

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007**

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**SENATE BILL 845\***

Short Title: Amend Natural Resources Laws 2007.

(Public)

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Sponsors: Senator Albertson.

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Referred to: Agriculture/Environment/Natural Resources.

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March 19, 2007

A BILL TO BE ENTITLED

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2 AN ACT TO AMEND CERTAIN NATURAL RESOURCES LAWS TO CLARIFY  
3 THAT DRAFT FISHERY MANAGEMENT PLANS ARE NOT SUBMITTED  
4 FOR REVIEW TO THE ENVIRONMENTAL REVIEW COMMISSION, AS  
5 RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 113-182.1(c1) reads as rewritten:

8 "(c1) The Department shall consult with the regional advisory committees  
9 established pursuant to G.S. 143B-289.57(e) regarding the preparation of each Fishery  
10 Management Plan. Before submission of a plan for review by the Joint Legislative  
11 Commission on Seafood and Aquaculture ~~or the Environmental Review Commission,~~  
12 the Department shall review any comment or recommendation regarding the plan that a  
13 regional advisory committee submits to the Department within the time limits  
14 established in the Schedule for the development and adoption of Fishery Management  
15 Plans established by G.S. 143B-289.52. The Commission shall consult with the regional  
16 advisory committees regarding the development of any temporary management measure  
17 that the Commission determines to be necessary to ensure the viability of the species or  
18 fishery while the plan is being developed and regarding the development of any  
19 management measure to implement the plan. Before the Commission adopts a  
20 temporary management measure or a management measure to implement a plan, the  
21 Commission shall review any comment or recommendation regarding the management  
22 measure that a regional advisory committee submits to the Commission."

23 **SECTION 2.** G.S. 113-182.1(e) reads as rewritten:

24 "(e) The Secretary of Environment and Natural Resources shall monitor progress  
25 in the development and adoption of Fishery Management Plans in relation to the  
26 Schedule for development and adoption of the plans established by the Marine Fisheries  
27 Commission. The Secretary of Environment and Natural Resources shall report to the  
28 Joint Legislative Commission on Seafood and Aquaculture on progress in developing  
29 and implementing the Fishery Management Plans on or before 1 September of each

1 year. The Secretary of Environment and Natural Resources shall report to the Joint  
2 Legislative Commission on Seafood and Aquaculture within 30 days of the completion  
3 or substantial revision of each proposed Fishery Management Plan. The Joint  
4 Legislative Commission on Seafood and Aquaculture shall ~~concurrently~~ review each  
5 proposed Fishery Management Plan within 30 days of the date the proposed Plan is  
6 submitted by the Secretary. The Joint Legislative Commission on Seafood and  
7 Aquaculture may submit comments and recommendations on the proposed Plan to the  
8 Secretary within 30 days of the date the proposed Plan is submitted by the Secretary."

9 **SECTION 3.** This act is effective when it becomes law.