

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1465

To amend the Magnuson Fishery Conservation and Management Act to establish additional prohibitions against removing, damaging, tampering with, or moving fishing gear and fish, including gear and fish from aquaculture operations in the exclusive economic zone.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 6, 1995

Mr. ZELIFF introduced the following bill; which was referred to the Committee on Resources

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## A BILL

To amend the Magnuson Fishery Conservation and Management Act to establish additional prohibitions against removing, damaging, tampering with, or moving fishing gear and fish, including gear and fish from aquaculture operations in the exclusive economic zone.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. PROHIBITION ON REMOVING, DAMAGING, TAM-**  
2 **PERING WITH, OR MOVING FISHING GEAR**  
3 **AND FISH.**

4 (a) PROHIBITION.—Section 307(1) of the Magnuson  
5 Fishery Conservation and Management Act (16 U.S.C.  
6 1857(1)) is amended—

7 (1) by redesignating subparagraphs (L), (M),  
8 and (N) in order as subparagraphs (M), (N), and  
9 (O); and

10 (2) by striking subparagraph (K) and inserting  
11 the following:

12 “(K) to steal, to knowingly and without  
13 authorization to remove, damage, or tamper  
14 with, or to attempt to do any of the foregoing  
15 with respect to—

16 “(i) fishing gear owned by another  
17 person, which is located in the exclusive  
18 economic zone or special areas;

19 “(ii) fish contained in such fishing  
20 gear; or

21 “(iii) fishing gear or fish owned by  
22 another person and used in or produced  
23 from aquaculture operations in the exclu-  
24 sive economic zone;

25 “(L) to negligently damage, remove, or  
26 move—

1           “(i) fishing gear that is owned by an-  
2           other person and located in the exclusive  
3           economic zone;

4           “(ii) fish contained in such fishing  
5           gear; or

6           “(iii) fishing gear or fish owned by  
7           another person and used in or produced  
8           from aquaculture operations in the exclu-  
9           sive economic zone;”.

10       (b) CONFORMING AMENDMENTS.—Section 309(a) of  
11 the Magnuson Fishery Conservation and Management Act  
12 (16 U.S.C. 1859) is amended—

13           (1) in paragraph (1) by striking “or (L)” and  
14           inserting “(K), or (M)”; and

15           (2) in subsection (b) by striking “section  
16           307(1)(L)” and inserting “section 307(1)(M)”.

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