

that will result in increased aquacultural production, the coordination of domestic aquaculture efforts, the conservation and enhancement of aquatic resources, the creation of new industries and job opportunities, and other national benefits.

(c) Policy

Congress declares that aquaculture has the potential for reducing the United States trade deficit in fisheries products, for augmenting existing commercial and recreational fisheries and for producing other renewable resources, thereby assisting the United States in meeting its future food needs and contributing to the solution of world resource problems. It is, therefore, in the national interest, and it is the national policy, to encourage the development of aquaculture in the United States.

(Pub. L. 96-362, §2, Sept. 26, 1980, 94 Stat. 1198; Pub. L. 99-198, title XVII, §1732, Dec. 23, 1985, 99 Stat. 1641.)

AMENDMENTS

1985—Subsec. (a)(3). Pub. L. 99-198, §1732(1), substituted “13 percent” for “10 per centum” and “6 percent” for “3 per centum”.

Subsec. (a)(7). Pub. L. 99-198, §1732(2), inserted “scientific,” before “economic,” and “the lack of supportive Government policies,” after “management information.”

Subsec. (b)(3), (4). Pub. L. 99-198, §1732(3), added par. (3) and redesignated former par. (3) as (4).

Subsec. (c). Pub. L. 99-198, §1732(4), inserted “or reducing the United States trade deficit in fisheries products.”

SHORT TITLE OF 1985 AMENDMENT

Section 1731 of Pub. L. 99-198 provided that: “This subtitle [subtitle C [D] (§§1731-1737) of title XVII of Pub. L. 99-198, amending this section and sections 2802 to 2805 and 2809 of this title] may be cited as the ‘National Aquaculture Improvement Act of 1985’.”

SHORT TITLE

Section 1 of Pub. L. 96-362 provided: “That this Act [enacting this chapter] may be cited as the ‘National Aquaculture Act of 1980’.”

§ 2802. Definitions

As used in this chapter, unless the context otherwise requires—

(1) The term “aquaculture” means the propagation and rearing of aquatic species in controlled or selected environments, including, but not limited to, ocean ranching (except private ocean ranching of Pacific salmon for profit in those States where such ranching is prohibited by law).

(2) The term “aquaculture facility” means any land, structure, or other appurtenance that is used for aquaculture and is located in any State. Such term includes, but is not limited to, any laboratory, hatchery, rearing pond, raceway, pen, incubator, or other equipment used in aquaculture.

(3) The term “aquatic species” means any species of finfish, mollusk, crustacean, or other aquatic invertebrate, amphibian, reptile, or aquatic plant.

(4) The term “coordinating group” means the interagency aquaculture coordinating group established by section 2805 of this title.

(5) The term “person” means any individual who is a citizen or national of the United States or of any State, any Indian tribe, any institution of higher education, and any corporation, partnership, association or other entity (including, but not limited to, any community development corporation, producer cooperative, or fishermen’s cooperative) organized or existing under the laws of any State.

(6) The term “Plan” means the National Aquaculture Development Plan required to be established under section 2803 of this title.

(7) The term “Secretaries” means the Secretary of Agriculture, the Secretary of Commerce, and the Secretary of the Interior.

(8) The term “Secretary” means the Secretary of Agriculture.

(9) The term “State” means any of the several States, the District of Columbia, the Commonwealth of Puerto Rico, American Samoa, the Virgin Islands of the United States, Guam, the Commonwealth of the Northern Mariana Islands, and the Trust Territory of the Pacific Islands, or any other territory or possession of the United States.

(Pub. L. 96-362, §3, Sept. 26, 1980, 94 Stat. 1199; Pub. L. 99-198, title XVII, §1733, Dec. 23, 1985, 99 Stat. 1641.)

AMENDMENTS

1985—Pars. (8), (9). Pub. L. 99-198 added par. (8) and redesignated former par. (8) as (9).

TERMINATION OF TRUST TERRITORY OF THE PACIFIC ISLANDS

For termination of Trust Territory of the Pacific Islands, see note set out preceding section 1681 of Title 48, Territories and Insular Possessions.

§ 2803. National Aquaculture Development Plan

(a) In general

(1) Within eighteen months after September 26, 1980, the Secretaries shall establish the National Aquaculture Development Plan.

(2) In developing the Plan, and revisions thereto under subsection (d) of this section, beginning not later than six months after September 26, 1980, the Secretary shall consult with the Secretary of Commerce and the Secretary of the Interior, other appropriate Federal officers, States, regional fishery management councils established under section 1852 of this title, and representatives of the aquaculture industry. In addition, the Secretary shall give interested persons and organizations an opportunity to comment during the development of the Plan.

(b) Contents of Plan

The Plan shall—

(1) identify aquatic species that the Secretaries determine to have significant potential for culturing on a commercial or other basis;

(2) recommend actions to be taken by the public and private sectors (which may include, but are not limited to, research and development, technical assistance, demonstration, extension education, and training activities) that are necessary to achieve such potential;

(3) address, after taking into account the status of aquaculture regarding the aquatic species concerned—