

HB1372/750417/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1372
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after the first “of” insert “requiring that certain appropriations for fishery management purposes be allocated in a certain manner between the recreational and commercial fisheries;”; and strike beginning with “repealing” in line 25 down through “another” in line 26 and substitute “altering the requirements and procedures for the authorization of a”.

On page 2, in line 1, after “authorizations;” insert “requiring a licensee to pay to the Department a certain amount for the difference between certain fees;”; in line 9, after “date;” insert “requiring the Department to determine the allocation of certain revenues in accordance with the revenues derived from the respective commercial and recreational fisheries;”; and in line 26, after “4-101(l)” insert “and 4-205(m)”.

AMENDMENT NO. 2

On page 3, after line 5, insert:

“4-205.

(M) EXCEPT FOR ANY APPROPRIATION MADE FOR AQUACULTURE, AN APPROPRIATION FROM THE GENERAL FUND MADE FOR FISHERY MANAGEMENT PURPOSES SHALL BE ALLOCATED FAIRLY AND REASONABLY BETWEEN THE RECREATIONAL AND COMMERCIAL FISHERIES.”

AMENDMENT NO. 3

On page 7, in lines 2 and 3, in each instance, strike the bracket; and in line 2, strike the second “to” and substitute “NOT TO EXCEED”.

(Over)

AMENDMENT NO. 4

On page 10, in line 1, strike “ONCE” and substitute “TWICE”; strike beginning with the colon in line 13 down through “PROVIDES” in line 18 and substitute “PROVIDES”; and after line 19, insert:

“(7) (I) EXCEPT FOR A FISHING GUIDE LICENSEE OR A MASTER FISHING GUIDE LICENSEE, A LICENSEE MAY ALLOW ONE INDIVIDUAL TO USE THE LICENSEE’S COMMERCIAL FISHING VESSEL TO ENGAGE IN ACTIVITIES AUTHORIZED UNDER THE LICENSE IF:

1. THE LICENSEE’S COMMERCIAL FISHING VESSEL NUMBER IS REGISTERED ON THE LICENSE; AND

2. THE LICENSEE HAS INDICATED THE NAME OF THE ASSIGNED INDIVIDUAL TO THE DEPARTMENT ON A FORM PROVIDED BY THE DEPARTMENT.

(II) A LICENSEE MAY CHANGE THE ASSIGNMENT ONCE PER LICENSE YEAR.

(III) IF A LICENSEE ALLOWS AN INDIVIDUAL TO UTILIZE A VESSEL UNDER THIS PARAGRAPH, THE INDIVIDUAL AND THE LICENSEE SHALL BE HELD RESPONSIBLE FOR ANY VIOLATIONS COMMITTED BY THE INDIVIDUAL USING THE VESSEL.”.

AMENDMENT NO. 5

On page 11, in line 1, after “At” insert “] BEFORE SEPTEMBER 1, 2012, AT”; in line 4, strike the bracket and substitute:

“(2) (1);

in lines 4 and 5, strike “AT THE TIME OF LICENSE RENEWAL, A” and substitute “A”;
after line 8, insert:

“(II) IF THE FEE FOR AN UNLIMITED TIDAL FISH LICENSE IS LESS THAN THE TOTAL OF THE FEES FOR AUTHORIZATIONS RECEIVED BY A LICENSEE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE LICENSEE SHALL PAY TO THE DEPARTMENT AN AMOUNT EQUAL TO THE DIFFERENCE BETWEEN THE FEE FOR THE UNLIMITED TIDAL FISH LICENSE AND THE TOTAL OF THE FEES FOR THE AUTHORIZATIONS RECEIVED.”;

in line 9, strike “(2)” and substitute “**(3)**”; and in line 11, strike “paragraph (1)” and substitute “PARAGRAPHS (1) AND (2)”.

AMENDMENT NO. 6

On page 16, in line 24, strike “equitable” and substitute “reasonable”; in line 27, strike “Fish” and substitute “Fisheries”; in line 29, after “(d)” insert “In conducting the review and developing the recommendations, the Department shall determine the allocation of the user fees for fisheries management of commercial or recreational fisheries based on revenues from those respective sectors.”

(e) (1);

and after line 32, insert:

“(2) The report shall identify the actions needed to implement the plan by July 1, 2013.”.