



SPONSOR: Sen. McBride & Rep. Carson  
Sens. Ennis, Walsh; Reps. Mulrooney, K. Williams,  
Paradee

DELAWARE STATE SENATE  
149th GENERAL ASSEMBLY

SENATE BILL NO. 93

AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO FINFISHING.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1           Section 1. Amend Title 7 of the Delaware Code by making deletions as shown by strike through and insertions as  
2 shown by underline as follows:

3           § 903A Stripped Bass Quotas and Tags.

4           (a) If a commercial fisherman holds both a valid commercial hook and line and a commercial gill net permit, such  
5 fisherman may catch the combined gill net and hook and line quota for striped bass using gill net, hook and line, or both  
6 without restriction.

7           (b) If a commercial fisherman holds a valid commercial hook and line permit and not a gill net permit, such  
8 fisherman may accept the transfer of another commercial fisherman's hook and line or gill net quota for striped bass. Such  
9 fisherman may only catch the combined quota using hook and line.

10           (c) If a commercial fisherman holds a valid gill net permit and not a hook and line permit, such fisherman may  
11 accept the transfer of another commercial fisherman's hook and line or gill net quota for striped bass. Such fisherman may  
12 only catch the combined quota using gill net.

13           (d) A commercial fisherman with a hook and line and/or a gill net permit may use gill net tags during hook and  
14 line activities and hook and line tags during gill net activities.

15           (e) For purposes of this section, the use of transferred tags in accordance with chapter 29 of this title is permitted.

16           Section 2. Amend §915, Title 7 of the Delaware Code by making deletions as shown by strike through and  
17 insertions as shown by underline as follows:

18           (j) The Department shall only issue food fishing equipment permits for hook and line to persons who make  
19 application for such permits in calendar year 1996, and who, prior to April 2, 1995, had been issued a commercial food  
20 fishing license. Food fishing equipment permits for hook and line shall be renewed annually thereafter, subject to the  
21 payment of license fees, and if not so renewed, such permits shall not thereafter be eligible for renewal. To qualify for the  
22 annual renewal, the permit holder shall have filed monthly reports as required by § 914(6) of this title for the previous year.

23 that indicate at least 100 pounds of food fish were caught during a particular month and sold, traded and/or bartered to or by  
24 a person with a valid wholesaler, retailer or restaurant license issued in accordance with Chapter 29 of Title 30. Copies of  
25 receipts that are dated and signed by the permit holder and the person with the valid wholesaler, retailer or restaurant  
26 license shall be attached to the monthly report as certification of the sale, trade and/or bartering of the 100 pounds of food  
27 fish caught by the permit holder.

#### SYNOPSIS

This bill allows holders of gill net and hook and line permits to accept transfer of quotas from other commercial fishermen and catch the combined hook and line and gill net quota for striped bass using the equipment for which they hold a permit. The bill also allows commercial fishermen to use gill net tags during hook and line activities and hook and line tags during gill net activities. Additionally, the bill eliminates a specific reporting requirement.

Author: Senator McBride