

ed as referring to Committee on Resources of House of Representatives in case of provisions relating to fisheries, wildlife, international fishing agreements, marine affairs (including coastal zone management) except for measures relating to oil and other pollution of navigable waters, or oceanography by section 1(b)(3) of Pub. L. 104-14, set out as a note preceding section 21 of Title 2, The Congress.

§ 941g. Authorization of appropriations

(a) There are authorized to be appropriated to the Director—

(1) for conducting a study under section 941c of this title not more than \$4,000,000 for each of fiscal years 1991 through 1994;

(2) to establish and operate the Great Lakes Coordination Office under section 941f(a)¹ of this title and Upper Great Lakes Fishery Resources Offices under section 941f(c)¹ of this title, not more than \$4,000,000 for each of fiscal years 1991 through 1995; and

(3) to establish and operate the Lower Great Lakes Fishery Resources Offices² under section 941f(b)¹ of this title, not more than \$2,000,000 for each of fiscal years 1991 through 1995.

(b) There are authorized to be appropriated to the Secretary to carry out this chapter, not more than \$1,500,000 for each of fiscal years 1991 through 1995.

(Pub. L. 101-537, title I, §1009, Nov. 8, 1990, 104 Stat. 2374; Pub. L. 101-646, title II, §2009, Nov. 29, 1990, 104 Stat. 4778.)

REFERENCES IN TEXT

This chapter, referred to in subsec. (b), was in the original “this Act”, which, to reflect the probable intent of Congress, was translated as reading “this title” meaning title II of Pub. L. 101-646, Nov. 29, 1990, 104 Stat. 4773, known as the Great Lakes Fish and Wildlife Restoration Act of 1990, which is classified generally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 941 of this title and Tables.

CODIFICATION

Pub. L. 101-537 and Pub. L. 101-646 enacted substantially identical provisions of subsec. (a), but Pub. L. 101-537 did not enact a subsec. (b).

CHAPTER 15C—GREAT LAKES FISH AND WILDLIFE TISSUE BANK

Sec.	
943.	Tissue bank.
	(a) In general.
	(b) Guidance.
943a.	Data base.
	(a) Maintenance.
	(b) Access.
943b.	Definitions.
943c.	Authorization of appropriations.

§ 943. Tissue bank

(a) In general

The Secretary shall coordinate existing facilities for the storage, preparation, examination, and archiving of tissues from selected Great Lakes fish and wildlife, which shall be known as

the “Great Lakes Fish and Wildlife Tissue Bank”.

(b) Guidance

The Secretary shall, in consultation with appropriate Federal and State agencies and the Council of Great Lakes Research Managers, issue guidance, after an opportunity for public review and comment, for Great Lakes fish and wildlife tissue collection, preparation, archiving, quality control procedures, and access that will ensure—

(1) appropriate uniform methods and standards for those activities to provide confidence in Great Lakes fish and wildlife tissue samples used for research;

(2) documentation of procedures used for collecting, preparing, and archiving those samples; and

(3) appropriate scientific use of the tissues in the Great Lakes Fish and Wildlife Tissue Bank.

(Pub. L. 102-440, title II, §202, Oct. 23, 1992, 106 Stat. 2233.)

SHORT TITLE

Section 201 of title II of Pub. L. 102-440 provided that: “This title [enacting this chapter] may be cited as ‘The Great Lakes Fish and Wildlife Tissue Bank Act’.”

§ 943a. Data base

(a) Maintenance

The Secretary shall maintain a central data base which provides an effective means for tracking and assessing relevant reference data on Great Lakes fish and wildlife, including data on tissues collected for and maintained in the Great Lakes Fish and Wildlife Tissue Bank.

(b) Access

The Secretary shall establish criteria, after an opportunity for public review and comment, for access to the data base which provides for appropriate use of the information by the public.

(Pub. L. 102-440, title II, §203, Oct. 23, 1992, 106 Stat. 2233.)

§ 943b. Definitions

In this chapter—

(1) “Secretary” means the Secretary of the Interior, acting through the Director of the United States Fish and Wildlife Service.

(2) “Great Lakes fish and wildlife” means fauna, fish, and invertebrates dependent on Great Lakes resources, and located within the Great Lakes Basin.

(Pub. L. 102-440, title II, §204, Oct. 23, 1992, 106 Stat. 2233.)

§ 943c. Authorization of appropriations

There is authorized to be appropriated to the Secretary, \$250,000 for each of fiscal years 1993 and 1994 to carry out this chapter.

(Pub. L. 102-440, title II, §205, Oct. 23, 1992, 106 Stat. 2234.)

CHAPTER 16—TUNA CONVENTIONS

Sec.	
951.	Definitions.

¹So in original. Probably should be “941e(a)”, “941e(c)”, and “941e(b)”, respectively.

²So in original. Probably should be “Office”.

- Sec.
952. Commissioners; number, appointment, and qualification.
953. Advisory Committee; composition; appointment; compensation; duties.
954. Repealed.
955. Secretary of State to act for United States.
 (a) Approval of commission bylaws and rules; action on reports, requests, and recommendations.
 (b) Regulations.
 (c) Rulemaking procedures; prohibitions.
956. Inspection of returns, records, or other reports.
957. Violations; fines and forfeitures; application of related laws.
958. Cooperation with other agencies.
 (a) Coordination of programs.
 (b) Scientific and other programs; facilities and personnel.
 (c) Facilities and personnel to non-Federal agencies.
959. Enforcement of chapter.
 (a) Issuance of process.
 (b) Federal law enforcement agents.
 (c) Execution of process.
 (d) Arrests.
 (e) Seizures and disposition of fish.
 (f) Security.
960. Commissions' functions not restrained by this chapter or State laws.
961. Authorization of appropriations.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in section 3377 of this title.

§ 951. Definitions

As used in this chapter, the term—

(a) "convention" includes (1) the Convention for the Establishment of an International Commission for the Scientific Investigation of Tuna, signed at Mexico City, January 25, 1949, by the United States of America and the United Mexican States, (2) the Convention for the Establishment of an Inter-American Tropical Tuna Commission, signed at Washington, May 31, 1949, by the United States of America and the Republic of Costa Rica, or both such conventions, as the context requires;

(b) "commission" includes (1) the International Commission for the Scientific Investigation of Tuna, (2) the Inter-American Tropical Tuna Commission provided for by the conventions referred to in subsection (a) of this section, or both such commissions, as the context requires;

(c) "United States Commissioners" means the members of the commissions referred to in subsection (b) of this section representing the United States of America and appointed pursuant to the terms of the pertinent convention and section 952 of this title;

(d) "person" means every individual, partnership, corporation, and association subject to the jurisdiction of the United States; and

(e) "United States" shall include all areas under the sovereignty of the United States, the Trust Territory of the Pacific Islands, and the Canal Zone.

(Sept. 7, 1950, ch. 907, §2, 64 Stat. 777; Oct. 15, 1962, Pub. L. 87-814, §1, 76 Stat. 923.)

REFERENCES IN TEXT

For definition of Canal Zone, referred to in subsec. (e), see section 3602(b) of Title 22, Foreign Relations and Intercourse.

AMENDMENTS

1962—Subsec. (e). Pub. L. 87-814 substituted definition of "United States" for definition of "enforcement agency".

EFFECTIVE DATE

Section 14 of act Sept. 7, 1950, provided: "This Act [this chapter] shall take effect with respect to each of the conventions upon the entry into force of that convention, unless such entry into force shall be prior to the date of approval of this Act [Sept. 7, 1950] in which case this Act [this chapter] shall take effect immediately." The Costa Rican convention was ratified on March 3, 1950, and the Mexican convention on July 11, 1950. Therefore, the act took effect upon its approval on Sept. 7, 1950.

SHORT TITLE

Section 1 of act Sept. 7, 1950, provided: "That this Act [enacting this chapter] may be cited as the 'Tuna Conventions Act of 1950'."

SEPARABILITY

Section 13 of act Sept. 7, 1950, provided: "If any provision of this Act [this chapter] or the application of such provision to any circumstances or persons shall be held invalid, the validity of the remainder of the Act and the applicability of such provision to other circumstances or persons shall not be affected thereby."

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.

LANDING OF CATCH OF FISH BY FOREIGN VESSELS

Section 6 of Pub. L. 87-814 provided that: "Nothing in this Act [amending this section and sections 955 to 957, 959 of this title] shall be construed to amend or repeal the provisions of section 4311 of the Revised Statutes, as amended (46 U.S.C. 251)."

§ 952. Commissioners; number, appointment, and qualification

The United States shall be represented on the two commissions by a total of not more than four United States Commissioners, who shall be appointed by the President, serve as such during his pleasure, and receive no compensation for their services as such Commissioners. Of such Commissioners—

(a) not more than one shall be a person residing elsewhere than in a State whose vessels maintain a substantial fishery in the areas of the conventions;

(b) at least one of the Commissioners who are such legal residents shall be a person chosen from the public at large, and who is not a salaried employee of a State or of the Federal Government;

(c) at least one shall be an officer of the Department of Commerce; and

(d) at least one shall be chosen from a non-governmental conservation organization.

(Sept. 7, 1950, ch. 907, §3, 64 Stat. 777; 1970 Reorg. Plan No. 4, eff. Oct. 3, 1970, 35 F.R. 15627, 84 Stat. 2090; Oct. 26, 1992, Pub. L. 102-523, §3(a)(1), 106 Stat. 3433.)

AMENDMENTS

1992—Par. (d). Pub. L. 102-523 added par. (d).

TRANSFER OF FUNCTIONS

"Department of Commerce" substituted in text for "United States Fish and Wildlife Service" in view of: