

(d) Enforcement

A person authorized by the Secretaries or the Secretary of the department in which the Coast Guard is operating may take any action to enforce a moratorium declared under subsection (a) of this section that an officer authorized by the Secretary under section 311(b) of the Magnuson Act (16 U.S.C. 1861(b)) may take to enforce that Act (16 U.S.C. 1801 et seq.). The Secretaries may, by agreement, on a reimbursable basis or otherwise, utilize the personnel, services, equipment (including aircraft and vessels), and facilities of any other Federal department or agency and of any agency of a State in carrying out that enforcement.

(e) Regulations

The Secretaries may issue regulations to implement this section.

(Pub. L. 98-613, § 5, Oct. 31, 1984, 98 Stat. 3189; Pub. L. 99-432, § 3, Oct. 1, 1986, 100 Stat. 990; Pub. L. 100-589, § 6(g)(2), Nov. 3, 1988, 102 Stat. 2988; Pub. L. 102-130, § 2(a), Oct. 17, 1991, 105 Stat. 626; Pub. L. 104-208, div. A, title I, § 101(a) [title II, § 211(b)], Sept. 30, 1996, 110 Stat. 3009, 3009-41; Pub. L. 105-146, § 2, Dec. 16, 1997, 111 Stat. 2674.)

AMENDMENTS

1997—Pub. L. 105-146 amended section catchline and text generally. Prior to amendment, section defined terms “moratorium area” and “moratorium period”, prohibited acts during moratorium, and provided for penalties, forfeitures, and enforcement.

1996—Subsec. (e)(2). Pub. L. 104-208 substituted “Magnuson-Stevens Fishery” for “Magnuson Fishery”.

1991—Subsec. (e). Pub. L. 102-130 designated existing provisions as par. (1) and added pars. (2) and (3).

1988—Subsecs. (c)(2), (d)(2). Pub. L. 100-589 substituted “Magnuson Act” for “Act of 1976”.

1986—Pub. L. 99-432, § 3(b), which directed the substitution of “Secretaries” for “Secretary”, was executed by making the substitution in subsec. (a)(2), in three places in subsec. (c), and in two places in subsec. (e) to reflect the probable intent of Congress.

Pub. L. 99-432, § 3(a), which directed the substitution of “section 5153(b)” for “section 5153(d)”, was executed by making the substitution in subsecs. (a)(1), (2), (b)(3), and (e) to reflect the probable intent of Congress.

EFFECTIVE DATE OF 1996 AMENDMENT

Section 101(a) [title II, § 211(b)] of div. A of Pub. L. 104-208 provided that the amendment made by that section is effective 15 days after Oct. 11, 1996.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 5152 of this title.

§ 5155. Continuing studies of striped bass populations**(a) In general**

For the purposes of carrying out this chapter, the Secretaries shall conduct continuing, comprehensive studies of Atlantic striped bass stocks. These studies shall include, but shall not be limited to, the following:

(1) Annual stock assessments, using fishery-dependent and fishery-independent data, for the purposes of extending the long-term population record generated by the annual striped bass study conducted by the Secretaries before 1994 and understanding the population dynamics of Atlantic striped bass.

(2) Investigations of the causes of fluctuations in Atlantic striped bass populations.

(3) Investigations of the effects of water quality, land use, and other environmental factors on the recruitment, spawning potential, mortality, and abundance of Atlantic striped bass populations, including the Delaware River population.

(4) Investigations of—

(A) the interactions between Atlantic striped bass and other fish, including bluefish, menhaden, mackerel, and other forage fish or possible competitors, stock assessments of these species, to the extent appropriate; and

(B) the effects of interspecies predation and competition on the recruitment, spawning potential mortality, and abundance of Atlantic striped bass.

(b) Socio-economic study

The Secretaries, in consultation with with¹ the Atlantic States Marine Fisheries Commission, shall conduct a study of the socio-economic benefits of the Atlantic striped bass resource. The Secretaries shall issue a report to the Congress concerning the findings of this study no later than September 30, 1998.

(c) Reports

The Secretaries shall make biennial reports to the Congress and to the Commission concerning the progress and findings of studies conducted under subsection (a) of this section and shall make those reports public. Such reports shall, to the extent appropriate, contain recommendations of actions which could be taken to encourage the sustainable management of Atlantic striped bass.

(Pub. L. 98-613, § 6, Oct. 31, 1984, 98 Stat. 3190; Pub. L. 105-146, § 2, Dec. 16, 1997, 111 Stat. 2675.)

AMENDMENTS

1997—Pub. L. 105-146 amended section catchline and text generally, substituting provisions relating to continuing studies of striped bass populations for provisions relating to comprehensive annual surveys.

§ 5156. Authorization of appropriations; cooperative agreements**(a) Authorization**

For each of fiscal years 2001, 2002, and 2003, there are authorized to be appropriated to carry out this chapter—

(1) \$1,000,000 to the Secretary of Commerce; and

(2) \$250,000 to the Secretary of the Interior.

(b) Cooperative agreements

The Secretaries may enter into cooperative agreements with the Atlantic States Marine Fisheries Commission or with States, for the purpose of using amounts appropriated pursuant to this section to provide financial assistance for carrying out the purposes of this chapter.

(Pub. L. 98-613, § 7, Oct. 31, 1984, 98 Stat. 3190; Pub. L. 99-432, § 4, Oct. 1, 1986, 100 Stat. 990; Pub. L. 100-589, § 1, Nov. 3, 1988, 102 Stat. 2984; Pub. L. 102-130, § 2(b), Oct. 17, 1991, 105 Stat. 626; Pub. L. 105-146, § 2, Dec. 16, 1997, 111 Stat. 2676; Pub. L. 106-555, title I, § 101, Dec. 21, 2000, 114 Stat. 2765.)

¹ So in original.