

Public Law 96-118
96th Congress

An Act

To authorize appropriations for fiscal years 1980, 1981, and 1982 to carry out cooperative programs with the States for the conservation of anadromous fish, and for other purposes.

Nov. 16, 1979
[S. 838]

Anadromous fish conservation, appropriation authorization.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (c) of the first section of the Anadromous Fish Conservation Act (16 U.S.C. 757a(c)) is amended by striking out the second sentence thereof.

SEC. 2. Section 2 of the Anadromous Fish Conservation Act (16 U.S.C. 757b) is amended by striking out "United States" in the last sentence and inserting in lieu thereof "cooperating States or other non-Federal interests".

SEC. 3. (a) Subsection (a) of section 4 of the Anadromous Fish Conservation Act (16 U.S.C. 757d(a)) is amended by striking out the first two sentences and inserting in lieu thereof the following: "There are authorized to be appropriated to carry out the purposes of this Act not to exceed the following sums:

- "(1) \$11,000,000 for fiscal year 1980.
- "(2) \$13,000,000 for fiscal year 1981.
- "(3) \$15,000,000 for fiscal year 1982."

(b) Subsection (b) of such section 4 is amended by striking out "\$1,000,000" and inserting in lieu thereof "\$1,250,000".

SEC. 4. The Anadromous Fish Conservation Act is amended by redesignating section 7 as section 8 and by inserting after section 6 the following new section:

"SEC. 7. (a) The Secretary shall cooperate with States and other non-Federal interests in conducting studies of—

"(1) the size and distribution of the population of striped bass (*Morone saxatilis*), including, but not limited to, studies to determine the amount and geographical location of annual spawning; and

"(2) the factors responsible for the decline in the number of striped bass that are available to the public for recreational and commercial use, including, but not limited to—

"(A) analyses of the extent and causes of mortality at successive stages in the life cycle of striped bass,

"(B) a determination of the effects of pollution on the viability and condition of eggs and larval fish, and

"(C) a survey of the economic importance of recreational and commercial striped bass fisheries.

"(b) The Secretary shall make annual reports to the Congress concerning the progress and findings of the studies conducted pursuant to subsection (a) of this section. Such reports shall, where appropriate, contain recommendations of actions which could be taken to improve the population of striped bass.

16 USC 757a note.

16 USC 757g.

Report to Congress.

"(c) For purposes of conducting the studies required by this section, the Secretary may enter into agreements with States and other non-Federal interests in accordance with the provisions of the first section of this Act or he may carry out such studies directly, as he deems appropriate: *Provided*, That any agreement entered into pursuant to this subsection shall be effective only to such extent or in such amounts as are provided in advance in appropriation Acts.

"(d) There are authorized to be appropriated for the purposes of carrying out the studies described in subsection (a) of this section not to exceed \$1,000,000 for the fiscal year ending September 30, 1980, not to exceed \$1,750,000 for the fiscal year ending September 30, 1981, and not to exceed \$2,000,000 for the fiscal year ending September 30, 1982. Funds authorized to be appropriated by this subsection are in addition to any funds authorized by section 4 which may be used for projects involving or affecting striped bass. If the Secretary considers that the studies described in subsection (a) should be continued after September 30, 1982, the Secretary shall inform the Congress in writing before February 15, 1981, of the reasons why and for how long such continuation is believed to be warranted."

SEC. 5. Section 201(e)(2)(D)(i) of the Fishery Conservation and Management Act of 1976 (16 U.S.C. 1821(e)(2)(D)(i)) is amended by striking out "harvested" and inserting in lieu thereof "unharvested".

SEC. 6. There are authorized to be appropriated to the Department of the Interior such sums as may be necessary, but not to exceed \$800,000, for purposes of preparing a plan for a fishery research laboratory on lands owned by the University of Washington on Big Beef Creek, Washington. For purposes of preparing such a plan, there shall be available to the Department of the Interior any sums previously appropriated for the National Fishery Research Center in the State of Washington and available for expenditure on the date of the enactment of this Act, and such sums shall be treated as having been authorized for appropriation under the preceding sentence. The Secretary of the Interior shall complete and submit such plan as soon as practicable to the Committee on Merchant Marine and Fisheries of the House of Representatives and the Committee on Environment and Public Works of the Senate and such plan shall include, but not be limited to, information regarding site adequacy, laboratory conceptual design, recommended agreements that should be entered into regarding Federal agency use of such laboratory as a condition for Federal sharing in its costs, and estimates of the costs involved.

SEC. 7. The aquarium to be built by the City of Baltimore, Maryland, on the site on Pratt Street, Pier 3, of the Baltimore Inner Harbor, shall, on and after the date of the completion of its construction, be known and designated as the "National Aquarium in Baltimore". Any reference in any law, map, regulation, document, record, or other paper of the United States to that aquarium shall be held to be a reference to the National Aquarium in Baltimore.

Approved November 16, 1979.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 96-173 accompanying H.R. 2035 (Comm. on Merchant Marine and Fisheries).

SENATE REPORT No. 96-174 (Comm. on Commerce, Science, and Transportation and Comm. on Environment and Public Works).

CONGRESSIONAL RECORD, Vol. 125 (1979):

June 13, considered and passed Senate.

June 18, Passage vitiated, bill reconsidered, amended, and again passed Senate.

June 25, H.R. 2035 considered and passed House, passage vacated and S.838,

amended, passed in lieu.

Nov. 1, Senate concurred in House amendments with an amendment.

Nov. 2, House concurred in Senate amendment.

Ante, p. 407.

Fishery research laboratory, State of Washington.

Plan, submittal to congressional committees.

"National Aquarium in Baltimore."