Agenda Item G.1 Supplemental Attachment 14 November 2017

115тн	CONGRESS
187	SESSION

C	
D.	

To improve the management of driftnet fishing.

IN THE SENATE OF THE UNITED STATES

Mrs. Feinstein introduced the following bill; which was read twice and referred to the Committee on

A BILL

To improve the management of driftnet fishing.

- 1 Be it enacted by the Senate and House of Representa-
- 2 tives of the United States of America in Congress assembled,
- 3 SECTION 1. SHORT TITLE.
- 4 This Act may be cited as the "Driftnet Modernization
- 5 and Bycatch Reduction Act".
- 6 SEC. 2. DEFINITION.
- 7 Section 3(25) of the Magnuson-Stevens Fishery Con-
- 8 servation and Management Act (16 U.S.C. 1802(25)) is
- 9 amended by inserting ", or with a mesh size of 14 inches
- 10 or greater," after "more".

26

	Δ
1	SEC. 3. FINDINGS AND POLICY.
2	(a) FINDINGS.—Section 206(b) of the Magnuson-Ste-
3	vens Fishery Conservation and Management Act (16
4	U.S.C. 1826(b)) is amended—
5	(1) in paragraph (6), by striking "and" at the
6	end;
7	(2) in paragraph (7), by striking the period and
8	inserting "; and; and
9	(3) by adding at the end the following:
10	"(8) within the exclusive economic zone, large-
11	scale driftnet fishing that deploys nets with large
12	mesh sizes causes significant entanglement and mor-
13	tality of living marine resources, including myriad
14	protected species, despite limitations on the lengths
15	of such nets.".
16	(b) Policy.—Section 206(c) of the Magnuson-Ste-
17	vens Fishery Conservation and Management Act (16
18	U.S.C. 1826(c)) is amended—
19	(1) in paragraph (2), by striking "and" at the
20	end;
21	(2) in paragraph (3), by striking the period and
22	inserting "; and"; and
23	(3) by adding at the end the following—
24	"(4) prioritize the phase out of large-scale
25	driftnet fishing in the exclusive economic zone and

promote the development and adoption of alternative

1	fishing methods and gear types that reduce the in					
2	dental catch of living marine resources to the max-					
3	imum extent possible.".					
4	SEC. 4. TRANSITION PROGRAM.					
5	Section 206 of the Magnuson-Stevens Fishery Con-					
6	servation and Management Act (16 U.S.C. 1826) is					
7	amended by adding at the end the following—					
8	"(i) Transition Program.—					
9	"(1) IN GENERAL.—The Secretary shall con-					
10	duct a transition program to facilitate the phase-out					
11	of large-scale driftnet fishing and adoption of alter-					
12	native fishing practices that reduce the incidental					
13	catch of living marine resources.					
14	"(2) Permissible uses.—					
15	"(A) In General.—The transition pro-					
16	gram under paragraph (1) may include a pro-					
17	gram by which the Secretary provides fishery					
18	participants fair market compensation for—					
19	"(i) any diminution of value arising					
20	from the forfeiture or taking of a permit					
21	relevant to large-scale driftnet fishing;					
22	"(ii) the forfeiture of large-scale					
23	driftnet fishing gear; or					

1	"(iii) the purchase of alternative gear
2	with minimal incidental catch of living ma-
3	rine resources.
4	"(B) PAYMENT CONDITION.—The Sec-
5	retary may not make a payment to a fishery
6	participant under paragraph (2) unless the Sec-
7	retary certifies that the fishery participant no
8	longer engages in large-scale driftnet fishing
9	and that the permit previously held by such
10	fishery participant will not be reissued to an-
11	other person.
12	"(3) AUTHORIZATION OF APPROPRIATIONS.—
13	There is authorized to be appropriated for purposes
14	of carrying out this subsection, \$500,000 for each of
15	fiscal years 2018 through 2020.".
16	SEC. 5. EXCEPTION.
17	Section 307(1)(M) of the Magnuson-Stevens Fishery
18	Conservation and Management Act (16 U.S.C.
19	1857(1)(M)) is amended by inserting before the semicolon
20	the following: ", unless such large-scale driftnet fishing-
21	"(i) deploys, within the exclusive eco-
22	nomic zone, a net with a total length of
23	less than two and one-half kilometers and
24	a mesh size of 14 inches or greater; and

1 "(ii) is conducted prior to January 1, 2 2020.".