

23:5-43 to 23:5-48

LEGISLATIVE HISTORY CHECKLIST

NJSA: 23:5-43 to 23:5-48

("Striped Bass" Act)

LAWS OF: 1983

CHAPTER: 506

Bill No: S3775

Sponsor(s): Gagliano

Date Introduced: December 12, 1983

Committee: Assembly: -----

Senate: -----

Amended during passage:

No

Substituted for A4092 (not attached since identical to S3775)

Date of Passage:

Assembly: January 5, 1984

Senate: December 15, 1983

Date of Approval: January 17, 1984

Following statements are attached if available:

Sponsor statement:

Yes

Committee statement:

Assembly

No

Senate

No

Fiscal Note:

No

Veto Message:

No

Message on Signing:

~~No~~ Yes

Following were printed:

Reports:

No

Hearings:

No

SENATE, No. 3775

STATE OF NEW JERSEY

INTRODUCED DECEMBER 12, 1983

By Senator GAGLIANO

(Without Reference)

AN ACT concerning the taking of striped bass, supplementing Title 23 of the Revised Statutes and repealing sections 1 through 3, inclusive, and 7 of P. L. 1938, c. 318 and section 1 of P. L. 1952, c. 216.

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

1 1. This act shall be known and may be cited as the "Striped  
2 Bass Act".

1 2. As used in this act:

2 a. "Goggle fishing" means the taking of striped bass in the  
3 Atlantic ocean and the ocean side of any inlet jetties by means of  
4 a spear, harpoon or other missile hand held and hand propelled  
5 while completely submerged in the water;

6 b. "Marine waters" means all the salt waters of this State,  
7 including the waters of the Atlantic ocean, and all bays, inlets and  
8 estaurine waters located below the fresh water portion of any  
9 river, stream or creek, but shall not include any of the fresh waters  
10 of this State as defined in R. S. 23:1-2;

11 c. "Spawning waters" means for the Delaware river and bay  
12 those waters of the State south of an imaginary line drawn from  
13 the Delaware-Pennsylvania border to Birch creek in Gloucester  
14 county to an imaginary line drawn from Cape May Point in New  
15 Jersey to Cape Henlopen in Delaware and the tributaries of the  
16 Delaware river and bay to the freshwater license line and for the  
17 Hudson river, the Raritan river and Raritan and Sandy Hook  
18 bays, "spawning waters" means the waters of the Hudson river,  
19 Kill Van Kull, Arthur Kill, Newark bay, Raritan river, Raritan  
20 bay and Sandy Hook bay extending from the New Jersey-New

21 York border on the north to an imaginary line drawn from Sandy  
22 Hook lighthouse in New Jersey to Rockaway Point in New York  
23 on the east and the Route 36 bridge from highlands to Highlands  
24 park on the south and the tributaries of these waters to the fresh-  
25 water license line;

26 d. "Spear" means a long handled instrument with a sharp  
27 point or multiple points, often barbed, capable of being thrust  
28 into a fish and used for the purpose of taking a fish that was not  
29 first hooked and brought near the fisherman by angling with hook  
30 and line;

31 e. "Striped bass" means a game fish of the species "Morone  
32 saxatilis" commonly referred to as rockfish, rock or striper.

1 3. No person shall take from, or have in his possession on, the  
2 marine waters of this State any striped bass from January 1 to  
3 February 28 of each year.

1 4. No person shall take from the marine waters of the State in  
2 any one day or have in his possession at any time more than 10  
3 striped bass, provided that no person shall take, catch, kill or have  
4 in possession at any time any striped bass measuring less than 18  
5 inches in length, or have in his possession while on or angling in  
6 the marine waters of this State other than the spawning waters  
7 more than four striped bass measuring less than 24 inches.

8 The possession of any striped bass or parts of a striped bass  
9 from which the head or tail has been removed other than imme-  
10 diately prior to preparation or being served as food, which is less  
11 than 18 inches shall be presumed to be possessed in violation of  
12 this section.

1 5. No person shall take, catch or kill a striped bass from or in  
2 any of the marine waters of this State by means of a net or by  
3 any method other than by hook and line or by goggle fishing as  
4 defined. Nothing in this section shall preclude the use of a land-  
5 ing net or gaff in landing a striped bass caught on hook and line,  
6 except that it shall be unlawful to foul hook striped bass.

1 6. A person who violates any of the provisions of this act shall  
2 be subject to the penalties set forth in section 73 of P. L. 1979,  
3 c. 199 (C. 23:2B-14).

1 7. The following acts or parts of acts are hereby repealed:  
2 Sections 1 through 3, inclusive, of P. L. 1938, c. 318 (C. 23:5-5.1  
3 to 23:5-5.3);

4 Section 7 of P. L. 1938, c. 318 (C. 23:5-5.7);

5 Section 1 of P. L. 1952, c. 216 (C. 23:5-5.1a).

1 8. This act shall take effect immediately.

## STATEMENT

This bill regulates the harvesting and possession of striped bass in New Jersey. The catch limit is 10 striped bass per day of at least 18 inches in length. In addition, the bill contains a prohibition against possessing while on or angling in certain waters of this State more than four striped bass measuring less than 24 inches.

---

## STATEMENT

This bill regulates the harvesting and possession of striped bass in New Jersey. The catch limit is 10 striped bass per day of at least 18 inches in length. In addition, the bill contains a prohibition against possessing while on or angling in certain waters of this State more than four striped bass measuring less than 24 inches.

S 3775 (1983)

OFFICE OF THE GOVERNOR

RELEASE: IMMEDIATE

CONTACT: PAUL WOLCOTT

TUESDAY, JANUARY 17, 1984

Governor Thomas H. Kean has signed legislation to create a New Jersey Waterfowl Stamp program to create a new fund for wildlife management of waterfowl in the State.

The bill, S-3745, is sponsored by State Senator Walter E. Foran, R-Hunterdon. It creates a Waterfowl Stamp Account, and establishes a New Jersey Migratory Waterfowl Advisory Committee to advise the Department of Environmental Protection in the use of funds generated by the program.

The bill requires a person wishing to hunt for waterfowl in New Jersey to purchase a New Jersey Waterfowl stamp. The fee is \$2.50 for residents and \$5 for non-residents.

Receipts from the sale of the stamps will be used to fund projects to acquire, protect, maintain, improve and enhance waterfowl habitat.

The Governor also signed S-3775, sponsored by State Senator S. Thomas Gagliano, which prohibits the taking of striped bass by means of a net or any other method than hook and line.

The bill sets the daily catch limit at ten fish, all of which must be at least 18 inches in length. Additionally, no more than four fish in the daily catch may be less than 24 inches.

The Governor also signed the following bills:

S-3731, sponsored by State Senator Wynona M. Lipman, D-Essex, which appropriates \$4 million in federal "oil overcharge" funds for energy conservation in public housing. The Department of Community Affairs will be responsible for distributing the money to local public housing authorities for energy conservation improvements.

The bill was originally introduced in September as A-3971 by Assemblywoman Marie S. Muhler, R-Monmouth, but languished in the Assembly Housing and Urban Policy Committee. S-3731 was introduced in November.

- more -