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## SENATE BILL NO. 49

## AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Agriculture, Conservation and Natural Resources  
on January 23, 2014)

(Patron Prior to Substitute—Senator Stuart)

A BILL to amend and reenact § 28.2-402, as it is currently effective, of the Code of Virginia, to amend and reenact the second enactment of Chapter 41 of the Acts of Assembly of 2007, as amended by Chapters 178 and 728 of the Acts of Assembly of 2010 and Chapters 59 and 760 of the Acts of Assembly of 2013, and to amend and reenact the third and fourth enactments of Chapters 59 and 760 of the Acts of Assembly of 2013, and to repeal § 28.2-402, as it shall become effective January 1, 2015, relating to the management of the menhaden fishery.

Be it enacted by the General Assembly of Virginia:

1. That § 28.2-402, as it is currently effective, of the Code of Virginia is amended and reenacted as follows:

§ 28.2-402. (Effective until January 1, 2015) License fee to take menhaden with purse nets.

Any person desiring to take or catch menhaden with purse nets shall pay to the officer or agent a license fee as follows or as subsequently revised by the Commission pursuant to § 28.2-201:

1. On each boat or vessel under 70 gross tons fishing for the purse seine menhaden reduction sector, \$249.

2. On each vessel 70 gross tons or over fishing for the purse seine menhaden reduction sector, \$996.

3. On each boat or vessel under 70 gross tons fishing for the purse seine menhaden bait sector, \$249.

4. On each vessel 70 gross tons or over fishing for the purse seine menhaden bait sector, \$996.

Any person purchasing more than one of these licenses for the same vessel shall pay a fee equal to that for a single license.

2. That the second enactment of Chapter 41 of the Acts of Assembly of 2007, as amended by Chapters 178 and 728 of the Acts of Assembly of 2010 and Chapters 59 and 760 of the Acts of Assembly of 2013, is amended and reenacted as follows:

2. That the provisions of this act shall expire on January 1, 2015 July 1, 2016.

3. That the third and fourth enactments of Chapters 59 and 760 of the Acts of Assembly of 2013 are amended and reenacted as follows:

3. That § 28.2-1000.2 of the Code of Virginia is repealed effective January 1, 2015 July 1, 2016.

4. That the provisions of this act shall expire on January 1, 2015 July 1, 2016.

4. That § 28.2-402 as it shall become effective January 1, 2015, is repealed.