

## Session 116 - (2005-2006)

**H 3889 General Bill, By Limehouse, Bailey, Ceips, Duncan, Hagood, Miller and Scarborough**

***Similar (S 0672)***

**Summary:** Department of Natural Resources

A BILL TO AMEND SECTION 50-5-32, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE EMERGENCY AUTHORITY OF THE DEPARTMENT OF NATURAL RESOURCES TO CLOSE COMMERCIAL OR RECREATIONAL FISHING SEASONS, AREAS, OR ACTIVITIES IN THE SALT WATERS OF THIS STATE, SO AS TO PROVIDE THAT A THREAT TO A FISHERY RESOURCE INCLUDES A SUBSTANTIAL MORTALITY OF THE RESOURCE OR A DECREASE IN ITS REPRODUCTION RATES, AND TO PROVIDE THAT THE TAKING AND IMMEDIATE RELEASE OF SALTWATER FISH COVERED BY THE EMERGENCY CLOSURE IS NOT A VIOLATION OF THIS SECTION; TO AMEND SECTION 50-5-1705, AS AMENDED, RELATING TO CATCH LIMITS ON CERTAIN SALTWATER FISH, SO AS TO AUTHORIZE THE BOARD OF NATURAL RESOURCES TO ESTABLISH TAKE AND POSSESSION LIMITS AND SIZE LIMITS FOR ELEVEN SPECIFIC TYPES OR GROUPS OF SALTWATER FINFISH, TO PROVIDE FOR THE REVIEW, APPROVAL, NOTIFICATION, AND IMPLEMENTATION PROCEDURES IN REGARD TO THE ABOVE, TO PROVIDE THAT THESE PROCEDURES ARE IN LIEU OF THOSE FOR PROMULGATION OF REGULATIONS UNDER THE ADMINISTRATIVE PROCEDURES ACT, AND TO PROVIDE THAT THIS AUTHORITY IS GRANTED TO THE BOARD FOR A PERIOD OF FIVE YEARS ONLY; AND TO AMEND SECTION 50-5-1710, AS AMENDED, RELATING TO SIZE LIMITS ON CERTAIN SALTWATER FISH, SO AS TO REVISE THE GAME FISH DESIGNATION FOR SALTWATER GAME FISH, TO PROVIDE FOR THE MANNER IN WHICH TAKE, POSSESSION, AND SIZE LIMITS APPLY TO CERTAIN SALTWATER GAME FISH AND NONGAME FISH, TO REVISE TAKE AND POSSESSION LIMITS FOR TARPON AND TAKE PERIODS FOR SPOTTED SEA TROUT AND RED DRUM, TO DELETE CERTAIN SEA BASS REQUIREMENTS, AND TO PROVIDE FOR PROCEDURAL AND IMPLEMENTATION PROVISIONS IN REGARD TO THE ABOVE.

**04/07/05 House Introduced and read first time HJ-34**

**04/07/05 House Referred to Committee on Agriculture, Natural Resources and Environmental Affairs HJ-35**