

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 1118

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 at the top of the page, insert "EMERGENCY BILL"; in line 2, strike "Fresh Water" and substitute "Freshwater"; in line 5, after "fish;" insert "providing for certain application and renewal fees; requiring the Department or Natural Resources to use certain fees for certain purposes and to report annually on certain fees collected and certain expenditures; requiring the Department of Natural Resources to adopt certain regulations;"; and in line 15, after "regulations;" insert "making this Act an emergency measure;".

AMENDMENT NO. 2

On page 1, in line 26, after the first "freshwater" insert "OR AREAS OF TIDAL WATER DESIGNATED IN SUBSECTION (F) OF THIS SECTION".

On page 2, in line 3, after "of" insert ":

(I);

in line 4, after "nonresidents" insert "TO OPERATE IN NONTIDAL FRESHWATER"; after line 4, insert:

"(II) \$50 FOR RESIDENTS OR \$100 FOR NONRESIDENTS TO OPERATE IN NONTIDAL FRESHWATER AND THE AREAS OF TIDAL WATER DESIGNATED IN SUBSECTION (F) OF THIS SECTION; AND";

strike beginning with "Pays" in line 12 down through "nonresidents" in line 13 and substitute "SUBMITS TO THE DEPARTMENT THE ANNUAL LICENSE APPLICATION FEE UNDER SUBSECTION (B) OF THIS SECTION"; after line 13, insert:

(Over)

“(D) (1) ALL FEES COLLECTED BY THE DEPARTMENT PURSUANT TO THIS SECTION SHALL BE USED FOR MONITORING THE FRESHWATER FISHERY, INCLUDING THE CAPTURE AND TAGGING OF BLACK BASS IN ORDER TO DEVELOP INFORMATION AND METHODS TO SUSTAIN A HEALTHY BLACK BASS POPULATION.

(2) THE DEPARTMENT SHALL PUBLICLY REPORT ANNUALLY THE AMOUNTS COLLECTED AND THE EXPENDITURES UNDER THIS SECTION.”;

in line 14, strike “(d)” and substitute “(E)”; and in line 17, strike “(e)” and substitute “(F)”.

On page 4, in lines 7, 18, and 26, respectively, strike “(F)”, “(G)”, and “(H)”, respectively, and substitute “(G)”, “(H)”, and “(I)”, respectively.

AMENDMENT NO. 3

On page 4, in line 18, strike “(1)”; in lines 19 and 20, strike “THEY HAVE” and substitute “THE APPLICANT HAS”; strike in their entirety lines 21 through 25, inclusive; and in line 27, after “section” insert “INCLUDING REGULATIONS THAT:

(1) PROHIBIT A PERSON FROM FURNISHING ANY SERVICE AS A FISHING GUIDE THAT REQUIRES OPERATING A BOAT OR VESSEL AS PART OF THAT SERVICE WITHOUT COMPLYING WITH APPROPRIATE FEDERAL REGULATIONS GOVERNING THE OPERATION OF A VESSEL CARRYING PASSENGERS FOR HIRE;

(2) LIMIT TO 150 THE NUMBER OF FRESHWATER FISHING GUIDE LICENSES THAT WILL BE ISSUED ANNUALLY THAT ALLOW A PERSON TO OPERATE IN NONTIDAL FRESHWATER AND TIDAL WATER AREAS DESIGNATED IN SUBSECTION (F) OF THIS SECTION;

(3) ALLOCATE NOT MORE THAN 20% TO NONRESIDENTS OF THE 150 FRESHWATER FISHING GUIDE LICENSES THAT ALLOW A PERSON TO OPERATE IN NONTIDAL FRESHWATER AND TIDAL AREAS DESIGNATED IN SUBSECTION (F) OF THIS SECTION; AND

(4) ESTABLISH PROVISIONS FOR MAINTAINING A WAITING LIST FOR

APPLICANTS IN EXCESS OF THE MAXIMUM NUMBER OF FISHING GUIDE LICENSES THAT ALLOW A PERSON TO OPERATE IN NONTIDAL FRESHWATER AND TIDAL AREAS DESIGNATED IN SUBSECTION (F) OF THIS SECTION.”.

AMENDMENT NO. 4

On page 4, in line 29, after “Department” insert “of Natural Resources”; in line 33, strike “and”; in line 35, after “guides” insert “; and

(3) the number of freshwater fishing guide licenses issued that allow a person to operate in nontidal freshwater and tidal areas designated in this Act”;

and strike beginning with “shall” in line 36 down through “2000” in line 37 and substitute “is an emergency measure, is necessary for the immediate preservation of the public health and safety, has been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted”.