

Suspend the Rules and Pass the Bill, H.R. 531, With an Amendment
**(The amendment strikes all after the enacting clause and inserts a
new text)**

119TH CONGRESS
1ST SESSION

H. R. 531

To amend the South Pacific Tuna Act of 1988, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 16, 2025

Mrs. RADEWAGEN (for herself and Mr. CASE) introduced the following bill;
which was referred to the Committee on Natural Resources

A BILL

To amend the South Pacific Tuna Act of 1988, and for
other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “South Pacific Tuna Treaty Act of 2025”.

6 (b) **TABLE OF CONTENTS.**—The table of contents of
7 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Amendment of South Pacific Tuna Act of 1988.
- Sec. 3. Definitions.

- Sec. 4. Prohibited acts.
- Sec. 5. Exceptions.
- Sec. 6. Criminal offenses.
- Sec. 7. Civil penalties.
- Sec. 8. Licenses.
- Sec. 9. Enforcement.
- Sec. 10. Findings by Secretary.
- Sec. 11. Reporting requirements; disclosure of information.
- Sec. 12. Closed Area stowage requirements.
- Sec. 13. Observers.
- Sec. 14. Technical assistance.
- Sec. 15. Arbitration.
- Sec. 16. Disposition of fees, penalties, forfeitures, and other moneys.
- Sec. 17. Additional agreements.

1 **SEC. 2. AMENDMENT OF SOUTH PACIFIC TUNA ACT OF 1988.**

2 Except as otherwise expressly provided, wherever in
3 this Act an amendment or repeal is expressed in terms
4 of an amendment to, or repeal of, a section or other provi-
5 sion, the reference shall be considered to be made to a
6 section or other provision of the South Pacific Tuna Act
7 of 1988 (16 U.S.C. 973 et seq.).

8 **SEC. 3. DEFINITIONS.**

9 (a) **APPLICABLE NATIONAL LAW.**—Section 2(4) (16
10 U.S.C. 973(4)) is amended by striking “described in para-
11 graph 1(a) of Annex I of” and inserting “noticed and in
12 effect in accordance with”.

13 (b) **CLOSED AREA.**—Section 2(5) (16 U.S.C. 973(5))
14 is amended by striking “of the closed areas identified in
15 Schedule 2 of Annex I of” and inserting “area within the
16 jurisdiction of a Pacific Island Party that is closed to ves-
17 sels pursuant to a national law of that Pacific Island Party
18 and is noticed and in effect in accordance with”.

1 (c) FISHING.—Section 2(6) (16 U.S.C. 973(6)) is
2 amended—

3 (1) in subparagraph (C), by inserting “for any
4 purpose” after “harvesting of fish”; and

5 (2) by amending subparagraph (F) to read as
6 follows:

7 “(F) use of any other vessel, vehicle, air-
8 craft, or hovercraft, for any activity described
9 in this paragraph except for emergencies involv-
10 ing the health or safety of the crew or the safe-
11 ty of a vessel.”.

12 (d) FISHING VESSEL.—Section 2(7) (16 U.S.C.
13 973(7)) is amended by striking “commercial fishing” and
14 inserting “commercial purse seine fishing for tuna”.

15 (e) LICENSING AREA.—Section 2(8) (16 U.S.C.
16 973(8)) is amended by striking “in the Treaty Area” and
17 all that follows and inserting “under the jurisdiction of
18 a Pacific Island Party, except for internal waters, terri-
19 torial seas, archipelagic waters, and any Closed Area.”.

20 (f) LIMITED AREA; PARTY; TREATY AREA.—Section
21 2 (16 U.S.C. 973) is amended—

22 (1) by striking paragraphs (10), (13), and (18);

23 (2) by redesignating paragraphs (11) and (12)

24 as paragraphs (10) and (11), respectively;

1 (3) by redesignating paragraph (14) as para-
2 graph (12); and

3 (4) by redesignating paragraphs (15) through
4 (17) as paragraphs (14) through (16), respectively.

5 (g) REGIONAL TERMS AND CONDITIONS.—Section 2
6 (16 U.S.C. 973) is amended by inserting after paragraph
7 (12), as so redesignated, the following:

8 “(13) The term ‘regional terms and conditions’
9 means any of the terms or conditions attached by
10 the Administrator to the license issued by the Ad-
11 ministrators, as notified by the Secretary.”.

12 **SEC. 4. PROHIBITED ACTS.**

13 (a) IN GENERAL.—Section 5(a) (16 U.S.C. 973c(a))
14 is amended—

15 (1) by striking “Except as provided in section
16 6 of this Act, it” at the beginning and inserting
17 “it”;

18 (2) by striking paragraphs (3) and (4);

19 (3) by redesignating paragraphs (5) through
20 (13) as paragraphs (3) through (11), respectively;

21 (4) in paragraph (3), as so redesignated, by in-
22 serting “, except in accordance with an agreement
23 pursuant to the Treaty” after “Closed Area”;

24 (5) in paragraph (10), as so redesignated, by
25 striking “or” at the end;

1 (6) in paragraph (11), as so redesignated, by
2 striking the period at the end and inserting a semi-
3 colon; and

4 (7) by adding at the end the following:

5 “(12) to violate any of the regional terms and
6 conditions; or

7 “(13) to violate any limit on authorized fishing
8 effort or catch.”.

9 (b) IN THE LICENSING AREA.—Section 5(b) (16
10 U.S.C. 973c(b)) is amended—

11 (1) by striking “Except as provided in section
12 6 of this Act, it” and inserting “It”;

13 (2) by striking paragraph (5); and

14 (3) by redesignating paragraphs (6) and (7) as
15 paragraphs (5) and (6), respectively.

16 **SEC. 5. EXCEPTIONS.**

17 Section 6 (16 U.S.C. 973d) is repealed.

18 **SEC. 6. CRIMINAL OFFENSES.**

19 Section 7(a) (16 U.S.C. 973e(a)) is amended by
20 striking “section 5(a) (8), (10), (11), or (12)” and insert-
21 ing “paragraphs (6), (8), (9), or (10) of section 5(a)”.

22 **SEC. 7. CIVIL PENALTIES.**

23 (a) DETERMINATION OF LIABILITY; AMOUNT; PAR-
24 TICIPATION BY SECRETARY OF STATE IN ASSESSMENT

1 PROCEEDING.—Section 8(a) (16 U.S.C. 973f(a)) is
2 amended—

3 (1) by striking “Code” after “liable to the
4 United States”; and

5 (2) by striking “Except for those acts prohib-
6 ited by section 5(a) (4), (5), (7), (8), (10), (11), and
7 (12), and section 5(b) (1), (2), (3), and (7) of this
8 Act, the” and inserting “The”.

9 (b) WAIVER OF REFERRAL TO ATTORNEY GEN-
10 ERAL.—Section 8(g) (16 U.S.C. 973f(g)) is amended—

11 (1) by striking “section 5(a)(1), (2), (3), (4),
12 (5), (6), (7), (8), (9), or (13)” and inserting “para-
13 graphs (1), (2), (3), (4), (5), (6), (7), (11), (12), or
14 (13) of section 5(a)”;

15 (2) in paragraph (2), by striking “, all Limited
16 Areas closed to fishing,” after “outside of the Li-
17 censing Area”.

18 **SEC. 8. LICENSES.**

19 (a) FORWARDING AND TRANSMITTAL OF VESSEL LI-
20 CENSE APPLICATION.—Section 9(b) (16 U.S.C. 973g(b))
21 is amended to read as follows:

22 “(b) In accordance with subsection (e), and except
23 as provided in subsection (f), the Secretary shall forward
24 a vessel license application to the Administrator whenever

1 such application is in accordance with application proce-
2 dures established by the Secretary.”.

3 (b) FEES AND SCHEDULES.—Section 9(c) (16 U.S.C.
4 973g(c)) is amended to read as follows:

5 “(c) Fees required under the Treaty shall be paid in
6 accordance with the Treaty and any procedures estab-
7 lished by the Secretary.”.

8 (c) MINIMUM FEES REQUIRED TO BE RECEIVED IN
9 INITIAL YEAR OF IMPLEMENTATION FOR FORWARDING
10 AND TRANSMITTAL OF LICENSE APPLICATIONS.—Section
11 9 (16 U.S.C. 973g) is amended—

12 (1) by striking subsection (f);

13 (2) by redesignating subsections (g) and (h) as
14 subsections (f) and (g), respectively;

15 (3) by amending subsection (f), as so redesign-
16 nated, to read as follows:

17 “(f) The Secretary, in consultation with the Secretary
18 of State, may determine that a license application should
19 not be forwarded to the Administrator if—

20 “(1) the application is not in accordance with
21 the Treaty or the procedures established by the Sec-
22 retary; or

23 “(2) the owner or charterer—

24 “(A) is the subject of proceedings under
25 the bankruptcy laws of the United States, un-

1 less reasonable financial assurances have been
2 provided to the Secretary;

3 “(B) has not established to the satisfaction
4 of the Secretary that the fishing vessel is fully
5 insured against all risks and liabilities normally
6 provided in maritime liability insurance; or

7 “(C) has not paid any penalty which has
8 become final, assessed by the Secretary in ac-
9 cordance with this Act.”; and

10 (4) in subsection (g), as so redesignated—

11 (A) by amending paragraph (1) to read as
12 follows:

13 “(1) chapter 12113 of title 46, United States
14 Code;”;

15 (B) in paragraph (2), by inserting “of
16 1972” after “Marine Mammal Protection Act”;

17 (C) in paragraph (3), by inserting “of
18 1972” after “Marine Mammal Protection Act”;

19 and

20 (D) in the matter that follows paragraph

21 (3), by striking “any vessel documented” and

22 all that follows and inserting the following:

23 “any vessel documented under the laws of the United

24 States as of the date of enactment of the Fisheries Act

25 of 1995 for which a license has been issued under sub-

1 section (a) may fish for tuna in the Licensing Area, and
2 on the high seas and in waters subject to the jurisdiction
3 of the United States west of 146° west longitude and east
4 of 129.5° east longitude in accordance with international
5 law, subject to the provisions of the Treaty, this Act, and
6 other applicable law, provided that no such vessel inten-
7 tionally deploys a purse seine net to encircle any dolphin
8 or other marine mammal in the course of fishing.”.

9 **SEC. 9. ENFORCEMENT.**

10 (a) NOTICE REQUIREMENTS TO PACIFIC ISLAND
11 PARTY CONCERNING INSTITUTION AND OUTCOME OF
12 LEGAL PROCEEDINGS.—Section 10(c)(1) (16 U.S.C.
13 973h(c)(1)) is amended—

14 (1) by striking “paragraph 8 of Article 4 of”;

15 and

16 (2) by striking “Article 10 of”.

17 (b) SEARCHES AND SEIZURES BY AUTHORIZED OF-
18 FICERS; LIMITATIONS ON POWER.—Section 10(d)(1)(A)
19 (16 U.S.C. 973h(d)(1)(A)) is amended—

20 (1) in clause (ii), by striking “or” at the end;

21 and

22 (2) in clause (iii), by adding “or” at the end.

23 **SEC. 10. FINDINGS BY SECRETARY.**

24 (a) ORDER TO LEAVE WATERS UPON FAILURE TO
25 SUBMIT TO JURISDICTION OF PACIFIC ISLAND PARTY;

1 PROCEDURE APPLICABLE.—Section 11(a) (16 U.S.C.
2 973i(a)) is amended—

3 (1) by striking “, all Limited Areas,”;

4 (2) in paragraph (1)—

5 (A) in subparagraph (A), by striking
6 “paragraph 2 of Article 3 of”; and

7 (B) in subparagraph (C), by striking
8 “within the Treaty Area” and inserting “under
9 the jurisdiction”; and

10 (3) in paragraph (2)—

11 (A) in subparagraph (A), by striking “sec-
12 tion 5 (a)(4), (a)(5), (b)(2), or (b)(3)” and in-
13 serting “paragraph (3) of section 5(a) or para-
14 graph (2) or (3) of section 5(b)”;

15 (B) in subparagraph (B), by striking “(7)”
16 and inserting “(6)”; and

17 (C) in subparagraph (C), by striking “(7)”
18 and inserting “(5)”.

19 (b) ORDER OF VESSEL TO LEAVE WATERS WHERE
20 PACIFIC ISLAND PARTY INVESTIGATING ALLEGED TREA-
21 TY INFRINGEMENT.—Section 11(b) (16 U.S.C. 973i(b)) is
22 amended by striking “paragraph 7 of Article 5 of”.

1 **SEC. 11. REPORTING REQUIREMENTS; DISCLOSURE OF IN-**
2 **FORMATION.**

3 Section 12 (16 U.S.C. 973j) is amended to read as
4 follows:

5 **“SEC. 12. REPORTING.**

6 “(a) PROHIBITED DISCLOSURE OF CERTAIN INFOR-
7 MATION.—Except as provided in subsection (b), the Sec-
8 retary shall keep confidential and may not disclose the fol-
9 lowing information (and such information shall be exempt
10 from disclosure under section 552(b)(3) of title 5, United
11 States Code):

12 “(1) Information provided to the Secretary by
13 the Administrator that the Administrator has des-
14 ignated confidential.

15 “(2) Information collected by observers.

16 “(3) Information submitted to the Secretary by
17 any person in compliance with the requirements of
18 this Act.

19 “(b) PERMITTED DISCLOSURE OF CERTAIN INFOR-
20 MATION.—The Secretary may disclose information de-
21 scribed in subsection (a)—

22 “(1) if disclosure is ordered by a court;

23 “(2) if the information is used by a Federal em-
24 ployee—

25 “(A) for enforcement; or

1 “(B) in support of the homeland and na-
2 tional security missions of the Coast Guard as
3 defined in section 888 of the Homeland Secu-
4 rity Act of 2002 (6 U.S.C. 468);

5 “(3) if the information is used by a Federal em-
6 ployee or an employee of the Fishery Management
7 Council for Treaty administration or fishery man-
8 agement and monitoring;

9 “(4) to the Administrator, in accordance with
10 the requirements of the Treaty and this Act;

11 “(5) to the secretariat or equivalent of an inter-
12 national fisheries management organization of which
13 the United States is a member, in accordance with
14 the requirements or decisions of such organization,
15 and insofar as possible, in accordance with an agree-
16 ment that prevents public disclosure of the identity
17 of any person that submits such information;

18 “(6) if the Secretary has obtained written au-
19 thorization from the person providing such informa-
20 tion, and disclosure does not violate other require-
21 ments of this Act; or

22 “(7) in an aggregate or summary form that
23 does not directly or indirectly disclose the identity of
24 any person that submits such information.

25 “(c) SAVINGS CLAUSE.—

1 “(1) IN GENERAL.—Nothing in this section
2 shall be construed to adversely affect the authority
3 of Congress, including a Committee or Member
4 thereof, to obtain any record or information.

5 “(2) NO NEGATIVE IMPLICATION.—The absence
6 of a provision similar to paragraph (1) in any other
7 provision of law shall not be construed to limit the
8 ability of Congress, including a Committee or Mem-
9 ber thereof, to obtain any record or information.”.

10 **SEC. 12. CLOSED AREA STOWAGE REQUIREMENTS.**

11 Section 13 (16 U.S.C. 973k) is amended by striking
12 “. In particular, the boom shall be lowered” and all that
13 follows and inserting “and in accordance with any require-
14 ments established by the Secretary.”.

15 **SEC. 13. OBSERVERS.**

16 Section 14 (16 U.S.C. 973l) is repealed.

17 **SEC. 14. TECHNICAL ASSISTANCE.**

18 Section 15 (16 U.S.C. 973m) is amended to read as
19 follows:

20 **“SEC. 15. TECHNICAL ASSISTANCE.**

21 “The Secretary and the Secretary of State may pro-
22 vide assistance to a Pacific Island Party to benefit such
23 Pacific Island Party from the development of fisheries re-
24 sources and the operation of fishing vessels that are li-
25 censed pursuant to the Treaty, including—

- 1 “(1) technical assistance;
- 2 “(2) training and capacity building opportuni-
- 3 ties;
- 4 “(3) facilitation of the implementation of pri-
- 5 vate sector activities or partnerships; and
- 6 “(4) other activities as determined appropriate
- 7 by the Secretary and the Secretary of State.”.

8 **SEC. 15. ARBITRATION.**

9 Section 16 (16 U.S.C. 973n) is amended—

- 10 (1) by striking “Article 6 of” after “arbitral tri-
- 11 bunal under”; and
- 12 (2) by striking “paragraph 3 of that Article”,
- 13 and inserting “the Treaty, shall determine the loca-
- 14 tion of the arbitration”.

15 **SEC. 16. DISPOSITION OF FEES, PENALTIES, FORFEITURES,**

16 **AND OTHER MONEYS.**

17 Section 17 (16 U.S.C. 973o) is amended by striking

18 “Article 4 of”.

19 **SEC. 17. ADDITIONAL AGREEMENTS.**

20 Section 18 (16 U.S.C. 973p) is amended by striking

21 “Within 30 days after” and all that follows and inserting

22 “The Secretary may establish procedures for review of any

23 agreements for additional fishing access entered into pur-

24 suant to the Treaty.”.