

System, through the use of the hatchery as an outdoor classroom and development of other educational programs; or

(5) contribute financial resources to the hatchery, under the terms that require that the net revenues be used exclusively for the benefit of the hatchery, through donation of net revenues from the sale of educational materials and products and through encouragement of gifts, devises, and bequests.

**(b) Treasury account**

Amounts received by the Secretary of the Interior as a result of projects and programs under subsection (a) shall be deposited in a separate account in the Treasury. Amounts in the account that are attributable to activities at a particular facility of the System shall be available to the Secretary of the Interior, without further appropriation, to pay the costs of incidental expenses related to volunteer activities, and to carry out cooperative agreements for the hatchery facility.

(Pub. L. 109-360, § 5, Oct. 16, 2006, 120 Stat. 2060.)

REFERENCES IN TEXT

The Fish and Wildlife Coordination Act, referred to in subsec. (a), is act Mar. 10, 1934, ch. 55, 48 Stat. 401, as amended, which is classified generally to sections 661 to 666c of this title. For complete classification of this Act to the Code, see Short Title note set out under section 661 of this title and Tables.

**§ 760aa-4. Hatchery education program development**

**(a) Guidance**

Not later than 1 year after October 16, 2006, the Secretary of the Interior shall develop guidance for the hatchery education programs to further the mission of the System and the purposes of individual hatcheries through—

- (1) providing outdoor classroom opportunities for students on fish hatcheries that combine educational curricula with the personal experiences of students relating to fish, aquatic species, and their habitat, and to the cultural and historical resources of the hatcheries;
- (2) promoting understanding and conservation of fish, aquatic species, and the cultural and historical resources of the hatcheries; and
- (3) improving scientific literacy in conjunction with both formal and nonformal education programs.

**(b) Hatchery programs**

Based on the guidance developed under subsection (a), the Secretary of the Interior may, with assistance from the Fish and Wildlife Management Assistance Program, develop or enhance hatchery educational programs as appropriate, based on the resources of individual hatcheries and the opportunities available for such programs in State, local, and private schools. In developing and implementing each program, the Secretary should cooperate with State and local education authorities, and may cooperate with partner organizations in accordance with subsection (d).<sup>1</sup>

<sup>1</sup> So in original. No subsec. (d) has been enacted.

(Pub. L. 109-360, § 6, Oct. 16, 2006, 120 Stat. 2060.)

**CHAPTER 10—NORTHERN PACIFIC HALIBUT FISHING**

**SUBCHAPTER I—NORTHERN PACIFIC HALIBUT ACT OF 1924**

Sec.  
761 to 769. Omitted.

**SUBCHAPTER II—NORTHERN PACIFIC HALIBUT ACT OF 1932**

771 to 771j. Omitted.

**SUBCHAPTER III—NORTHERN PACIFIC HALIBUT ACT OF 1937**

772 to 772j. Repealed.

**SUBCHAPTER IV—NORTHERN PACIFIC HALIBUT ACT OF 1982**

- 773. Definitions.
- 773a. International Pacific Halibut Commission.
- 773b. Acceptance or rejection of Commission recommendations.
- 773c. General responsibility.
- 773d. Cooperation of Federal agencies.
- 773e. Prohibited acts.
- 773f. Civil penalties.
- 773g. Crimes and criminal penalties.
- 773h. Forfeitures.
- 773i. Administration and enforcement.
- 773j. Authorization of appropriations.
- 773k. Location of office space and other facilities on or near University of Washington campus in State of Washington.

**SUBCHAPTER I—NORTHERN PACIFIC HALIBUT ACT OF 1924**

**§§ 761 to 769. Omitted**

CODIFICATION

Sections, act June 7, 1924, ch. 345, §§1-10, 12, 43 Stat. 648-650, constituting the Northern Pacific Halibut Act of 1924, are covered by act May 17, 1982, Pub. L. 97-176, §§1-13, 96 Stat. 78-84, incorporated in sections 773 to 773k of this title.

**SUBCHAPTER II—NORTHERN PACIFIC HALIBUT ACT OF 1932**

**§§ 771 to 771j. Omitted**

CODIFICATION

Sections, act May 2, 1932, ch. 154, §§1-11, 47 Stat. 142-144, constituting the Northern Pacific Halibut Act of 1932, are covered by act May 17, 1982, Pub. L. 97-176, §§1-13, 96 Stat. 78-84, incorporated in sections 773 to 773k of this title.

**SUBCHAPTER III—NORTHERN PACIFIC HALIBUT ACT OF 1937**

**§§ 772 to 772j. Repealed. Pub. L. 97-176, § 14, May 17, 1982, 96 Stat. 84**

Section 772, act June 28, ch. 392, §1, 50 Stat. 325, provided that this subchapter may be cited as the ‘‘Northern Pacific Halibut Act of 1937’’. See section 1 of Pub. L. 97-176, set out as a Short Title note under section 773 of this title, for the short title of the successor Northern Pacific Halibut Act of 1982.

Section 772a, acts June 28, 1937, ch. 392, §2, 50 Stat. 325; Aug. 8, 1953, ch. 382, 67 Stat. 494, defined ‘‘Convention’’, ‘‘Commission’’, ‘‘person’’, ‘‘Territorial waters of the United States’’, ‘‘Territorial waters of Canada’’, ‘‘Convention waters’’, ‘‘halibut’’, and ‘‘vessel’’. See section 773 of this title.

Section 772b, act June 28, 1937, ch. 392, §3, 50 Stat. 326, enumerated the unlawful acts under the terms of the

Northern Pacific Halibut Act of 1937. See section 773e of this title.

Section 772c, act June 28, 1937, ch. 392, § 4, 50 Stat. 327, related to the duty of the owner or master of vessels to keep records and reports and to make them available for inspection.

Section 772d, act June 28, 1937, ch. 392, § 5, 50 Stat. 327; 1939 Reorg. Plan No. II, §4(e), eff. July 1, 1939, 4 F.R. 2731, 53 Stat. 1433; 1940 Reorg. Plan No. III, §3, eff. June 30, 1940, 5 F.R. 2108, 54 Stat. 1232; 1970 Reorg. Plan No. 4, eff. Oct. 3, 1970, 35 F.R. 15627, 84 Stat. 2090, related to enforcement, arrest and seizure of offending persons and vessels, detention, and use of the testimony of Federal officers and employees. See section 773i of this title.

Section 772e, act June 28, 1937, ch. 392, § 6, 50 Stat. 328; 1939 Reorg. Plan No. II, §4(e), eff. July 1, 1939, 4 F.R. 2731, 53 Stat. 1433; 1970 Reorg. Plan No. 4, eff. Oct. 3, 1970, 35 F.R. 15627, 84 Stat. 2090, related to penalties and forfeitures. See sections 773f to 773h of this title.

Section 772f, act June 28, 1937, ch. 392, § 7, 50 Stat. 328; 1939 Reorg. Plan No. II, §4(e), eff. July 1, 1939, 4 F.R. 2731, 53 Stat. 1433; 1970 Reorg. Plan No. 4, eff. Oct. 3, 1970, 35 F.R. 15627, 84 Stat. 2090, related to penalties relative to records and reports.

Section 772g, act June 28, 1937, ch. 392, § 8, 50 Stat. 328, exempted the Commission and its agents when engaged in scientific investigations from the prohibitions of the subchapter.

Section 772h, act June 28, 1937, ch. 392, § 9, 50 Stat. 328; 1939 Reorg. Plan No. II, §4(e), eff. July 1, 1939, 4 F.R. 2731, 53 Stat. 1433; 1970 Reorg. Plan No. 4, eff. Oct. 3, 1970, 35 F.R. 15627, 84 Stat. 2090, authorized promulgation of rules and regulations. See section 773c of this title.

Section 772i, act June 28, 1937, ch. 392, § 10, 50 Stat. 328, set the effective date for the Northern Pacific Halibut Act of 1937 as the date of exchange of ratifications of the Convention of January 29, 1937, signed by the United States and Canada [July 28, 1937].

Section 772j, act June 28, 1937, ch. 392, § 11, as added Oct. 1, 1965, Pub. L. 89-233, 79 Stat. 902, provided for the location of office facilities on or near the campus of the University of Washington. See section 773k of this title.

#### EFFECTIVE DATE OF REPEAL

Pub. L. 97-176, § 14, May 17, 1982, 96 Stat. 84, provided that the Northern Pacific Halibut Act of 1937 [sections 772 to 772j of this title] is repealed effective as of the 90th day after the date of enactment of Pub. L. 97-176 [May 17, 1982].

### SUBCHAPTER IV—NORTHERN PACIFIC HALIBUT ACT OF 1982

#### § 773. Definitions

As used in this subchapter the term:

(a) "Convention" means the Convention between the United States of America and Canada for the Preservation of the Halibut Fishery of the Northern Pacific Ocean and Bering Sea, signed at Ottawa, Canada on March 2, 1953, as amended by the Protocol Amending the Convention, signed at Washington March 29, 1979, and includes the regulations promulgated thereunder.

(b) "Commission" means the International Pacific Halibut Commission provided for by article III of the Convention.

(c) "Fishery conservation zone" means the fishery conservation zone of the United States established by section 1811<sup>1</sup> of this title.

(d) "Convention waters" means the maritime areas off the west coast of the United States and Canada described in article I of the Convention.

(e) "Halibut" means fish of the species *Hippoglossus stenolepis* inhabiting Convention waters.

(f) "Fishing vessel" means—

(1) any vessel engaged in catching fish in Convention waters or in processing or transporting fish loaded in Convention waters;

(2) any vessel outfitted to engage in any activity described in paragraph (1); or

(3) any vessel in normal support of any vessel described in paragraph (1) or (2).

(g) "Secretary" means the Secretary of Commerce.

(Pub. L. 97-176, § 2, May 17, 1982, 96 Stat. 78; Pub. L. 102-251, title III, § 302(a), Mar. 9, 1992, 106 Stat. 64; Pub. L. 104-208, div. A, title I, § 101(a) [title II, § 211(b)], Sept. 30, 1996, 110 Stat. 3009, 3009-41.)

#### 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 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, 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

Section 1811 of this title, referred to in subsec. (c), which established the fishery conservation zone, was amended generally by Pub. L. 99-659, title I, § 101(b), Nov. 14, 1986, 100 Stat. 3706, and now relates to United States sovereign rights to fish and fishery management authority within the exclusive economic zone.

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.

#### AMENDMENTS

1996—Subsec. (c). Pub. L. 104-208 made technical amendment to reference in original act which appears in text as reference to section 1811 of this title.

#### EFFECTIVE DATE OF 1996 AMENDMENT

Pub. L. 104-208, div. A, title I, § 101(a) [title II, § 211(b)], Sept. 30, 1996, 110 Stat. 3009, 3009-41, provided that the amendment made by that section is effective 15 days after Oct. 11, 1996.

<sup>1</sup> See References in Text note below.