

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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SENATE DRS85278-SBz-23* (12/15)

Short Title: Federal Enforcement by Marine Inspectors. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW MARINE FISHERIES INSPECTORS TO ACCEPT
DELEGATION OF LAW ENFORCEMENT POWERS FROM THE NATIONAL
MARINE FISHERIES SERVICE.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 113-134.1 reads as rewritten:

"§ 113-134.1. **Jurisdiction over marine fisheries resources in Atlantic
~~Ocean.~~Ocean; delegation of law enforcement powers from the National
Marine Fisheries Service.**

(a) The Marine Fisheries Commission is directed to exercise all regulatory
authority over the conservation of marine fisheries resources in the Atlantic Ocean to
the seaward extent of the State jurisdiction over the resources as now or hereafter
defined. Marine fisheries inspectors may enforce these regulations and all other
provisions of law applicable under the authority granted in this section in the same
manner and with the same powers elsewhere granted them as enforcement officers.

(b) If authorized by the Fisheries Director or a designee of the Fisheries Director,
an inspector may accept delegation of law enforcement powers from the National
Marine Fisheries Service over matters within the jurisdiction of the Service. For
purposes of this subsection, the office of inspector may be held concurrently with any
other elected or appointed office, as authorized by G.S. 128-1.1 and Article VI, Section
9, of the North Carolina Constitution."

SECTION 2. This act is effective when it becomes law.