

CODIFICATION

Title VIII of Pub. L. 102-567 and Pub. L. 102-587 enacted identical sections. Title VIII of Pub. L. 102-587 was repealed by Pub. L. 106-562.

AMENDMENTS

2000—Subsec. (a). Pub. L. 106-562, §304(b), inserted after second sentence “Individuals serving as such Commissioners shall not be considered to be Federal employees while performing such service, except for purposes of injury compensation or tort claims liability as provided in chapter 81 of title 5 and chapter 171 of title 28.”

§ 5004. Advisory Panel**(a) Establishment of Panel**

An Advisory Panel to the United States Section is established. The Advisory Panel shall be composed of the following:

- (1) The Commissioner of the Alaska Department of Fish and Game.
- (2) The Director of the Washington Department of Fisheries.
- (3) One representative of the Pacific States Marine Fisheries Commission, designated by the Executive Director of that commission.
- (4) Eleven members (six of whom shall be residents of the State of Alaska and five of whom shall be residents of the State of Washington), appointed by the Secretary, in consultation with the Secretary of Commerce, from among a slate of 12 persons nominated by the Governor of Alaska and a slate of 10 persons nominated by the Governor of Washington.

(b) Qualifications

Persons appointed to the Advisory Panel shall be individuals who are knowledgeable or experienced concerning anadromous stocks and ecologically related species. In submitting a slate of nominees pursuant to subsection (a)(4) of this section, the Governors of Alaska and Washington shall seek to represent the broad range of parties interested in anadromous stocks and ecologically related species, and at a minimum shall include on each slate at least one representative of commercial salmon fishing interests and of environmental interests concerned with protection of living marine resources.

(c) Limitation on service

Any person appointed to the Advisory Panel pursuant to subsection (a)(4) of this section shall serve for a term not to exceed 4 years, and may not serve more than two consecutive terms.

(d) Functions

The Advisory Panel shall be invited to all non-executive meetings of the United States Section and at such meetings shall be granted the opportunity to examine and to be heard on all proposed programs of study and investigation, reports, and recommendations of the United States Section.

(e) Compensation and expenses

The members of the Advisory Panel shall receive no compensation or travel expenses for their services as such members.

(Pub. L. 102-567, title VIII, §805, Oct. 29, 1992, 106 Stat. 4311; Pub. L. 102-587, title VIII, §8005, Nov.

4, 1992, 106 Stat. 5100; Pub. L. 106-562, title III, §304(a), Dec. 23, 2000, 114 Stat. 2806.)

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TERMINATION OF ADVISORY PANELS

Advisory panels established after Jan. 5, 1973, to terminate not later than the expiration of the 2-year period beginning on the date of their establishment, unless, in the case of a panel established by the President or an officer of the Federal Government, such panel is renewed by appropriate action prior to the expiration of such 2-year period, or in the case of a panel established by Congress, its duration is otherwise provided for by law, see sections 3(2) and 14 of Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, 776, set out in the Appendix to Title 5, Government Organization and Employees.

§ 5005. Commission recommendations

The Secretary, with the concurrence of the Secretary of Commerce, may accept or reject, on behalf of the United States, recommendations made by the Commission in accordance with article IX of the Convention.

(Pub. L. 102-567, title VIII, §806, Oct. 29, 1992, 106 Stat. 4311; Pub. L. 102-587, title VIII, §8006, Nov. 4, 1992, 106 Stat. 5101; Pub. L. 106-562, title III, §304(a), Dec. 23, 2000, 114 Stat. 2806.)

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§ 5006. Administration and enforcement of Convention**(a) Responsibilities**

The Secretary of Commerce shall be responsible for administering provisions of the Convention, this chapter, and regulations issued under this chapter. The Secretary, in consultation with the Secretary of Commerce and the Secretary of Transportation, shall be responsible for coordinating the participation of the United States in the Commission.

(b) Consultation and cooperation

In carrying out such functions, the Secretary of Commerce—

- (1) shall, in consultation with the Secretary of Transportation and the United States Section, issue such regulations as may be necessary to carry out the purposes and objectives of the Convention and this chapter; and
- (2) may, with the concurrence of the Secretary, cooperate with the authorized officials of the government of any Party.

(Pub. L. 102-567, title VIII, §807, Oct. 29, 1992, 106 Stat. 4311; Pub. L. 102-587, title VIII, §8007, Nov. 4, 1992, 106 Stat. 5101; Pub. L. 106-562, title III, §304(a), Dec. 23, 2000, 114 Stat. 2806.)

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§ 5007. Cooperation with other agencies**(a) In general**

Any agency of the Federal Government is authorized, upon request of the Commission, to co-