

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 1077*
Committee Substitute Favorable 5/17/96

Short Title: Employees on Shellfish Leases/Franchises.

(Public)

Sponsors:

Referred to:

May 13, 1996

A BILL TO BE ENTITLED

AN ACT RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE TO ALLOW EMPLOYEES ON SHELLFISH LEASES AND FRANCHISES TO WORK WITHOUT POSSESSING AN INDIVIDUAL SHELLFISH LICENSE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 113-154(c1) reads as rewritten:

"(c1) A shellfish leaseholder under G.S. 113-202, or a water column leaseholder under G.S. 113-202.1 or ~~G.S. 113-202.2~~ G.S. 113-202.2, or a franchise holder under G.S. ~~113-206~~ who purchases an individual shellfish license under this section, may ~~utilize up to two additional persons to take shellfish from the leaseholder's lease without purchasing additional individual shellfish licenses. The leaseholder shall be on the premises supervising the person or persons, and the person or persons shall be restricted to taking shellfish only from the leaseholder's lease~~ employ persons who do not possess individual shellfish licenses, provided that the employees have written proof of employment on hand, if requested for inspection by a Marine Fisheries officer to verify lawful activities on the lease. The written proof of employment shall include: (i) the name and address of the leaseholder or franchise holder; (ii) the lease or franchise number; (iii) the date of issuance and

1 expiration of the lease or franchise; and (iv) the employee's name and address. The proof
2 of employment shall be signed and dated by the leaseholder or franchise holder."

3 Sec. 2. This act is effective upon ratification.