

"(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."

Subsec. (d). Pub. L. 102-130, § 3(b), substituted "1991, 1992, 1993, and 1994" for "1988, 1989, 1990, and 1991" and struck out at end "If the Secretary considers that the studies described in subsection (a) of this section 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."

§ 758e-5. Authorization of appropriations

There is authorized to be appropriated for the period beginning July 1, 1973, and ending June 30, 1976, the sum of \$3,000,000, and for the period beginning July 1, 1976, and ending September 30, 1979, the sum of \$4,000,000, and for each of the fiscal years 1980, 1981, 1982, 1983, 1984, 1985, 1986, 1987, 1988, 1989, 1990, 1991, 1992, 1993, 1994, and 1995, the sum of \$5,000,000, to carry out the purposes of sections 758e to 758e-5 of this title. Sums appropriated pursuant to this section shall remain available until expended.

(As amended Pub. L. 101-627, title VI, § 601, Nov. 28, 1990, 104 Stat. 4463.)

AMENDMENTS

1990—Pub. L. 101-627, which directed the substitution of "1988, 1989, 1990, 1991, 1992, 1993, 1994, and 1995" for "and 1988" in section 7 of the Central, Western, and South Pacific Fisheries Development Act, meaning section 7 of Pub. L. 92-444, was executed by making the substitution in section 8 of Pub. L. 92-444, this section, to reflect the probable intent of Congress and the renumbering of section 7 as 8 by Pub. L. 95-295, § 1(4).

CHAPTER 10—NORTHERN PACIFIC HALIBUT FISHING

SUBCHAPTER IV—NORTHERN PACIFIC HALIBUT ACT OF 1982

§ 773. Definitions

[See main edition for text]

(As amended Pub. L. 102-251, title III, § 302(a), Mar. 9, 1992, 106 Stat. 64.)

AMENDMENT OF SECTION

Pub. L. 102-251, title III, §§ 302(a), 308, Mar. 9, 1992, 106 Stat. 64, 66, provided that, effective on the date on which the Agreement between the United States and the Union of Soviet Socialist Republics on the Maritime Boundary, signed June 1, 1990, enters into force for the United States, with authority to prescribe implementing regula-

tions effective Mar. 9, 1992, but with no such regulation to be effective until the date on which the Agreement enters into force for the United States, section is amended by amending subsection (c) generally and adding subsection (h) to read as follows:

(c) "Exclusive economic zone" means the zone established by Proclamation Numbered 5030, dated March 10, 1983. For purposes of applying this subchapter, the inner boundary of that zone is a line coterminous with the seaward boundary of each of the coastal States.

(h) "Special areas" means the areas referred to as eastern special areas in Article 3(1) of the Agreement between the United States of America and the Union of Soviet Socialist Republics on the Maritime Boundary, signed June 1, 1990; in particular, the term refers to those areas east of the maritime boundary, as defined in that Agreement, that lie within 200 nautical miles of the baselines from which the breadth of the territorial sea of Russia is measured but beyond 200 nautical miles of the baselines from which the breadth of the territorial sea of the United States is measured.

REFERENCES IN TEXT

Proclamation Numbered 5030, referred to in subsec. (c), is Proc. No. 5030, Mar. 10, 1983, 48 F.R. 10605, which is set out as a note under section 1453 of this title.

EFFECTIVE DATE OF 1992 AMENDMENT

Section 308 of title III of Pub. L. 102-251 provided that:

"(a) IN GENERAL.—The amendment made by section 301(e)(3) [amending section 1822 of this title] takes effect on the date of enactment of this Act [Mar. 9, 1992], and the amendments made by the other provisions of this title [amending this section and sections 773e, 1151, 1362, 1801, 1802, 1811, 1821, 1822, 1824, 1853, 1857, 1861, 3631, and 3636 of this title and sections 1122 and 1124a of Title 33, Navigation and Navigable Waters], except as provided in subsection (b), shall be effective on the date on which the Agreement between the United States and the Union of Soviet Socialist Republics on the Maritime Boundary, signed June 1, 1990, enters into force for the United States.

"(b) AUTHORITY TO PRESCRIBE REGULATIONS.—The authority to prescribe regulations to implement the amendments made by this title shall be effective on the date of enactment of this Act [Mar. 9, 1992], but no such regulation may be effective until the date on which the Agreement described in subsection (a) enters into force for the United States."

§ 773e. Prohibited acts

[See main edition for text]

(As amended Pub. L. 102-251, title III, § 302(b), Mar. 9, 1992, 106 Stat. 65.)

AMENDMENT OF SUBSECTION (b)

Pub. L. 102-251, title III, §§ 302(b), 308, Mar. 9, 1992, 106 Stat. 65, 66, provided that, effective on the date on which the Agreement between the United States and the Union of Soviet Socialist Republics on the Maritime Boundary, signed June 1, 1990, enters into force for the United States, with authority to prescribe implementing regulations effective Mar. 9, 1992, but with no

such regulation to be effective until the date on which the Agreement enters into force for the United States, subsection (b) is amended by substituting "exclusive economic zone or special areas" for "fishery conservation zone".

EFFECTIVE DATE OF 1992 AMENDMENT

Amendment by Pub. L. 102-251 effective on date on which Agreement between United States and Union of Soviet Socialist Republics on the Maritime Boundary, signed June 1, 1990, enters into force for United States, with authority to prescribe implementing regulations effective Mar. 9, 1992, but with no such regulation to be effective until date on which Agreement enters into force for United States, see section 308 of Pub. L. 102-251, set out as a note under section 773 of this title.

CHAPTER 10B—FISH RESTORATION AND MANAGEMENT PROJECTS

Sec.

- 777c-1. New England Fishery Resources Restoration Act of 1990.
- (a) Short title.
 - (b) Purposes.
 - (c) Implementation of fishery resource restoration plans.
 - (d) Fish passage study.
 - (e) New England rivers fish and wildlife inventory.
 - (f) Authorization of appropriations.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 1225, 2904, 2905, 3125 of this title; title 25 sections 1709, 1745; title 26 section 9504; title 46 section 13101.

§ 777c. Division of annual appropriations

(a) Initial distribution

The Secretary of the Interior shall distribute 18 per centum of each annual appropriation made in accordance with the provisions of section 777b of this title as provided in the Coastal Wetlands Planning, Protection,¹ and Restoration Act (title III, Public Law 101-646) [16 U.S.C. 3951 et seq.]. Notwithstanding the provisions of section 777b of this title, such sums shall remain available to carry out such Act through fiscal year 1999.

(b) Use of balance after distribution

Of the balance of each such annual appropriation remaining after making the distribution under subsection (a) of this section, an amount equal to \$10,000,000 for fiscal year 1993, \$15,000,000 for each of fiscal years 1994 and 1995, and \$20,000,000 for each of fiscal years 1996, and 1997 shall be used as follows:

(1) one-half shall be transferred to the Secretary of Transportation and be expended for State recreational boating safety programs under section 13106(a)(1) of title 46; and

(2) one-half of amounts made available under this subsection in a fiscal year shall be available for two years for obligation under section 5604(c) of the Clean Vessel Act of 1992. The Secretary of the Interior may make grants for qualified projects in an amount up to the amount available under this para-

graph. Amounts unobligated by the Secretary of the Interior after two years shall be transferred to the Secretary of Transportation and be expended for State recreational boating safety programs under section 13106(a)(1) of title 46.

In fiscal year 1998, an amount equal to \$20,000,000 of the balance remaining after the distribution under subsection (a) of this section shall be transferred to the Secretary of Transportation and be expended for State recreational boating safety programs under section 13106(a)(1) of title 46.

(c) Funds available for expenses of investigations and administration

Of the balance of each such annual appropriation remaining after the distribution and use under subsections (a) and (b) of this section, respectively, so much, not to exceed 6 per centum of such balance, as the Secretary of the Interior may estimate to be necessary for his or her expenses in the conduct of necessary investigations, administration, and the execution of this chapter and for aiding in the formulation, adoption, or administration of any compact between two or more States for the conservation and management of migratory fishes in marine or freshwaters, shall be deducted for that purpose, and such sum is authorized to be made available until the expiration of the next succeeding fiscal year.

(d) Apportionment among States

The Secretary of the Interior, after the distribution, transfer, use, and deduction under subsections (a), (b), and (c) of this section, respectively, shall apportion the remainder of each such annual appropriation among the several States in the following manner: 40 per centum in the ratio which the area of each State including coastal and Great Lakes waters (as determined by the Secretary of the Interior) bears to the total area of all the States, and 60 per centum in the ratio which the number of persons holding paid licenses to fish for sport or recreation in the State in the second fiscal year preceding the fiscal year for which such apportionment is made, as certified to said Secretary by the State fish and game departments, bears to the number of such persons in all the States. Such apportionments shall be adjusted equitably so that no State shall receive less than 1 per centum nor more than 5 per centum of the total amount apportioned. Where the apportionment to any State under this section is less than \$4,500 annually, the Secretary of the Interior may allocate not more than \$4,500 of said appropriation to said State to carry out the purposes of this chapter when said State certifies to the Secretary of the Interior that it has set aside not less than \$1,500 from its fish-and-game funds or has made, through its legislature, an appropriation in this amount of said purposes.

(e) Unallocated funds

So much of any sum not allocated under the provisions of this section for any fiscal year is hereby authorized to be made available for expenditure to carry out the purposes of this

¹ So in original. The comma probably should not appear.