

Public Law 98-44
98th Congress

An Act

July 12, 1983

[S. 925]

Atlantic Salmon
Convention Act
of 1982, amend-
ment.

To make certain technical corrections in the Atlantic Salmon Convention Act of 1982.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I—MARINE FISHERIES PROGRAMS

SEC. 101. That section 10 of the Atlantic Tunas Convention Act of 1975 (16 U.S.C. 971h) is amended by striking out "and 1983" and inserting in lieu thereof "1983, 1984, 1985, and 1986".

SEC. 102. The Atlantic Salmon Convention Act of 1982 (16 U.S.C. 3601 et seq.) is amended—

(1) by inserting "not" immediately after "shall" in the second sentence of section 303(c); and

(2) by amending subsection (c) of section 307 to read as follows:

"(c) Any vessel used, and any fish (or the fair market value thereof) taken or retained in any manner, in connection with or as the result of the commission of an act which is unlawful under subsection (a) of this section shall be subject to civil forfeiture under section 310 of the Act of 1976 (16 U.S.C. 1860) to the same extent as if such vessel was used in, or such fish was taken or retained in connection with or as the result of, the commission of an act prohibited by section 307 of the Act of 1976 (16 U.S.C. 1857)."

SEC. 103. (a) The Fish and Wildlife Act of 1956 (16 U.S.C. 742a et seq.) is amended—

(1) by striking out "September 30, 1983" each place it appears in section 4(c) and inserting in lieu thereof "September 30, 1984"; and

(2) by striking out "1982 and 1983." in section 7(c)(6) and inserting in lieu thereof "1982, 1983, and 1984."

(b) Section 221 of the American Fisheries Promotion Act (16 U.S.C. 742c note) is amended—

(1) by striking out "September 30, 1982" in subsection (a) and inserting in lieu thereof "September 30, 1984";

(2) by amending subsection (b)—

(A) by striking out "fiscal year 1982," in subparagraph (2)(A) and inserting in lieu thereof "each of fiscal years 1982, 1983, and 1984," and

(B) by striking out "1981 and 1982" in subparagraph (2)(C) and inserting in lieu thereof "1981, 1982, 1983, and 1984"; and

(3) by striking out "fiscal year 1981 or 1982, or both," in subsection (c)(1) and inserting in lieu thereof "any of fiscal years 1981, 1982, 1983, and 1984,".

SEC. 104. Section 1(c)(2) of the Anadromous Fish Conservation Act (16 U.S.C. 757a(c)(2)) is amended: (1) by striking out "shall be 90 percent" and inserting in lieu thereof "shall be up to 90 percent"; and (2) by striking out "resources," and inserting in lieu thereof

96 Stat. 1952.
16 USC 3602.
96 Stat. 1953.
16 USC 3606.

96 Stat. 1652.
16 USC 742c.
96 Stat. 1652.
16 USC 742f.

96 Stat. 2492.

“resources, prepared by an interstate commission,”; and by adding at the end thereof the following new sentence: “For purposes of this paragraph, the term ‘interstate commission’ means—

“Interstate
commission.”

“(A) the commission established by the Atlantic States Marine Fisheries Compact (as consented to and approved by Public Law 80-77), approved May 4, 1942 (56 Stat. 267);

“(B) the commission established by the Pacific Marine Fisheries Compact (as consented to and approved by Public Law 80-232), approved July 24, 1947 (16 Stat. 419); and

61 Stat. 419.

“(C) the commission established by the Gulf States Marine Fisheries Compact (as consented to and approved by Public Law 81-66), approved May 19, 1949 (63 Stat. 70).”

SEC. 105. Section 2 of the Fishery Conservation Zone Transition Act (16 U.S.C. 1823 note) is amended by adding at the end thereof the following new subsection:

96 Stat. 148.

“(c) Notwithstanding such section 203—

16 USC 1823.

“(1) the governing international fishery agreement referred to in subsection (a)(5), as extended until July 1, 1984, pursuant to the Diplomatic Notes referred to in the message to the Congress from the President of the United States dated May 3, 1983, is hereby approved by the Congress as a governing international fishery agreement for the purposes of such Act of 1976;

“(2) the governing international fishery agreement referred to in subsection (a)(6), as extended until July 1, 1984, pursuant to the Diplomatic Notes referred to in the message to the Congress from the President of the United States dated May 3, 1983, is hereby approved by the Congress as a governing international fishery agreement for the purposes of such Act of 1976; and

“(3) the governing international fishery agreement referred to in subsection (a)(4), as contained in the message to the House of Representatives and the Senate from the President of the United States dated May 3, 1983, is hereby approved by the Congress as a governing international fishery agreement for the purposes of such Act of 1976.

Each such governing international fishery agreement shall enter into force and effect with respect to the United States on July 1, 1983.”

TITLE II—MISCELLANEOUS PROVISIONS

SEC. 201. Notwithstanding the provisions of section 27 of the Merchant Marine Act of 1920 (46 U.S.C. 883), or any other provision of law to the contrary, the Secretary of the department in which the United States Coast Guard is operating shall cause the vessel Norden (official number 584767) to be documented as a vessel of the United States, upon compliance with the usual requirements, with the privilege of engaging in the coastwise trade so long as such vessel is owned by a citizen of the United States.

Vessel documen-
tation.
96 Stat. 1954,
1956.

SEC. 202. Notwithstanding any other provision of law, a corporation which, as of March 1, 1983, is a citizen of the United States within the meaning of section 2 of the Shipping Act of 1916, as amended (46 U.S.C. 802), shall continue to be deemed a citizen of the United States within the meaning of said section and shall continue to be deemed an owner whose vessels are eligible for documentation under section 104 of the Vessel Documentation Act (46 U.S.C. 65b) notwithstanding the election and service of a resident alien as its president or chief executive officer: *Provided*, That such resident

alien has, pursuant to the provisions of section 334(f) of the Immigration and Nationality Act (8 U.S.C. 1445(f)), filed with the Immigration and Naturalization Service of the United States Department of Justice, prior to July 1, 1983, an application to file declaration of intention to become a citizen of the United States.

(b) Any rights conferred by subsection (a) shall expire unless such resident alien has become a naturalized citizen by March 1, 1987.

Approved July 12, 1983.

10 USC 1522 (c) Notwithstanding such section 305— (1) the governing international fishery agreement referred to in subsection (a)(5) as extended until July 1, 1984, pursuant to the Diplomatic Notes referred to in the message to the Congress from the President of the United States dated May 8, 1983, is hereby approved by the Congress as a governing international fishery agreement for the purpose of such Act of 1976; (2) the governing international fishery agreement referred to in subsection (a)(6) as extended until July 1, 1984, pursuant to the Diplomatic Notes referred to in the message to the Congress from the President of the United States dated May 8, 1983, is hereby approved by the Congress as a governing international fishery agreement for the purpose of such Act of 1976; and (3) the governing international fishery agreement referred to in subsection (a)(7) as contained in the message to the House of Representatives and the Senate from the President of the United States dated May 8, 1983, is hereby approved by the Congress as a governing international fishery agreement for the purpose of such Act of 1976. Each such governing international fishery agreement shall enter into force and effect with respect to the United States on July 1, 1983.

TITLE II—MISCELLANEOUS PROVISIONS

Sec. 301. Notwithstanding the provisions of section 27 of the Merchant Marine Act of 1920 (46 U.S.C. 883) or any other provision of law to the contrary, the Secretary of the department in which the United States Coast Guard is operating shall cause the vessel (Official number 584757) to be documented as a vessel of the United States upon compliance with the usual requirements with the purchase of engaging in the coastwise trade so long as such vessel is owned by a citizen of the United States.

Sec. 302. Notwithstanding any other provision of law, a corporation which, as of March 1, 1983, is a citizen of the United States within the meaning of section 2 of the Shipping Act of 1916, as amended (46 U.S.C. 202), shall continue to be deemed a citizen of the United States within the meaning of said section and shall continue to be deemed an owner whose vessel is

LEGISLATIVE HISTORY—S. 925:
SENATE REPORT No. 98-78 (Comm. on Commerce, Science, and Transportation),
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 29, considered and passed Senate and House.