

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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SENATE BILL 1276*

Short Title: Observer Coverage Gear Permits. (Public)

Sponsors: Senators Albertson; Bingham and Swindell.

Referred to: Agriculture/Environment/Natural Resources.

May 20, 2010

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE MARINE FISHERIES COMMISSION TO ESTABLISH
3 PERMITS FOR GEAR USED IN A FISHERY FOR WHICH OBSERVER COVERAGE
4 IS REQUIRED, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION
5 ON SEAFOOD AND AQUACULTURE.

6 The General Assembly of North Carolina enacts:

7 SECTION 1. G.S. 113-169.1 reads as rewritten:

8 "§ 113-169.1. Permits for gear, equipment, and other specialized activities authorized.

9 (a) The Commission may adopt rules to establish permits for gear, equipment, and
10 specialized activities, including commercial fishing operations that do not involve the use of a
11 vessel and transplanting oysters or clams.

12 (b) The Commission may adopt rules to establish gear specific permits to take striped
13 bass from the Atlantic Ocean and to limit the number and type of these permits that may be
14 issued to a person. The Commission may establish a fee for each permit established pursuant to
15 this subsection in an amount that compensates the Division for the administrative costs
16 associated with the permit but that does not exceed ten dollars (\$10.00) per permit.

17 (c) The Commission may adopt rules to establish permits for gear used in a fishery for
18 which observer coverage is required by State or federal law. The Commission may establish a
19 fee for each permit established pursuant to this subsection in an amount that compensates the
20 Division for the administrative costs associated with the permit and for the costs associated
21 with implementing observer coverage for the fishery."

22 SECTION 2. This act is effective when it becomes law.

