

110TH CONGRESS
2^D SESSION

H. R. 5741

To amend the High Seas Driftnet Fishing Moratorium Protection Act and the Magnuson-Stevens Fishery Conservation and Management Act to improve the conservation of sharks.

IN THE HOUSE OF REPRESENTATIVES

APRIL 9, 2008

Ms. BORDALLO (for herself, Mr. FALEOMAVAEGA, Mr. ABERCROMBIE, Mr. FARR, Mr. PALLONE, Mr. HINCHEY, Mrs. CHRISTENSEN, and Mr. GONZALEZ) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To amend the High Seas Driftnet Fishing Moratorium Protection Act and the Magnuson-Stevens Fishery Conservation and Management Act to improve the conservation of sharks.

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 “Shark Conservation
5 Act of 2008”.

1 **SEC. 2. AMENDMENT OF HIGH SEAS DRIFTNET FISHING**
2 **MORATORIUM PROTECTION ACT.**

3 Section 610(a) of the High Seas Driftnet Fishing
4 Moratorium Protection Act (16 U.S.C. 1826k(a)) is
5 amended—

6 (1) by striking so much as precedes paragraph
7 (1) and inserting the following:

8 “(a) IDENTIFICATION.—The Secretary shall identify,
9 and list in the report under section 607—

10 “(1) a nation if—”;

11 (2) in paragraph (1) by redesignating subpara-
12 graphs (A) and (B) as clauses (i) and (ii), respec-
13 tively;

14 (3) by redesignating paragraphs (1) through
15 (3) as subparagraphs (A) through (C), respectively;

16 (4) by moving subparagraphs (A) through (C)
17 (as so redesignated) 2 ems to the right;

18 (5) in subparagraph (C) (as so redesignated) by
19 striking the period at the end and inserting “; and”;
20 and

21 (6) by adding at the end the following:

22 “(2) a nation if—

23 “(A) fishing vessels of that nation are en-
24 gaged, or have been engaged during the pre-
25 ceding calendar year, in fishing activities or

1 practices that target or incidentally catch
2 sharks; and

3 “(B) the nation has not adopted a regu-
4 latory program to provide for the conservation
5 of sharks, including measures to prohibit re-
6 moval any of the fins of a shark (including the
7 tail) and discarding the carcass of the shark at
8 sea, that is comparable to that of the United
9 States, taking into account different condi-
10 tions.”.

11 **SEC. 3. AMENDMENT OF MANGNUSON-STEVEN'S FISHERY**
12 **CONSERVATION AND MANAGEMENT ACT.**

13 Section 307(1) of Magnuson-Stevens Fishery Con-
14 servation and Management Act (16 U.S.C. 1857(1)) is
15 amended—

16 (1) in subparagraph (P)(ii), by striking “fish-
17 ing”; and

18 (2) by striking the matter following subpara-
19 graph (R).

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