial waters’, with respect to a Gulf  
23          coastal State, means the waters adjacent to such  
24          State seaward to the line three marine leagues sea-



1       ward from the baseline from which of the territorial  
2       sea of the United States is measured.

3       **“SEC. 503. MANAGEMENT OF GULF OF MEXICO RED SNAP-**  
4                                   **PER.**

5       “(a) GULF STATES RED SNAPPER MANAGEMENT  
6       AUTHORITY.—

7               “(1) REQUIREMENT TO ESTABLISH.—Not later  
8       than 60 days after the date of the enactment of this  
9       title, the Secretary shall establish a Gulf States Red  
10       Snapper Management Authority that consists of the  
11       principal fisheries manager of each of the Gulf  
12       coastal States.

13              “(2) DUTIES.—The duties of the GSRSMA are  
14       as follows:

15                   “(A) To review and approve red snapper  
16       fishery management plans, as set out in the  
17       Act.

18                   “(B) To provide standards for each Gulf  
19       coastal State to use in developing fishery man-  
20       agement measures to sustainably manage Gulf  
21       of Mexico red snapper in the coastal waters ad-  
22       jacent to such State.

23                   “(C) To the maximum extent practicable,  
24       make scientific data, stock assessments and  
25       other scientific information upon which fishery

1 management plans are based available to the  
2 public for inspection prior to meetings described  
3 in paragraph (c)(2).

4 “(b) REQUIREMENT FOR PLANS.—

5 “(1) DEADLINE FOR SUBMISSION OF PLANS.—

6 The GSRSMA shall establish a deadline for each  
7 Gulf coastal State to submit to the GSRSMA a red  
8 snapper fishery management plan for such State.

9 “(2) CONSISTENCY WITH FEDERAL FISHERY  
10 MANAGEMENT PLANS.—To the extent practicable,  
11 the Gulf Coastal States fishery management plans  
12 shall be consistent with the requirements in section  
13 303(a) of the Fishery Conservation and Manage-  
14 ment Act of 1976 (16 U.S.C. 1853(a)).

15 “(c) REVIEW AND APPROVAL OF PLANS.—

16 “(1) IN GENERAL.—Not later than 1 year after  
17 the date of the enactment of this title and not more  
18 than 60 days after one or more Gulf coastal States  
19 submits a red snapper fishery management plan and  
20 annually thereafter, the GSRSMA shall review and  
21 approve by majority vote the red snapper fishery  
22 management plan if such plan meets the require-  
23 ments of this title.

24 “(2) PUBLIC PARTICIPATION.—Prior to approv-  
25 ing a red snapper fishery management plan sub-

1 mitted by one or more Gulf coastal States, the  
2 GSRMSA shall provide an adequate opportunity for  
3 public participation, including—

4 “(A) at least 1 public hearing held in each  
5 respective Gulf coastal State; and

6 “(B) procedures for submitting written  
7 comments to GSRMSA on the fishery manage-  
8 ment plan.

9 “(3) PLAN REQUIREMENTS.—A red snapper  
10 fishery management plan submitted by one or more  
11 Gulf coastal States shall—

12 “(A) contain standards and procedures for  
13 the long-term sustainability of Gulf of Mexico  
14 red snapper based on the best available science;

15 “(B) comply with the standards described  
16 in subsection (a)(2)(B); and

17 “(C) determine quotas for the red snapper  
18 fishery in the coastal waters adjacent to such  
19 Gulf coastal State or States, respectively, based  
20 on stock assessments, and—

21 “(i) any recommendation by the  
22 GSRMSA to reduce quota apportioned to  
23 the commercial sector by more than 10  
24 percent shall be reviewed and approved by  
25 the Gulf Fishery Management Council;

1           “(ii) during the 3-year period begin-  
2           ning on the date of enactment of this title  
3           and consistent with subsection (d), the  
4           GSR SMA shall not determine a quota ap-  
5           portioned to the commercial sector; and

6           “(iii) nothing in this Act shall be con-  
7           strued to change the individual quota  
8           shares currently in place in the commercial  
9           sector of the Gulf of Mexico red snapper  
10          fishery

11          “(4) REVIEW AND APPROVAL.—Not later than  
12          60 days after the date the GSR SMA receives a red  
13          snapper fishery management plan from one or more  
14          Gulf coastal State or States, the GSR SMA shall re-  
15          view and approve such plan if such plan satisfies the  
16          requirements of subsection (b).

17          “(d) CONTINUED MANAGEMENT BY THE SEC-  
18          RETARY.—During the 3-year period beginning on the date  
19          of the enactment of this title, the Secretary, in coordina-  
20          tion with the Gulf of Mexico Fishery Management Council,  
21          shall continue to manage the commercial sector of the Gulf  
22          of Mexico red snapper fishery.

23          “(e) REPORTING REQUIREMENTS.—

24                  “(1) REPORTS BY GULF COASTAL STATES.—  
25          Each Gulf coastal State shall submit to the

1 GSRMSMA an annual report on the status of the Gulf  
2 of Mexico red snapper fishery in coastal waters adja-  
3 cent to such State.

4 “(2) REPORT BY THE GSRMSMA.—Not less often  
5 than once every 5 years, the GSRMSMA shall use the  
6 information submitted in the annual reports re-  
7 quired by paragraph (1) to prepare and submit to  
8 the Secretary a report on the status of the Gulf of  
9 Mexico red snapper fishery.

10 “(3) ANNUAL REPORT BY NATIONAL OCEANIC  
11 AND ATMOSPHERIC ADMINISTRATION.—The Admin-  
12 istrator of the National Oceanic and Atmospheric  
13 Administration shall submit to Congress an annual  
14 report on the implementation of this title.

15 **“SEC. 504. STATE IMPLEMENTATION OF THE RED SNAPPER**  
16 **FISHERY MANAGEMENT PLANS.**

17 “(a) ALLOCATION OF MANAGEMENT TO THE GULF  
18 STATES.—

19 “(1) CERTIFICATION OF APPROVED PLANS.—  
20 The GSRMSMA shall certify to the Secretary that a  
21 red snapper fishery management plan is approved  
22 under section 503 for each of the Gulf coastal  
23 States.

1           “(2) TRANSFER OF MANAGEMENT.—Upon re-  
2 receipt of the certification described in paragraph (1)  
3 and subject to section 503 (d), the Secretary shall—

4           “(A) publish a notice in the Federal Reg-  
5 ister revoking the regulations and portions of  
6 the Reef Fish Federal fishery management plan  
7 that are in conflict with any red snapper fishery  
8 management plan approved by the GSR SMA;  
9 and

10           “(B) transfer management of Gulf of Mex-  
11 ico red snapper to the GSR SMA.

12           “(b) IMPLEMENTATION.—

13           “(1) IN GENERAL.—Upon the transfer of man-  
14 agement described in subsection (a)(2)(B) and sub-  
15 ject to section 503 (d), each Gulf coastal State shall  
16 implement and enforce the red snapper fishery man-  
17 agement plans approved under section 503 for the  
18 Gulf of Mexico red snapper fishery in the coastal  
19 waters adjacent to each Gulf coastal State.

20           “(2) FAILURE TO TRANSFER MANAGEMENT.—If  
21 the certification described in subsection (a)(1) is not  
22 made the transfer of management described in sub-  
23 section (a)(2)(B) may not be accomplished and the  
24 Secretary shall remain responsible for management  
25 of the Gulf of Mexico red snapper.

1 **“SEC. 505. OVERSIGHT OF GULF OF MEXICO RED SNAPPER**  
2 **MANAGEMENT.**

3 “(a) IMPLEMENTATION AND ENFORCEMENT OF  
4 FISHERY MANAGEMENT PLANS.—Not later than Decem-  
5 ber 1 of the year following the transfer of management  
6 described in section 504(a)(2), and at any other time the  
7 GSRMSA considers appropriate after that date, the  
8 GSRMSA shall determine if—

9 “(1) each Gulf coastal State has fully adopted  
10 and implemented the red snapper fishery manage-  
11 ment plan approved under section 503 for such  
12 State;

13 “(2) each such plan continues to be in compli-  
14 ance with the standards for sustainability provided  
15 by the GSRMSA pursuant to section 503(a)(2); and

16 “(3) the enforcement of the plan by each Gulf  
17 coastal State is satisfactory to maintain the long-  
18 term sustainability and abundance of Gulf of Mexico  
19 red snapper.

20 “(b) OVERFISHING AND REBUILDING PLANS.—

21 “(1) CERTIFICATION.—If the Gulf of Mexico  
22 red snapper in the coastal waters adjacent to a Gulf  
23 coastal State is experiencing overfishing or is subject  
24 to a rebuilding plan, such Gulf coastal State shall  
25 submit a certification to the GSRMSA showing that  
26 such State—

1           “(A) has implemented the necessary meas-  
2           ures to end overfishing or rebuild the fishery;  
3           and

4           “(B) in consultation with the National  
5           Oceanic and Atmospheric Administration, has  
6           implemented a program to provide for data col-  
7           lection adequate to monitor the harvest of Gulf  
8           of Mexico red snapper by such State.

9           “(2) NOTIFICATION TO SECRETARY.—If, after  
10          such time as determined by the GSR SMA, a Gulf  
11          coastal State that submitted a certification under  
12          paragraph (1) has not implemented the measures  
13          and requirements described in subparagraphs (A)  
14          and (B) of such paragraph, the GSR SMA shall vote  
15          on whether to notify the Secretary of a recommenda-  
16          tion of closure of the red snapper fishery in the  
17          waters adjacent to the State territorial waters of the  
18          Gulf coastal State.

19          “(c) CLOSURE OF THE GULF OF MEXICO RED SNAP-  
20          PER FISHERY.—

21          “(1) CONDITIONS FOR CLOSURE.—Not later  
22          than 60 days after the receipt of a notice under sub-  
23          section (b)(2) for a Gulf coastal State, the Secretary  
24          may declare a closure of the Gulf of Mexico red



1 snapper fishery within the waters adjacent to the  
2 State territorial waters of the Gulf coastal State.

3 “(2) CONSIDERATIONS.—Prior to making a  
4 declaration under paragraph (2), the Secretary shall  
5 consider the comments of such Gulf coastal State  
6 and the GSRSMA.

7 “(3) ACTIONS PROHIBITED DURING CLO-  
8 SURE.—During a closure of the Gulf of Mexico red  
9 snapper fishery under paragraph (1), it is unlawful  
10 for any person—

11 “(A) to engage in fishing for Gulf of Mex-  
12 ico red snapper within the waters adjacent to  
13 the State territorial waters of the Gulf coastal  
14 State covered by the closure;

15 “(B) to land, or attempt to land, the Gulf  
16 of Mexico red snapper in the area of the clo-  
17 sure; or

18 “(C) to fail to return to the water any Gulf  
19 of Mexico red snapper caught in the area of the  
20 closure that are incidental to commercial har-  
21 vest or in the recreational fisheries.

22 “(4) CONSTRUCTION.—Nothing in this sub-  
23 section shall be construed to allow the Secretary to  
24 close the red snapper fishery in the State territorial  
25 waters of a Gulf coastal State.

1 **“SEC. 506. GULF STATES MARINE FISHERIES COMMISSION.**

2       “(a) FUNDING TO THE GULF STATES MARINE FISH-  
3 ERIES COMMISSION.—The Secretary shall provide all Fed-  
4 eral funding to the Gulf States Marine Fisheries Commis-  
5 sion for all necessary stock assessments, research, and  
6 management for the red snapper fishery.

7       “(b) FUNDING TO THE GULF COASTAL STATES.—  
8 The Gulf States Marine Fisheries Commission shall be re-  
9 sponsible for administering the Federal funds referred to  
10 in paragraph (1) to each of the Gulf coastal States for  
11 proper management of the red snapper fishery.

12       “(c) NO ADDITIONAL APPROPRIATIONS AUTHOR-  
13 IZED.—Nothing in this section may be construed to in-  
14 crease the amount of Federal funds authorized to be ap-  
15 propriated for Gulf of Mexico red snapper fishery manage-  
16 ment.

17 **“SEC. 507. NO EFFECT ON MANAGEMENT OF SHRIMP FISH-**  
18 **ERIES IN FEDERAL WATERS.**

19       “(a) BYCATCH REDUCTION DEVICES.—Nothing in  
20 this title may be construed to effect any requirement re-  
21 lated to the use of Gulf of Mexico red snapper bycatch  
22 reduction devices in the course of shrimp trawl fishing ac-  
23 tivity.

24       “(b) BYCATCH OF RED SNAPPER.—Nothing in this  
25 title shall be construed to apply to or affect in any manner  
26 the Federal management of commercial shrimp fisheries

1 in the Gulf of Mexico as in effect on the date of the enact-  
2 ment of this section, including any incidental catch of red  
3 snapper”.

4 (b) CONFORMING AMENDMENTS.—

5 (1) DATA COLLECTION.—Section 401(g)(3)(C)  
6 of the Magnuson-Stevens Fishery Conservation and  
7 Management Act (16 U.S.C. 1881(g)(3)(G)) is  
8 amended by striking “and” after the semicolon at  
9 the end of clause (iv), by striking the period at the  
10 end of clause (v) and inserting “; and”, and by add-  
11 ing at the end the following:

12 “(vi) in the case of each fishery in the  
13 Gulf of Mexico, taking into consideration  
14 all data collection activities related to fish-  
15 ery effort that are undertaken by the ma-  
16 rine resources division of each relevant  
17 State of the Gulf of Mexico Fishery Man-  
18 agement Council.”.

19 (2) GULF STATE TERRITORIAL WATERS.—Sec-  
20 tion 306(b) of the Magnuson-Stevens Fishery Con-  
21 servation and Management Act (16 U.S.C. 1856(b))  
22 is amended by adding at the end the following:

23 “(4) Notwithstanding section 3(11) and sub-  
24 section (a) of this section, for purposes of managing  
25 fisheries in the Gulf of Mexico, the seaward bound-

1       ary of a coastal State in the Gulf of Mexico is a line  
2       three marine leagues seaward from the baseline from  
3       which the territorial sea of the United States is  
4       measured.”.

5       (c) CLERICAL AMENDMENT.—The table of contents  
6       in the first section of such Act is amended by adding at  
7       the end the following:

“TITLE V—TRANSFER TO STATES OF MANAGEMENT OF RED  
SNAPPER FISHERIES IN THE GULF OF MEXICO

- “Sec. 501. Short title.
- “Sec. 502. Definitions.
- “Sec. 503. Management of Gulf of Mexico red snapper.
- “Sec. 504. State implementation of the red snapper fishery management plans.
- “Sec. 505. Oversight of Gulf of Mexico red snapper management.
- “Sec. 506. Gulf States Marine Fisheries Commission.
- “Sec. 507. No effect on management of shrimp fisheries in Federal waters.”.



**AMENDMENT TO THE RULES COMMITTEE PRINT**  
**FOR H.R. 1335**  
**OFFERED BY MR. WITTMAN OF VIRGINIA**

At the end of the bill, add the following:

1 **SEC. 29. AUTHORITY TO USE ALTERNATIVE FISHERY MAN-**  
2 **AGEMENT MEASURES.**

3 Section 302(h) (16 U.S.C. 1852(h)) is amended—

4 (1) by redesignating paragraph (8) as para-  
5 graph (9); and

6 (2) by inserting after paragraph (7), the fol-  
7 lowing:

8 “(8) have the authority to use alternative fish-  
9 ery management measures in a recreational fishery  
10 (or the recreational component of a mixed-use fish-  
11 ery), including extraction rates, fishing mortality  
12 targets, and harvest control rules, in developing a  
13 fishery management plan, plan amendment, or pro-  
14 posed regulations.”.



**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO THE RULES COMMITTEE PRINT FOR H.R. 1335  
OFFERED BY MR. HUFFMAN OF CALIFORNIA**

Strike all and insert the following:

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Fishing Economy Im-  
3 provement Act”.

4 **SEC. 2. REFERENCES.**

5       Except as otherwise specifically provided, whenever in  
6 this Act an amendment or repeal is expressed in terms  
7 of an amendment to, or repeal of, a provision, the ref-  
8 erence shall be considered to be made to a provision of  
9 the Magnuson-Stevens Fishery Conservation and Manage-  
10 ment Act (16 U.S.C. 1801 et seq.).

11 **SEC. 3. AMENDMENTS TO DEFINITIONS.**

12       Section 3 (16 U.S.C. 1802) is amended—

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

15           “(1a) The term ‘artisanal fishing’ means sub-  
16 sistence or small scale traditional fishing involving  
17 fishing households (as opposed to commercial com-  
18 panies)—

1           “(A) using a relatively small amount of  
2           capital and energy and relatively small fishing  
3           vessels (if any);

4           “(B) making short fishing trips, close to  
5           shore; and

6           “(C) mainly for local consumption.”;

7           (2) by inserting after paragraph (27) the fol-  
8           lowing:

9           “(27a) The term ‘marine aquaculture’ means  
10          the propagation and rearing of aquatic species in  
11          controlled or selected environments in the exclusive  
12          economic zone.”; and

13          (3) in paragraph (16), by adding at the end the  
14          following: “Such term does not include marine aqua-  
15          culture.”.

16 **SEC. 4. TRANSPARENCY AND PUBLIC PROCESS.**

17          (a) **ADVICE.**—Section 302(g)(1)(B) (16 U.S.C.  
18 1852(g)(1)(B)) is amended by adding at the end the fol-  
19 lowing: “Each scientific and statistical committee shall de-  
20 velop such advice in a transparent manner and allow for  
21 public involvement in the process.”.

22          (b) **MEETINGS.**—Section 302(i)(2) (16 U.S.C.  
23 1852(i)(2)) is amended by adding at the end the following:

24                   “(G) Each Council shall make available on  
25                   the Internet website of the Council—

1           “(i) to the extent practicable, a Web  
2           cast or a live audio or video broadcast of  
3           each meeting of the Council, and of the  
4           Council Coordination Committee estab-  
5           lished under subsection (l), that is not  
6           closed in accordance with paragraph (3);  
7           and

8           “(ii) an audio or video recording (if  
9           the meeting was in person or by video con-  
10          ference), or a searchable audio recording  
11          or written transcript, of each meeting of  
12          the Council and of the meetings of commit-  
13          tees referred to in section 302(g)(1)(B) of  
14          the Council, by not later than 30 days  
15          after the conclusion of the meeting.

16          “(H) The Secretary shall maintain and  
17          make available to the public an archive of  
18          Council and scientific and statistical committee  
19          meeting audios, videos, and transcripts made  
20          available under clauses (i) and (ii) subpara-  
21          graph (G).”.



1 **SEC. 5. INCLUSION OF ARTISANAL FISHING SECTORS IN**  
2 **FISHERY MANAGEMENT PLANS.**

3 Section 303(a)(13) (16 U.S.C. 1853(a)(13)) is  
4 amended by inserting “artisanal,” after “include a de-  
5 scription of the commercial, recreational,”.

6 **SEC. 6. IMPROVING FISHERIES DATA COLLECTION.**

7 (a) **ELECTRONIC MONITORING.**—

8 (1) **ISSUANCE OF GUIDANCE.**—

9 (A) **REQUIREMENT.**—The Secretary of  
10 Commerce shall issue guidance regarding the  
11 use of electronic monitoring for the purposes of  
12 monitoring fisheries that are subject to the  
13 Magnuson-Stevens Fishery Conservation and  
14 Management Act (16 U.S.C. 1801 et seq.).

15 (B) **CONTENT.**—The guidance shall—

16 (i) distinguish between monitoring for  
17 data collection and research purposes and  
18 monitoring for compliance and enforcement  
19 purposes; and

20 (ii) include minimum criteria, objec-  
21 tives, or performance standards for elec-  
22 tronic monitoring.

23 (C) **PROCESS.**—In issuing the guidance the  
24 Secretary shall—

1 (i) consult with the Regional Fishery  
2 Management Councils and interstate fish-  
3 ery management commissions;

4 (ii) publish the proposed guidance;  
5 and

6 (iii) provide an opportunity for the  
7 submission by the public of comments on  
8 the proposed guidance.

9 (2) IMPLEMENTATION OF MONITORING.—

10 (A) IN GENERAL.—Subject to subpara-  
11 graph (B), and after the issuance of the final  
12 guidance, a Council, or the Secretary for fish-  
13 eries referred to in section 302(a)(3) of the  
14 Magnuson-Stevens Fishery Conservation and  
15 Management Act (16 U.S.C. 1852(a)(3)), may,  
16 in accordance with the guidance, on a fishery-  
17 by-fishery basis and consistent with the existing  
18 objectives and management goals of a fishery  
19 management plan and the Act for a fishery  
20 issued by the Council or the Secretary, respec-  
21 tively, amend such plan—

22 (i) to incorporate electronic moni-  
23 toring as an alternative tool for data col-  
24 lection and monitoring purposes or for

1 compliance and enforcement purposes (or  
2 both); and

3 (ii) to allow for the replacement of a  
4 percentage of on-board observers with elec-  
5 tronic monitoring.

6 (B) COMPARABILITY.—Subparagraph (A)  
7 shall apply to a fishery only if the Council or  
8 Secretary, respectively, determines that such  
9 monitoring will yield comparable data collection  
10 and compliance results.

11 (3) PILOT PROJECTS.—Before the issuance of  
12 final guidance, a Council, or the Secretary for fish-  
13 eries referred to in section 302(a)(3) of the Magnu-  
14 son-Stevens Fishery Conservation and Management  
15 Act (16 U.S.C. 1852(a)(3)), may, subject to the re-  
16 quirements of such Act, on a fishery-by-fishery  
17 basis, and consistent with the existing objectives and  
18 management goals of a fishery management plan for  
19 a fishery issued by the Council or the Secretary, re-  
20 spectively, conduct a pilot project for the use of elec-  
21 tronic monitoring for the fishery.

22 (4) DEADLINE.—The Secretary shall issue final  
23 guidance under this subsection by not later than 12  
24 months after the date of enactment of this Act.

1 (b) VIDEO AND ACOUSTIC SURVEY TECH-  
2 NOLOGIES.—The Secretary shall work with the Regional  
3 Fishery Management Councils and nongovernmental enti-  
4 ties to develop and implement the use pursuant to the  
5 Magnuson-Stevens Fishery Conservation and Manage-  
6 ment Act (16 U.S.C. 1801 et seq.) of video survey tech-  
7 nologies and expanded use of acoustic survey technologies.

8 **SEC. 7. COOPERATIVE RESEARCH AND MANAGEMENT PRO-**  
9 **GRAM.**

10 (a) PLAN.—Section 318 (16 U.S.C. 1867) is amend-  
11 ed—

12 (1) in subsection (a), by inserting “(1)” before  
13 the first sentence, and by adding at the end the fol-  
14 lowing:

15 “(2) Not later than one year after the date of enact-  
16 ment of the Fishing Economy Improvement Act, and after  
17 consultation with the Councils, the Secretary shall publish  
18 a plan for implementing and conducting the program es-  
19 tablished in paragraph (1). Such plan shall identify and  
20 describe critical regional fishery management and research  
21 needs, including for data-poor stocks for which limited sci-  
22 entific or commercial information is available, possible  
23 projects that may address those needs, and estimated  
24 costs for such projects. The plan shall be revised and up-  
25 dated every 5 years, and updated plans shall include a

1 brief description of projects that were funded in the prior  
2 5-year period and the research and management needs  
3 that were addressed by those projects.”;

4 (2) in subsection (b), by striking “in consulta-  
5 tion with the Secretary.” and inserting “. Each  
6 Council shall provide a list of such needs to the Sec-  
7 retary on an annual basis, identifying and  
8 prioritizing such needs.”; and

9 (3) in subsection (c)—

10 (A) in the heading, by striking “FUNDING”  
11 and inserting “PRIORITIES”; and

12 (B) in paragraph (1), by striking all after  
13 “including” and inserting an em dash, followed  
14 on the next line by the following:

15 “(A) the use of fishing vessels or acoustic  
16 or other marine technology;

17 “(B) expanding the use of electronic catch  
18 reporting programs and technology; and

19 “(C) improving monitoring and observer  
20 coverage through the expanded use of electronic  
21 monitoring devices and satellite tracking sys-  
22 tems such as vessel monitoring systems (VMS)  
23 on small vessels.”.

24 (b) ZEKE GRADER FISHERIES CONSERVATION AND  
25 MANAGEMENT FUND.—

1           (1) IN GENERAL.—Section 208 of the Magnu-  
2           son-Stevens Fishery Conservation and Management  
3           Reauthorization Act of 2006 (16 U.S.C. 1891b) is  
4           amended—

5                   (A) in the section heading, by inserting  
6                   “**ZEKE GRADER**” before “**FISHERIES CON-**  
7                   **SERVATION AND MANAGEMENT FUND**”;

8                   (B) in subsection (a), by inserting “Zeke  
9                   Grader” before “Fisheries Conservation and  
10                  Management Fund”; and

11                  (C) in subsection (c), by striking “Fishery  
12                  Conservation and Management Fund” each  
13                  place it appears and inserting “Zeke Grader  
14                  Fisheries Conservation and Management  
15                  Fund”.

16           (2) CLERICAL AMENDMENT.—The table of con-  
17           tents is amended by striking the item relating to sec-  
18           tion 208 and inserting the following:

“Sec. 208. Zeke Grader Fisheries Conservation and Management Fund.”.

19           (3) REFERENCES.—Any reference in a law,  
20           map, regulation, document, paper, or other record of  
21           the United States to the “Fisheries Conservation  
22           and Management Fund” is deemed to be a reference  
23           to the “Zeke Grader Fisheries Conservation and  
24           Management Fund”.

1 **SEC. 8. GULF OF MEXICO FISHERIES COOPERATIVE RE-**  
2 **SEARCH AND RED SNAPPER MANAGEMENT.**

3 (a) REPORTING AND DATA COLLECTION PRO-  
4 GRAM.—The Secretary of Commerce shall—

5 (1) in conjunction with the States, the Gulf of  
6 Mexico Fishery Management Council, and the rec-  
7 reational fishing sectors, develop and implement a  
8 real-time reporting and data collection program for  
9 the Gulf of Mexico red snapper fishery using avail-  
10 able technology; and

11 (2) make implementation of this subsection a  
12 priority for funds received by the Secretary and allo-  
13 cated to the Gulf of Mexico region under section 2  
14 of the Act of August 11, 1939 (commonly known as  
15 the “Saltonstall-Kennedy Act”) (15 U.S.C. 713c–3).

16 (b) STOCK SURVEYS AND STOCK ASSESSMENTS.—  
17 The Secretary of Commerce, acting through the National  
18 Marine Fisheries Service Regional Administrator of the  
19 Southeast Regional Office, shall for purposes of the Mag-  
20 nuson-Stevens Fishery Conservation and Management Act  
21 (16 U.S.C. 1801 et seq.)—

22 (1) develop a schedule of stock surveys and  
23 stock assessments for the Gulf of Mexico Region and  
24 the South Atlantic Region for the 5-year period be-  
25 ginning on the date of the enactment of this Act and  
26 for every 5-year period thereafter;

1           (2) direct the Southeast Science Center Direc-  
2           tor to implement such schedule; and

3           (3) in such development and implementation—

4                 (A) give priority to those stocks that are  
5                 commercially or recreationally important; and

6                 (B) ensure that each such important stock  
7                 is surveyed at least every 5 years.

8           (c) **USE OF FISHERIES INFORMATION IN STOCK AS-**  
9 **SESSMENTS.**—The Southeast Science Center Director  
10 shall ensure that fisheries information made available  
11 through fisheries programs funded under Public Law  
12 112–141 is incorporated as soon as possible into any fish-  
13 eries stock assessments conducted after the date of the  
14 enactment of this Act.

15 **SEC. 9. RECREATIONAL FISHING DATA.**

16           (a) **RECREATIONAL DATA COLLECTION.**—Section  
17 401(g) (16 U.S.C. 1881(g)) is amended by redesignating  
18 paragraph (4) as paragraph (5), and by inserting after  
19 paragraph (3) the following:

20                 “(4) **FEDERAL-STATE PARTNERSHIPS.**—

21                         “(A) **ESTABLISHMENT.**—The Secretary  
22                         shall establish partnerships with States to de-  
23                         velop best practices for implementation of State  
24                         programs that are exempted under paragraph  
25                         (2).



1           “(B) GUIDANCE.—The Secretary shall de-  
2           velop guidance, in cooperation with the States,  
3           that details best practices for administering  
4           State programs that are exempted under para-  
5           graph (2), and provide such guidance to the  
6           States.

7           “(C) BIENNIAL REPORT.—The Secretary  
8           shall submit to the Congress and publish bien-  
9           nial reports that include—

10                   “(i) the estimated accuracy of the reg-  
11                   istry program established under paragraph  
12                   (1) and of State programs that are ex-  
13                   empted under paragraph (2);

14                   “(ii) priorities for improving rec-  
15                   reational fishing data collection; and

16                   “(iii) an explanation of any use of in-  
17                   formation collected by such State programs  
18                   and by the Secretary, including a descrip-  
19                   tion of any consideration given to the in-  
20                   formation by the Secretary.

21           “(D) STATE GRANT PROGRAM.—The Sec-  
22           retary shall make grants to States to improve  
23           implementation of State programs consistent  
24           with this subsection. The Secretary shall  
25           prioritize such grants based on the ability of the

1 grant to improve the quality and accuracy of  
2 such programs.”.

3 (b) STUDY OF RECREATIONAL FISHERIES DATA.—

4 (1) IN GENERAL.—Not later than 60 days after  
5 the date of the enactment of this Act, the Secretary  
6 of Commerce shall enter into an agreement with the  
7 National Research Council of the National Academy  
8 of Sciences to study the implementation of the pro-  
9 grams described in section 401 of the Magnuson-  
10 Stevens Fishery Conservation and Management Act  
11 (16 U.S.C. 1881). The study shall—

12 (A) provide an updated assessment of rec-  
13 reational survey methods established or im-  
14 proved since the publication of the Council’s re-  
15 port entitled “Review of Recreational Fisheries  
16 Survey Methods (2006)”;

17 (B) evaluate the extent to which the rec-  
18 ommendations made in that report were imple-  
19 mented pursuant to subsection (g)(3)(B) of  
20 that section; and

21 (C) examine any limitations of the Marine  
22 Recreational Fishery Statistics Survey and the  
23 marine recreational information program estab-  
24 lished under subsection (g)(3)(A) of that sec-  
25 tion.

1           (2) REPORT.—Not later than 1 year after en-  
2           tering into an agreement under paragraph (1) the  
3           Secretary shall submit a report to Congress on the  
4           results of the study under paragraph (1).

5 **SEC. 10. AUTHORIZATION OF APPROPRIATIONS.**

6           Section 4 (16 U.S.C. 1803) is amended—

7           (1) by striking “this Act” and all that follows  
8           through “(7)” and inserting “this Act”; and

9           (2) by striking “fiscal year 2013” and inserting  
10          “each of fiscal years 2016 through 2021”.

