

Public Law 100-629
100th Congress

An Act

Nov. 7, 1988
[H.R. 4919]

To approve the governing international fishery agreement between the United States and the Union of Soviet Socialist Republics, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Conservation.

16 USC 1823
note.

SECTION 1. SOVIET UNION FISHING AGREEMENT.

That notwithstanding any provision of the Magnuson Fishery Conservation and Management Act (16 U.S.C. 1801 et seq.), the governing international fishery agreement entered into between the Government of the United States and the Government of the Union of Soviet Socialist Republics, as contained in the message to Congress from the President of the United States dated June 22, 1988, is approved by the Congress and shall enter into force and effect with respect to the United States on the date of the enactment of this Act.

SEC. 2. MARINE BIOMEDICAL INSTITUTE.

Appropriation
authorization.

There is authorized to be appropriated such sums as may be necessary for the development of a Marine Biomedical Institute for Advanced Studies, to be located at Woods Hole, Massachusetts.

SEC. 3. GREAT LAKES MAPPING REAUTHORIZATION.

33 USC 883a
note.

Section 3206 of Public Law 100-220 is amended by striking "1988", and inserting instead "1989".

SEC. 4. STORAGE OF FISHING GEAR ON CERTAIN FOREIGN FISHING VESSELS OPERATING IN THE EXCLUSIVE ECONOMIC ZONE.

Section 307 of the Magnuson Fishery Conservation and Management Act (16 U.S.C. 1857) is amended—

- (1) in paragraph (2)(C) by striking "and";
- (2) by striking the period at the end of paragraph (3) and inserting "; and"; and
- (3) by adding at the end the following:
 - "(4) for any fishing vessel other than a vessel of the United States to operate, and for the owner or operator of a fishing vessel other than a vessel of the United States to operate such vessel, in the exclusive economic zone, if—
 - "(A) all fishing gear on the vessel is not stored below deck or in an area where it is not normally used, and not readily available, for fishing; or
 - "(B) all fishing gear on the vessel which is not so stored is not secured and covered so as to render it unusable for fishing;

unless such vessel is authorized to engage in fishing in the area in which the vessel is operating."

SEC. 5. NORTH PACIFIC AND BERING SEA FISHERIES ADVISORY BODY.

16 USC 1823
note.

(a) **IN GENERAL.**—The Secretary of State shall establish an advisory body on the fisheries of the North Pacific and the Bering Sea, which shall advise the United States representative to the International Consultative Committee created in accordance with Article XIV of the governing international fishery agreement entered into between the United States and the Union of Soviet Socialist Republics, as contained in the message to Congress from the President of the United States dated June 22, 1988.

(b) **MEMBERSHIP.**—

(1) **IN GENERAL.**—The advisory body established pursuant to this section shall consist of 12 members, as follows:

(A) The Director of the Department of Fisheries of the State of Washington. Washington.

(B) The Commission of the Department of Fish and Game of the State of Alaska. Alaska.

(C) Five members appointed by the Secretary of State from among persons nominated by the Governor of Alaska on the basis of their knowledge and experience in commercial harvesting, processing, or marketing of fishery resources.

(D) Five members appointed by the Secretary of State from among persons nominated by the Governor of Washington on the basis of their knowledge and experience in commercial harvesting, processing, or marketing of fishery resources.

(2) **NOMINATIONS.**—The Governor of Alaska and the Governor of Washington shall each nominate 10 persons for purposes of paragraph (1). Alaska.
Washington.

(c) **PAY.**—Members of the advisory body established pursuant to this section shall receive no pay by reason of their service as members of the advisory body.

(d) **EXEMPTION FROM FEDERAL ADVISORY COMMITTEE ACT.**—The Federal Advisory Committee Act (5 U.S.C. App. 1 et seq.) shall not apply to an advisory body established pursuant to this section.

SEC. 6. USE OF VESSEL IDENTIFICATION EQUIPMENT.

16 USC 1821
note.

(a) The Secretary of State, the Secretary of Commerce, and the Secretary of the department in which the Coast Guard is operating, as appropriate, shall exercise their authority under section 201(c)(2)(C) of the Magnuson Fishery Conservation and Management Act (16 U.S.C. 1821) to require the use of transponders or other such appropriate position-fixing and identification equipment on any vessel other than a vessel of the United States engaged in fishing in the United States Exclusive Economic Zone.

(b) The Secretary of Commerce, after consultation with the Secretary of Defense, the Secretary of State, and the Secretary of the department in which the Coast Guard is operating shall report to the Committee on Merchant Marine and Fisheries of the House of Representatives and the Committee on Commerce, Science and Transportation of the Senate within 180 days after the date of enactment of this Act on the results of their compliance with subsection (a). Reports.

SEC. 7. TRANSFER OF THE COAST GUARD CUTTER GLACIER.

Not later than 1 year after the date of the enactment of this Act, the Secretary of Transportation shall transfer to the State of Oregon Oregon.

the decommissioned Coast Guard Cutter "Glacier", in the condition and along with the equipment as the Secretary considers appropriate, for use as a maritime museum and display consistent with the long military service and history of the cutter.

Approved November 7, 1988.

LEGISLATIVE HISTORY—H.R. 4919:

HOUSE REPORTS: No. 100-968 (Comm. on Merchant Marine and Fisheries).
CONGRESSIONAL RECORD, Vol. 134 (1988):

Sept. 26, considered and passed House.

Sept. 30, considered and passed Senate, amended.

Oct. 3, 4, House disagreed to Senate amendment.

Oct. 21, Senate receded from its amendment.