

HB

370

SENATE COMMITTEE REPORT

DATE: 4/7/98

FURTHER: Finance

DATE TURNED
IN TO OFFICE: 15 APRIL 1998

Resources Committee considered CS FOR HOUSE BILL NO. 370(FIN)

"An Act making appropriations for relief of the 1997 economic disaster in Bristol Bay and on the Kuskokwim River; and providing for an effective date."

and recommends:

- be replaced with _____ CS _____ (_____)
- adopt previous _____ CS _____ (_____)
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to the _____ Committee

Senate Bill:

- same title
- new title
- House Bill:**
- same title
- technical title
- new: SCR# _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Arew D. Sevan</i>	✓	<i>[Signature]</i>	✓		
<i>[Signature]</i>	✓	<i>[Signature]</i>	✓		
<i>[Signature]</i>		<i>[Signature]</i>	✓		
<i>[Signature]</i>					
<i>[Signature]</i>					
CHAIR: <i>Paul Halford</i>	✓	CHAIR:			

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill



Official Business

Alaska State Legislature

State Capitol

Juneau, Alaska 99801-1182

HOUSE COMMITTEE ON COMMUNITY AND REGIONAL AFFAIRS

SPONSOR STATEMENT-COMMITTEE SUBSTITUTE FOR HOUSE BILL 370 (FIN)

CSHB 370 (FIN) appropriates \$1.48 million in general funds and over \$390,000 from the commercial fishing revolving loan fund as a match for the \$7 million in Magnuson-Stevens federal funds. These state and federal funds will provide for programs designed to assist communities and fishermen in the Kuskokwim and Bristol Bay regions that were declared economic disaster areas by the administration. This declaration was issued in response to the poor fishing returns that occurred in both areas this past summer.

The total amount of the state share is \$2.3 million. However, with in kind contributions by the communities and the Department of Community and Regional Affairs, the amount actually needed for the state's share is \$1.875 million.

The allocation within the regions is based on input from the Coordinated Response Partnership teams from both areas. The plan to provide relief was adopted after approval was given by the U.S. Department of Commerce. Commerce provided guidelines which the CRP's had to follow in order to receive federal funds for disaster relief under Magnuson-Stevens.

The following programs will be funded from this appropriation:

- Loan program to Bristol Bay, Chignik and Kuskokwim permit holders that are in financial crisis. This program will be administered by the Division of Investments for DCRA. This program is based on need and should be used to pay past or future expenses. At least 51% of earned family income must be derived from commercial fishing in one of the above mentioned fisheries. The loan applicant must provide collateral such as a permanent fund dividend check.

- Community Grant Program for projects that are of direct or indirect benefit to the fisheries, that sustain the economic viability of communities, help diversify the economy or assess the economic or social effects of the commercial fisheries failure. These grants will provide jobs to fishers, benefiting them as well as communities affected by the disaster.
- Economic planning in the Kuskokwim region. These funds will be used to enhance economic planning capability and/or continue economic planning process and procedures.
- Fisheries education, training and research such as smolt outmigration, salmon escapement counts and selected resource management issues. Awards will be made on a competitive basis. DCRA will seek proposals from the two regions and a grant review committee will determine grant awards.

A portion of the funds will be used by the DCRA for administrative costs associated with administering the program.

STATE OF ALASKA

TONY KNOWLES, GOVERNOR

DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

DIVISION OF INVESTMENTS

P.O. BOX 34159
3032 VINTAGE BLVD.
JUNEAU, ALASKA 99803-4159
PHONE: (907) 465-2510
FAX: (907) 465-2103
TDD: (907) 465-5437

Dear Applicant:

February 20, 1998

Enclosed is an application package, which may be used to apply for a loan under the Bristol Bay/Kuskokwim Disaster Loan Program. Individuals that held limited entry permits in the Bristol Bay, Kuskokwim or Chignik fisheries as of December 31, 1997, may apply if at least 51% of the income earned by their family was derived from fishing in one of these fisheries. Loans are for \$1,000 and may be used to cover past or future expenses. Each qualified individual is eligible to apply for only one loan. Funding for this program is limited and, as a result, individuals are encouraged to turn in their applications as soon as possible. If there are insufficient funds to cover all requests, applications will be processed on a first come, first served basis. **ALL APPLICATIONS MUST BE RECEIVED BY THE DIVISION OF INVESTMENTS CENTRAL OFFICE AS NOTED ABOVE NO LATER THAN APRIL 15, 1998.**

All loans must be secured by collateral acceptable to the Division of Investments. If you are eligible to receive permanent fund dividends and are willing to pledge a portion of your 1999 and 2000 dividends to repay this loan, your application can be processed quickly without further collateral information and no fees will be required. If you are not eligible to receive permanent fund dividends, have already assigned your dividend for other purposes, or do not want to pledge a portion of your 1999 and 2000 dividends, you will need to complete the Assurance Statements portion of the enclosed application and then contact staff at the Division (NO LATER THAN APRIL 15, 1998) to discuss the documentation and fees necessary to complete the loan.

Please use the checklist on the back of this letter to insure that you have included all of the information necessary to process your loan quickly. If your application is approved, a check will be sent as soon as funds for this Program are received from the U.S. Department of Commerce, which we estimate to be the end of March.

CHECKLIST

Applicants offering **PERMANENT FUND DIVIDENDS** as collateral:

- 1. Fill in all of the information at the top of the Loan Application form, including Social Security Number, Date of Birth, and Phone Number.
- 2. Answer the two questions under the Collateral section.
- 3. Sign, print your name, and date the Assurance Statements at the bottom of the application form.
- 4. Have two witnesses sign, print their names, and date the Assurance Statements at the bottom of the Application form.
- 5. Sign, print your name, and date the Promissory Note on the back of the Application form.
- 6. Fill in the Assigner information (Date of Birth, Social Security Number, Name, Address and Phone Number) at the top of **BOTH** "Assignment of Rights to Alaska Permanent Fund Dividend" forms. Sign and date the forms (Assignor's signature). Have the forms notarized **OR** have two witnesses sign and complete the witness boxes at the bottom of the forms.
- 7. Return the completed Application page/Promissory Note and **BOTH** Permanent Fund Dividend Assignment forms to the Division in the enclosed envelope.

Applicants **NOT** offering Permanent Fund Dividends as collateral:

- 1. Fill in all of the information at the top of the Loan Application form, including Social Security Number, Date of Birth, and Phone Number.
- 2. Answer the two questions under the Collateral section.
- 3. Sign, print your name, and date the Assurance Statements at the bottom of the Application form.
- 4. Have two witnesses sign, print their names, and date the Assurance Statements at the bottom of the Application form.
- 5. Return the completed Application page to the Division in the enclosed envelope.
- 6. Call the Division of Investments at 1-800-478-LOAN (within Alaska) or 1-907-465-2510 to discuss the collateral you want to offer, any fees involved, and the documentation necessary to complete the loan. **YOU MUST CALL THE DIVISION PRIOR TO THE APRIL 15, 1995 DEADLINE.**

**Alaska Division of Investments
1-800-478-LOAN
1-907-465-2510**

Bristol Bay/Kuskokwim Disaster Loan Application

Applicant's Name	Social Security Number
Permanent Mailing Address	Date of Birth
Permit Number	Home Phone Number

Collateral

All loans must be secured by collateral acceptable to the Division of Investments. If you are qualified to receive permanent fund dividends and are willing to pledge a portion of your 1999 and 2000 dividends to repay this loan your application can be processed quickly without additional collateral information and no fees will be required. You simply need to complete this application form and the promissory note on the back; fill out the attached "Assignment of Rights to Alaska Permanent Fund Dividend" forms; have these forms notarized or witnessed by two individuals and return the assignment forms and completed application to the Division.

1. Do you anticipate receiving Alaska Permanent Fund Dividends in 1999 and 2000? Yes ___ No ___
2. Do you want to secure this loan with a portion of these dividends? Yes ___ No ___

If you are not eligible to receive permanent fund dividends, have already assigned your dividend for other purposes, or do not want to pledge a portion of your 1999 and 2000 dividends, you will need to complete and sign the Assurance Statements at the bottom of the page, have these statements witnessed by two individuals, return the completed form (Do not complete the Promissory Note on the back), and contact the Division no later than April 15, 1998, to discuss the documentation and any fees necessary to complete the loan.

Assurance Statements

To qualify for a loan you must agree to the following:

1. I hereby certify that the loan I am requesting is necessary to pay past or future expenses.
2. I hereby certify that at least 51% of the income earned by my family in 1995 and 1996 was derived from fishing in the Bristol Bay, Kuskokwim or Chignik fisheries.
3. I authorize the Division of Investments or its designee to obtain information from, or release any information contained in this application to any State or Federal Agency, and I agree to provide my personal records as needed to verify the assurances contained here.
4. I certify under penalty of perjury that all the information provided in this application and attachments are true, accurate and complete. I am aware that the maximum penalty for perjury, a Class B felony under AS 11 56 200(c), is a fine of up to \$50,000 (AS 12.55.015(b)(2)) and imprisonment for up to 10 years (AS 12.55.125(d)).

Please sign and date below to verify that you agree to the above referenced statements.

Applicant Signature

Witness Signature

Witness Signature

Applicant Printed Name

Witness Printed Name

Witness Printed Name

Date

Date

Date

PROMISSORY NOTE

\$1,000.00

FOR VALUE RECEIVED, the undersigned (hereinafter referred to as the 'Borrower'), severally and jointly promises to pay to the order of the STATE OF ALASKA, DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT, DIVISION OF INVESTMENTS (hereinafter referred to as the 'Lender'), its successors or assigns, the principal sum of *One Thousand Dollars (\$1,000.00)*.

The principal is payable at the office of the Lender at PO Box 31159, Juneau, Alaska 99803-4159, or any other place the holder of this note may designate in writing. Payments are to be made in equal annual installments of \$500.00, principal due on the first day of December, commencing December 1, 1999 and continuing until paid in full.

The final payment is due and payable no later than the first day of December, 2000. Payments under this note will be applied first to costs, expenses, and late fees, due under the terms of the Loan Agreement, this note, modifications to this note, or an instrument securing this note, (hereinafter referred to as 'Loan Documents'), and then to principal.

This note may be prepaid in whole or in part at any time without penalty. A prepayment will be applied as a principal reduction unless otherwise agreed to by the lender. A prepayment will not affect the amount or due date of any subsequent payments due pursuant to the Loan Documents.

If an installment of the note is not paid when due, or in case of failure to perform a covenant or agreement contained in the Loan Documents, then, at the option of the Lender, the entire principal sum due pursuant to the Loan Documents shall become immediately due and payable without notice at the option of the Lender. If a payment is received by the Lender more than fifteen (15) days after the date prescribed above for payment, the Borrower agrees to pay a late charge of five percent (5%) of the payment.

If suit, action, or effort is instituted or undertaken to collect, enforce, or preserve the note, or part of this note, or security for this note, including but not limited to an action or effort arising from bankruptcy or similar proceeding, then the Borrower promises and agrees to pay all expenses and costs, including actual attorney's fees and legal expenses, reasonably incurred by the Lender in such suit, action, proceeding, or endeavor. The Borrower agrees that venue of a suit on this note may, in the Lender's discretion, be in the First Judicial Court of Alaska.

This note is secured by assignment of Alaska Permanent Fund Dividend for the years 1999 and 2000. PFD applications must be filed for both of these years. If the dividend is not received by the Division, an equal amount will be due by December 1 of that year.

Borrower Signature

Date

Borrower Name (Print)

Information below to be completed by Division of Investments staff only:

Loan number _____	Document number _____
Approval _____	Date ordered _____
Date approved _____	Certified _____
Loan Closer _____	LOIS/Collateral _____
	Initial _____ Date _____
	Final Review _____
	Initial _____ Date _____

ASSIGNMENT OF RIGHTS TO ALASKA PERMANENT FUND DIVIDEND

SEND TO:
Alaska Department of Revenue
P.O. Box 110453
Juneau, Alaska 99811-0453

**ASSIGNMENTS MAY NOT BE ACCEPTED BY
THE PERMANENT FUND DIVIDEND DIVISION
BEFORE APRIL 1 OF THE DIVIDEND YEAR**

The Above Space is for Office Use Only

IMPORTANT! PLEASE READ

- If you want to assign all or part of your permanent fund dividend, complete this form and send the original to the address shown above. Incomplete Assignment of Rights forms will NOT be processed.
- The department will NOT implement an assignment of a permanent fund dividend unless the assignee named is a federal, state, or municipal agency or a court. (AS 43.23.069)
- The Department of Revenue will NOT implement an assignment of a permanent fund dividend for a credit except for court-ordered restitution, a court-ordered fine or for court-appointed attorney fees. (15 AAC 23.203(b))
- Only one assignment may be made for each dividend. (15 AAC 23.203(c))
- Once an assignment has been submitted to the Department of Revenue, it may NOT be changed or revoked. (15 AAC 23.203(c))
- The Department of Revenue will NOT accept a photocopy of the completed Assignment of Rights form.
- The Department of Revenue will NOT accept an Assignment of Rights form with ANY changes or corrections on the form.

ASSIGNOR'S SIGNATURE REQUIRED

This assignment must be signed in the presence of EITHER a notary public OR two witnesses. In addition, the assignor must identify the obligation to which the assignment relates by checking only one of the following boxes.

This assignment is:

- A. for child support required by court order or a decision of the Child Support Enforcement Division.
- B. for court-ordered restitution under AS 12.55.045 -- 12.65.091 or AS 12.55.100.
- C. to the Alaska Commission on Postsecondary Education.
- D. for a court-ordered fine.
- E. to another State of Alaska agency.
- F. to another federal or municipal government agency or to a court.

In accordance with AS 43.23.069 and 15 AAC 23.203, I hereby assign to the agency named (Assignee), all rights to the current permanent fund dividend to which I may be entitled, limited to the amount stated, and I certify that the assignment is to satisfy an obligation as identified above.

Assignor's Signature	Date
X	

ASSIGNOR (Dividend Applicant)

Your Date of Birth			Your Social Security Number			
Month	Day	Year				
Your First Name			M.I.	Last Name		
Your Mailing Address						
City, State, Zip Code						
Your Home Phone Number				Your Work Telephone Number		

You are not required to provide your social security number. If provided, it will help to identify the correct permanent fund dividend application.

ASSIGNEE (Rights Assigned To)

Current Permanent Fund Dividend Year	Amount to be Assigned (if tax amount, write 100%)
1999	\$500
Full Name of the Government Agency to Which You Are Assigning Your Dividend	
Alaska Division of Investments	
Mailing Address	
P.O. Box 34159	
City, State, Zip Code	
Juneau, Alaska 99603-4159	
Daytime Telephone Number (if known)	Case Number (if applicable)
(907) 465-2510	

NOTARY PUBLIC

This assignment was subscribed and sworn

to before me on this _____ day of _____

_____ 19 _____

at _____

SEAL

Signature of Notary _____

My Commission Expires _____

TWO WITNESSES

The assignor named above has shown me proof of his or her identification. This assignment was executed freely and voluntarily in my presence. I am a disinterested witness who will not benefit from this assignment.

Signature of Witness	Date	Signature of Witness	Date
X		X	
Printed Name of Person Who Signed Above		Printed Name of Person Who Signed Above	
Mailing Address		Mailing Address	
City, State, Zip Code		City, State, Zip Code	
Daytime Telephone Number		Daytime Telephone Number	

ASSIGNMENTS MAY NOT BE ACCEPTED BY THE PERMANENT FUND DIVIDEND DIVISION BEFORE APRIL 1 OF THE DIVIDEND YEAR.

ASSIGNMENT OF RIGHTS TO ALASKA PERMANENT FUND DIVIDEND

SEND TO:
Alaska Department of Revenue
P.O. Box 110463
Juneau, Alaska 99811-0463

**ASSIGNMENTS MAY NOT BE ACCEPTED BY
THE PERMANENT FUND DIVIDEND DIVISION
BEFORE APRIL 1 OF THE DIVIDEND YEAR**

The Above Space is for Office Use Only

IMPORTANT! PLEASE READ

- If you want to assign all or part of your permanent fund dividend, complete this form and send the original to the address shown above. Incomplete Assignment of Rights forms will NOT be processed.
- The department will NOT implement an assignment of a permanent fund dividend unless the assignee named is a federal, state, or municipal agency or a court. (AS 43.23.069)
- The Department of Revenue will NOT implement an assignment of a permanent fund dividend for a child except for court ordered restitution, a court ordered fine or for court appointed attorney fees. (15 AAC 23.203(b))
- Only one assignment may be made for each dividend. (15 AAC 23.203(c))
- Once an assignment has been submitted to the Department of Revenue, it may NOT be changed or revoked. (15 AAC 23.203(c))
- The Department of Revenue will NOT accept a photocopy of the completed Assignment of Rights form.
- The Department of Revenue will NOT accept an Assignment of Rights form with ANY changes or corrections on the form.

ASSIGNOR'S SIGNATURE REQUIRED

This assignment must be signed in the presence of EITHER a notary public OR two witnesses. In addition, the assignor must identify the obligation to which the assignment relates by checking only one of the following boxes.

This assignment is:

- A. for child support required by court order or a decision of the Child Support Enforcement Division.
- B. for court ordered restitution under AS 12.55.045 -- 12.55.051 or AS 12.55.100.
- C. to the Alaska Commission on Postsecondary Education.
- D. for a court ordered fine.
- E. to another State of Alaska agency.
- F. to another federal or municipal government agency or to a court.

In accordance with AS 43.23.069 and 15 AAC 23.203, I hereby assign to the agency named (Assignee), all rights to the current permanent fund dividend to which I may be entitled, limited to the amount stated, and I certify that the assignment is to satisfy an obligation as identified above.

Assignor's Signature X	Date
----------------------------------	------

TWO WITNESSES

The assignor named above has shown me proof of his or her identification. This assignment was executed freely and voluntarily in my presence. I am a disinterested witness who will not benefit from this assignment.

Signature of Witness X	Date	Signature of Witness X	Date
Printed Name of Person Who Signed Above		Printed Name of Person Who Signed Above	
Mailing Address		Mailing Address	
City, State, Zip Code		City, State, Zip Code	
Daytime Telephone Number		Daytime Telephone Number	

ASSIGNMENTS MAY NOT BE ACCEPTED BY THE PERMANENT FUND DIVIDEND DIVISION BEFORE APRIL 1 OF THE DIVIDEND YEAR

04-000 (Rev. 01/04)

ASSIGNOR (Dividend Applicant)

Your Date of Birth Month Day Year			Your Social Security Number			
Your First Name		MI	Last Name			
Your Mailing Address						
City, State, Zip Code						
Your Home Telephone Number			Your Work Telephone Number			

You are NOT required to provide your social security number. If provided, it will help to identify the correct permanent fund dividend application.

ASSIGNEE (Rights Assigned To)

Current Permanent Fund Dividend Year 2000	Amount to be Assigned (if full amount, write 100%) \$500
Full Name of the Government Agency to Which You Are Assigning Your Dividend Alaska Division of Investments	
Mailing Address P.O. Box 34159	
City, State, Zip Code Juneau, Alaska 99803-4159	
Daytime Telephone Number (if known) (907) 465-2510	Case Number (if applicable)

NOTARY PUBLIC

This assignment was subscribed and sworn

to before me on this _____ day of

_____ 19 _____

at _____

SEAL

Signature of Notary

My Commission Expires _____

**STATE OF ALASKA
GRANT APPLICATION
TO THE
U.S. DEPT. OF COMMERCE
NATIONAL OCEANIC & ATMOSPHERIC ADMINISTRATION**

**BRISTOL BAY / KUSKOKWIM RIVER
FISHERIES DISASTER PROJECT**



SUBMITTED BY

**ALASKA
DEPARTMENT OF COMMUNITY & REGIONAL AFFAIRS**

GOVERNOR TONY KNOWLES

COMMISSIONER MIKE IRWIN

APPLICATION FOR FEDERAL ASSISTANCE		2. DATE SUBMITTED February 4, 1998	Applicant Identifier
1. TYPE OF SUBMISSION <i>Application</i> <i>Preapplication</i> <input type="checkbox"/> Construction <input type="checkbox"/> Construction <input checked="" type="checkbox"/> Non-Construction <input type="checkbox"/> Non-Construction		3. DATE RECEIVED BY STATE	State Application Identifier
		4. DATE RECEIVED BY FEDERAL AGENCY	Federal Identifier

5. APPLICANT INFORMATION

Legal Name: State of Alaska	Organizational Unit: Dept. of Community & Regional
Address (give city, county, state and zip code): 333 West 4 th Ave., Suite 220 Anchorage, AK 99501-2341	Name and telephone number of the person to be contacted on matters involving this application (give area code): James C. Sanders (907) 269-4591
6. EMPLOYER IDENTIFICATION NUMBER (EIN): <u>9 2 - 6 0 0 1 1 8 5</u>	7. TYPE OF APPLICANT: (Enter appropriate letter) <u>A</u> A. State H. Independent School District B. County I. State Controlled Institution of Higher Learning C. Municipal J. Private University D. Township K. Indian Tribe E. Interstate L. Individual F. Intermunicipal M. Profit Organization G. Special District N. Other (Specify): _____
8. TYPE OF APPLICATION <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision If Revision, enter appropriate letter(s) in box(es): _____ A. Increase Award B. Decrease Award C. Increase Duration D. Decrease Duration E. Other (specify): _____	
10. Catalog of Federal Domestic Assistance Number: 11-477 TITLE: Magnuson-Stevens Act	9. NAME OF FEDERAL AGENCY: U.S. Department of Commerce National Oceanic and Atmospheric Administration
2. AREAS AFFECTED BY PROJECT (cities, counties, states, etc.): State of Alaska	11. DESCRIPTIVE TITLE OF APPLICANTS PROJECT: Bristol Bay / Kuskokwim River Fisheries Disaster Project

13. PROPOSED PROJECT: | **14. CONGRESSIONAL DISTRICTS OF:**

Start Date March 1, 1998	Ending Date February 28, 2001	a. Applicant Ted Stevens, Senator Frank Murkowski, Senator Don Young, Representative	b. Project Ted Stevens, Senator Frank Murkowski, Senator Don Young, Representative
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15. ESTIMATED FUNDING:		16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS?	
a. Federal	\$7,000,000	a. YES THIS PREAPPLICATION/APPLICATION WAS MADE AVAILABLE TO THE STATE EXECUTIVE ORDER 12372 PROCESS FOR REVIEW ON DATE _____	
b. Applicant	\$2,333,333	b. NO <input checked="" type="checkbox"/> PROGRAM IS NOT COVERED BY E.Q. 12372	
c. State	\$	____ OR PROGRAM HAS NOT BEEN SELECTED BY STATE FOR REVIEW	
d. Local	\$	17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT?	
e. Other	\$	Yes If "Yes" attach an explanation. <input checked="" type="checkbox"/> No	
f. Program Income	\$		
g. TOTAL	\$9,333,333		

18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION/PRE APPLICATION ARE TRUE AND CORRECT. THE DOCUMENT HAS BEEN DULY AUTHORIZED BY THE GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS AWARDED.

a. Typed Name of Authorized Representative Mike Irwin	b. Title: Commissioner, Alaska Department of Community and Regional Affairs	c. Telephone Number (907) 465-4701
. Signature of Authorized Representative		e. Date Signed

KEY CONTACTS

AUTHORIZED REPRESENTATIVE - This is the individual who has the authority to sign the Application for Federal Assistance (SF-424) and execute the Agreement on behalf of the applicant.

NAME: Mike Irwin

TITLE: Commissioner

Alaska Department of Community & Regional Affairs

TELEPHONE: (907) 465- 4701

PROGRAM/PROJECT MANGER - This is the individual who is responsible for the management of the project for the applicant.

NAME: James C. Sanders

TITLE: Regional Offices Manager

TELEPHONE: (907) 269-4591

FINACIAL REPESENTATIVE - This is the individual who has been assigned responsibility for the maintenance of the accounting and financial management system for the applicant.

NAME: Mary Stovall

TITLE: Administrative Manager

TELEPHONE: (908) 269 - 4512

**STATE OF ALASKA
BRISTOL BAY AND KUSKOKWIM
FISHERIES DISASTER PROJECT NARRATIVE**

The Bristol Bay and Kuskokwim Fisheries Disaster Program consist of four project components designed to address the commercial fishery failure declared in the two regions under the Magnuson-Stevens Fishery Conservation and Management Act. There will be; a community grant program; a loan program to Bristol Bay, Kuskokwim and Chignik permit holders; economic planning grants and fisheries' education, training and research grants.

The Department of Community and Regional Affairs will administer the grants funds through sub-grants with local municipalities, tribal councils and non-profit entities in the regions. Mike Irwin, Commissioner of Community and Regional Affairs, will be the principle investigator and responsible for the program.

Total funding available will be \$9,333,333. This figure is derived from \$7 million in federal funds and a required one-for-three match by the State of Alaska. Alaska's matching share will be \$2,333,333. Twenty percent of the \$9,333,333 is set aside for the individual loan program. Of the remaining allocation, the percentage distribution will be as noted below. (The figures cited beside the heading in each grant category reflect these percentages.)

<u>Kuskokwim</u>	<u>Bristol Bay</u>
Grants 84%	Grants 98%
Fisheries Research 10%	Fisheries Research 2%
Economic Studies 6%	

Allocations between the two regions and their communities are based on the number of individuals holding salmon permits and the residents who fished commercially as crew members. A table with the funding allocation is shown below. It is based on 1997 permit holders and the current available crew license data.

PROGRAM COMPONENT	BRISTOL BAY REGION (58%)	KUSKOKWIM REGION (42%)	TOTAL
Loan Program	1,082,667	784,000	1,866,667
Community Grants	4,137,951	2,568,384	6,706,335
Fisheries Research	84,448	305,760	390,208
Economic Planning		183,456	183,456
DCRA Program Support	108,267	78,400	186,667
TOTAL	5,413,333	3,920,000	9,333,333

The table reflects tentative dollar amounts that would be available in the two regions. The programmatic allocation within the regions is based on input from the Coordinated Response Partnership Teams in Bristol Bay and Kuskokwim.

COMMUNITY GRANT PROGRAM (\$6,706,335)

The State of Alaska will issue grants for projects that are of direct or indirect benefit to the fisheries, that sustain the economic viability of communities, help diversify the economy, or assess the economic or social effects of the commercial fisheries failure. The community grants will provide jobs to fishers, benefiting them as well as communities affected by the disaster.

There are 54 communities eligible for grants in the declared disaster area. (List attached) Populations range from 20 to 800 and average a few hundred people. Only Dillingham and Bethel exceed 2,000 residents. These are remote communities in southwest Alaska, accessible only by airplane to the major population center of Anchorage or to each other. Mail service is limited and dependent on weather. Mail to and from Anchorage may take two weeks to arrive in a village, one of a number of factors that will affect the timetable of this grant program.

Residents are dependent upon commercial fishing for cash income. Subsistence fishing and hunting is a critical part of the overall economy. A delicate balance of commercial and subsistence fishing has maintained these villages since the early 1900's. After the peak of each salmon season, commercial fishers turn to subsistence activities to provide food for the winter. There is limited tourism based on fishing and hunting but almost all of those working in the industry live outside the region. There is increasing interest in local involvement in tourism. Projects related to tourism and diversification of the economy would be acceptable under the program. Tribal and municipal governments maintain and operate basic services such as water and sewer, electric utilities, landfill, shoreline docking and staging areas, and harbor and boatyard facilities. In these remote communities, facilities serve multiple purposes. The community dock, for example, is used by fishers but is also necessary to off-load food, fuel and supply barges. The sports fishing industry, tourists and subsistence boaters use the boat harbor facilities. Projects that maintain or improve infrastructure are necessary to assist the community affected and prevent another failure.

A Community Disaster Grant application will be sent to eligible Bristol Bay and Kuskokwim communities in the declared disaster area. Communities must have residents with crew licenses or permits to be eligible to apply. The Department of Community and Regional Affairs will advise all communities of their maximum funding allocation. A minimum amount of \$5,000 would be available to all eligible communities. The remaining funds will be allocated to each community based on the number of resident crew license and permit holders. Request for proposals will be mailed to city,

tribal, and borough governments and to community and regional non-profit associations. The government or organization within the community or region best suited or able to design, apply for and administer the grant will be determined locally. In each community, a joint resolution must be submitted that identifies the desired recipient/administrator of any community. Grant applicants will submit a project narrative, budget and timeline. Each proposed project must describe how it meets the goals of the Magnuson-Stevens Disaster Act. A community grant may be one or more projects.

Examples of eligible projects include but are not limited to:

*Projects that diversify or strengthen the economy of the community including development, repairs and/or improvement of public facilities such as sanitation and health care facilities, flood and drainage facilities, fuel and gas storage and distribution systems, washeterias, fuel and watering points, fire protection facilities and landfills. Projects such as docks, harbors, bulkheads, ramps and haul-out areas and beach and airport access are acceptable only if they demonstrate the facilities provide support to community development or economic diversification.

*Community improvements that sustain or improve economic viability such as maintenance of basic infrastructure (roads and trails, access to river fronts, water/sewer, solid waste), or projects that promote or diversify the economy (community owned cooperatives, visitor industry services or facilities, for example).

*Studies or surveys that assess the economic or social effects of the commercial fisheries failure.

Administrative costs reimbursed by the grant are limited to 10 percent. There will be 6.3% required cash or in-kind match. The amount of the match requirement will be provided by the Department of Community and Regional Affairs. All other expenditures must be directly related to the project. Wages will be set according to established community wage rates.

Community Grant applications will be submitted to the Department of Community and Regional Affairs. Applications will be reviewed for eligibility, completeness and assurances that proposed projects meet the established criteria under the Act. Department grants are administered on a cost reimbursement system, though limited advance payments may be provided.

Grantees will be required to submit quarterly narrative and financial reports. Financial reports will include expense receipts or invoices and payroll documentation. DCRA staff will be monitoring progress through these reports and may make on-site visits.

Community Grant Timeline:

Week 1	Verify permit and crew license holders and complete funding allocations by region and community
Week 2	Request for Proposal applications mailed to communities
Week 3-7	Technical assistance to communities
Week 4-12	Review and approval of applications
Week 8+	Notification of proposal acceptance
Week 8+	Grant agreements with communities
Week 9+	Community Projects begin

LOAN PROGRAM (\$1,866,667)

Loans will be available to Bristol Bay, Chignik and Kuskokwim permit holders that are in financial crisis due to the commercial fisheries failure. The State Department of Commerce and Economic Development, Division of Investments will administer the program for the Department of Community and Regional Affairs. The Division currently manages a loan program that provides loans to Alaskan residents for the purchase of boats and permits. Division staff would be reassigned to work on the disaster loan program in an effort to expedite these loans to affected fishermen. Applications will be mailed to all permit holders of the affected fisheries.

The loan program is based on need. The loan should be used to pay past or future expenses. An income criteria will be used that assures,

At least 51% of earned family income is derived from commercial fishing in the Bristol Bay, Kuskokwim or Chignik fisheries.

Permit holders will be informed of the criteria.. Collateral will be required. Applicants will have the option of using their Alaskan Permanent Fund Dividend or any other appropriate collateral.

The program will not attach interest, and loans can be paid back over a maximum of four years. Loan payments will become part of a revolving loan fund for use by Bristol Bay, Chignik and Kuskokwim fishers. The total amount available for loans will be allocated between Bristol Bay and Chignik permit holders and Kuskokwim permit holders based on the number of permits and crew licenses in each region.

Loan funds not used in the region will be reprogrammed into approved project activities occurring in that region based on the Coordinated Response Partnership's allocation.

Loan Program Timelines:

Week 1	Loan application mailing completed
Week 10	Loan application submission deadline
Week 3	Checks dispersed as applications approved

ECONOMIC PLANNING (\$183,456)

Funds will be used for an economic development planning grant in the Kuskokwim area. Assistance under this program enhances economic development planning capability, continues economic development planning processes and procedures. Grant funds may be used for preparing an overall community economic development plan(s). Activities may include collecting data, preparing analyses, preparing plans and identifying actions which will implement plans, conducting marketing and feasibility studies, preparing community land use plans, preparing capital improvement plans; or, conducting updates of any of the above. Planning activities do not include engineering, architectural, and design costs related to a specific project activity. The grant period is twelve months. Eligible applicants include municipal or tribal governments and regional non-profit associations. A joint resolution (city and tribal) must be submitted from each participating community that identifies the desired recipient/administrator of the economic planning grant.

A request for proposal will be distributed, reviewed and approved by the Department of Community and Regional Affairs. A project description, budget, staffing description and timeline will be required. Grantees must submit quarterly narrative and financial reports and the final plan document. Financial reports will include expense receipts or invoices and payroll documentation. Department of Community and Regional Affairs staff will monitor progress through these reports.

The Economic Planning Grant is operated on a cost reimbursement system with limited advance payments if necessary.

Economic Planning Grant Timelines:

Week 1	Request for Proposal mailed
Week 6	Grant applications due
Week 6-7	Review of proposals
Week 8	Notification of Award
Week 9-12	Grant agreement developed

FISHERIES EDUCATION, TRAINING AND RESEARCH (\$390,208)

Funds will be used for fisheries education, training and research such as smolt out-migration, salmon escapement counts, and selected resource management issues. Awards will be made on a competitive basis. The grant review committee will consist of representatives of Department of Community and Regional Affairs, the Alaska Department of Fish and Game. Department of Community and Regional Affairs will solicit proposals from the two regions.

Fisheries Research Grants Timelines:

Week 1	Request for Proposal mailed
Week 6	Grant applications due
Week 6-8	Review of proposals
Week 9	Notification of Award
Week 9-12	Grant agreement developed

DCRA PROGRAM SUPPORT (\$186,667)

The DCRA Program Support cost have been held to 2% of the total grant (\$186,667). Of this total, twenty-five percent is State match (\$46,667). These costs are used to cover the additional expense of setting up the loan program, administering a community grant program for 54 communities, and administering three competitive bid contracts. A budget break down of these cost can be found in the Budget Narrative.

BRISTOL BAY / KUSKOKWIM FISHERIES DISASTER PROJECT

BUDGET SECTION

BUDGET INFORMATION - NON CONSTRUCTION PROGRAM

Bristol Bay / Kuskokwim River Drainage Disaster Assistance Program

SECTION A. BUDGET SUMMARY						
Grant Program (a)	Federal Catalog No (b)	Estimated Unobligated Funds ¹		New or Revised Budget		
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	Total (g)
Community Grants	11-477			\$5,029,752	\$1,676,583	\$6,706,335
Fishermen Loan Program	11-477			1,400,000	466,667	1,866,667
Research & Studies	11-477			430,248	143,416	573,664
DCRA Program Costs	11-477			140,000	46,667	186,667
6. TOTALS				\$7,000,000	\$2,333,333	\$9,333,333
SECTION B. BUDGET CATEGORIES						
7. OBJECTIVE CLASS CAT.	Grant Program, Function or Activity					(4) TOTAL
	(1) Federal	(2) State of Alaska	(3)			
a. Personnel	\$ 79,275	\$ 26,425			\$ 105,700	
b. Fringe Benefits	33,975	11,325			45,300	
c. Travel	19,250	6,417			25,667	
d. Equipment	3,750	1,250			5,000	
e. Supplies	700	300			1,000	
f. Contractual	1,833,048	611,283			2,444,331	
g. Construction						
h. Other (Community Grants)	5,029,752	1,676,583			6,706,335	
i. Total Direct						
j. Indirect						
k. TOTALS	\$7,000,000	\$2,333,333			\$9,333,333	
8. Program Income						

SECTION C NON-FEDERAL RESOURCES

Grant Program	(b) Applicant	(c) State	(d) Other Sources		(e) TOTALS
State Cash Match		\$1,875,000			\$1,975,000
State In-Kind Match		46,500			46,500
Community Grants In-Kind			41,833		411,833
TOTALS (Sum of lines 8-11)		\$,1921,500	411,833		\$2,333,333
Federal	Total of 1st Year	1st Quarter	2 nd Quarter	3 rd Quarter	4 th Quarter
Non-Federal					
TOTAL (Sum of lines 13-14)					
FUTURE FUNDING PERIODS (YEARS)					
		(b) First	(c) Second	(d) Third	(e) Fourth
TOTALS (Sum of lines 16-19)					
Direct Charges:		22 Indirect Charges			
Remarks					

BUDGET NARRATIVE

COMMUNITY GRANTS - \$6,706,335

The Community Grant programs will be distributed to each of the communities (53) included in the Governor's July 18th Bristol Bay and Kuskokwim River Drainage Economic Disaster. This following is a budget for this component:

Grant Activity Costs	\$5,613,203
Administrative Costs	670,633
Community In-Kind	<u>422,499</u>
TOTAL	\$6,706,335

Grant Activity Costs - These are the costs of completing the community projects. Such costs can include wages, fringe benefits, materials, transportation, equipment rental, supplies, and contractual expenses.

Administrative Costs - These are the costs that are directly attributable to cost of administering the community projects. Each community will have a 10% maximum administrative costs that can be covered by grant funds (70% federal and 30% state). Administrative costs exceeding 10 will be covered by the community and considered an in-kind contribution.

Community In-kind - Each community will need to identify a minimum of 6.3% in-kind costs. These costs can be identified as grant activity or administrative costs. The aggregate of all community in-kind contributions will be used as a part of the State match to the grant.

CONTRACTUAL COSTS (\$2,444,331)

The contractual costs include the Fisheries loans program, Fisheries Research & Studies and the postage (\$4,000) associated with these programs.

FISHERMEN LOANS - \$1,866,667

The Department of Community & Regional Affairs will have the fishermen loan program administered by the Alaska Department of Commerce & Economic Development, Division of Investments. The entire \$1,860,000 will be made available for loans to Bristol Bay and Kuskokwim River Fishing Permit holders. Administrative costs for this program activity are accounted for in the DCRA Program Support Activity budget.

FISHERIES RESEARCH & STUDIES - \$573,664

These funds will be used for research and studies in the Bristol Bay and Kuskokwim regions. These funds will be expended in 3 separate competitive bid contracts:

Kuskokwim

Fisheries Research	\$305,760
Economic Studies	183,456

Bristol Bay

Fisheries Research/Education	<u>\$84,448</u>
TOTAL	\$573,664

DCRA PROGRAM SUPPORT (186,667)

This costs are associated with general State administration of the grant program activities.

DCRA Staff Program Support

	%	Total Salary	project Salary	total Fringe	Project Fringe	Project Total
Local Government Specialist V (Anch)	55%	67.5	37.1	19.9	10.9	48.1
Local Government Specialist IV (Anch)	20%	57.0	11.4	17.8	3.6	15.0
Local Government Specialist III (Dill)	40%	62.8	25.1	19.0	7.6	32.7
Local Government Specialist III (Beth)	25%	51.2	12.8	15.1	3.8	16.6
Local Government Specialist II (Beth)	30%	46.5	14.0	15.5	4.7	18.6
Local Government Specialist III (Anch)	10%	47.4	4.7	15.7	1.6	6.3
Administrative Manager I (Anch)	12%	39.3	4.7	13.9	1.7	6.4
Secretary I (Anch)	15%	32.7	4.9	12.5	1.9	6.8
Grand Total			114.8		35.6	150.4

FRINGE BENEFITS EXPLANATION

The following is a break down of the State fringe benefits.

- SBS (Supplemental Benefits System - replaces Social Security .0613 (6.13% of salary)
- PERS (Public Employee Retirement System) .1408
- Term leave Cash In .0216
- Workman's Compensation .0055

Legal and Health costs are actually entered into each employee's record, based on their Bargaining Unit, as follows.

- XE (exempt) employees do not pay Legal; GG (General Government) and SU (Supervisory Unit) pay \$8.50/month (the formula is currently calculating at \$8.00 per month)
- GG employees pay Health at \$425.04/month; SU and XE pay \$420.34/month (the formula is actually calculating \$425.22/month for all bargaining units)

Here are the other "formulas" and conditions that are calculated from the Employee Entry layout

- XE employees do not pay Unemployment Insurance; GG and SU pay .0075 (0.75% of salary)
- If hired on or before 4/1/86, pay no medicare; all others pay .0145 (1.45%)
- SRS Max out is \$61,200/year. Employer SBS % is not paid on salaries over \$5,100 per month.
- Cost of living differences are in place for different regions of the State. Anchorage and Juneau are the base rate.

Travel

Department of Community & Regional Affairs

Project Manager	
Bethel (Kuskokwim) Trips- 8 Trips @ \$995/Trip	\$7,960
Plane Ticket - \$450	
Per Diem - \$158/Day (Average Trip - 2.5 Days)	
Taxi Fares - \$20/Day	
Dillingham (Bristol Bay) Trips - 5 Trips @ \$770/Trip	\$3,850
Plane Ticket - \$400	
Per Diem - \$138/Day (Average Trip - 2.5 Days)	
Taxi Fares - \$10/Day	
Bethel Office Staff (LGS) & Project Manager	
Kuskokwim Village Travel - 20 Trips @ \$150/Day	\$3,000
Plane Tickets - \$150 (Average Cost)	
Dillingham Office Staff (LGS) & Project Manager	
Bristol Bay Village Travel - 15 Trips @ \$200/Day	\$3,000
Plane Tickets - \$150 (Average Cost)	
Per Diem - \$50/Day	
Project Manager - 1 Juneau Trip	\$1,000
Plane Ticket - \$450	
Per Diem - \$150/Day (2.5 days)	
Car Rental - \$175 (2.5 days)	
Bethel & Dillingham Staff Trips to Juneau for Program Orientation & Assessment	
Bethel - 2 Staff members x 1 trip each @ \$825/Trip	\$1,650
Plane Ticket - \$450	
Per Diem - \$150 (2.5 days)	
Dillingham - 1 Staff x 2 trips @ \$775/Trip	\$1,510
Plane Ticket - \$400	
PerDiem - \$150 (2.5 days)	
Division of Investment Staff	
Bethel - 2 trips @ \$995/ Trip	\$1,910
Dillingham - 2 trips @ \$770/Trip & some village Travel	<u>\$1,787</u>
TOTAL	\$25,667

EQUIPMENT \$5.000

A portable computer will be purchased for the Bethel office staff. The cost for the computer and associated software is \$4,200.

The Dillingham regional office will use the remainder of the equipment funds to upgrade the computer capacity.

SUPPLIES \$1.000

These funds will be used for general office supplies for the Anchorage, Bethel and Dillingham offices. These funds will be used to cover the cost of paper, pens, flip charts, markers, and other necessary supplies.

(1) shall provide for the complete of parcels under this section not late of the submittal of the plan

(1) Subject to paragraphs (2) y or transfer parcels of land in ac- fied in the agreement submitted to

located under the agreement that r transfer in accordance with the e reason of its requirements to meet is Department, the Secretary shall the case may be, when the parcel

located under the agreement that transfer in accordance with such ents for environmental restoration l convey or transfer the parcel, as tion of the environmental restora- s with respect to the parcel.

as that environmental restoration e be expected to be completed with e 10-year period beginning on the e Secretary shall not convey or m.

TRANSFERRED LAND.—The parcels of er this section shall be used for l preservation purposes, economic nity self-sufficiency purposes.

CONVEYANCES AND TRANSFERS.—(1) The asfers under this section is to ful- uates with respect to Los Alamos under sections 91 and 94 of the 366 (42 U.S.C. 2391, 2394).

is conveyance or transfer of the yance or transfer under this see further payments with respect to under section 91 or section 94 of of 1956.

PROVISION.—In the event of the or- uthorization Act for Fiscal Year he President of the conference re- 9) of the 105th Congress, section

ences beginning March 1, 1997 this Act, the Secretary of Agri- fracts proceeds earned from the e established in the Agricultural k indemnity program for losses e Presidential or Secretarial dec- ument of Public Law 105-18 : manner similar to catastrophic commodities under 7 U.S.C. stering a program described in

the preceding sentence, the Secretary shall, to the extent practicable, utilize gross income and payment limitations conditions established for the Disaster Reserve Assistance Program for the 1996 crop year: Provided further, That the entire amount shall be available only to the extent an official budget request, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress: Provided further, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

Sec. 634. During fiscal year 1993, from funds available to the Department of Defense, up to \$800,000 is available to the Department of Defense to compensate persons who have suffered documented commercial loss of cranberry crops in 1987 in the Mashpee or Falmouth bays, located on the Quashnet and Coanacoctet Rivers, respectively, as a result of the presence of alkylene dibromide (EDB) in or on cranberries from either of the plumes of EDB-contaminated groundwater known as "FS-28" and "FS-1" adjacent to the Massachusetts Military Reservation, Cape Cod, Massachusetts.

TITLE VII—RESCISSIONS
DEPARTMENT OF JUSTICE
GENERAL ADMINISTRATION
WORKING CAPITAL FUND
(RESCISSION)

Of the unobligated balances available under this heading on September 30, 1997, \$100,000,000 are rescinded.

TITLE VIII—EMERGENCY SUPPLEMENTAL APPROPRIATIONS

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION
OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for "Operations, Research, and Facilities", for emergency expenses to provide disaster assistance pursuant to section 312(a) of the Magnuson-Stevens Fishery Conservation and Management Act for the Bristol Bay and Kuskokwim areas of Alaska, \$7,000,000 to remain available until expended: Provided, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(v) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That the entire amount shall be available only to the extent that the Secretary of Commerce transmits a determination that there is a commercial fishery failure.

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To Sanders	From Frier
Co.	Co.
Dept.	Phone #
Fax # 269-	Fax # 465-4764

16 U.S.C. 1861-1861a
M.S. Act §§ 311-312

104-297

(2) ENFORCEMENT IN THE PACIFIC INSULAR AREAS.—The Secretary, in consultation with the Governors of the Pacific Insular Areas and the Western Pacific Council, shall to the extent practicable support cooperative enforcement agreements between Federal and Pacific Insular Area authorities.

99-659, 104-297

(b) DEFINITIONS.—For purposes of this section—

(1) The term "provisions of this Act" includes (A) any regulation or permit issued pursuant to this Act, and (B) any provision of, or regulation issued pursuant to, any international fishery agreement under which foreign fishing is authorized by section 201(b) or (c), or section 204(d), with respect to fishing subject to the exclusive fishery management authority of the United States.

(2) The term "violation of any provision of this Act" includes (A) the commission of any act prohibited by section 507, and (B) the violation of any regulation, permit, or agreement referred to in paragraph (1).

104-297

SEC. 312. TRANSITION TO SUSTAINABLE FISHERIES¹

16 U.S.C. 1861a



(a) FISHERIES DISASTER RELIEF.—

(1) At the discretion of the Secretary or at the request of the Governor of an affected State or a fishing community, the Secretary shall determine whether there is a commercial fishery failure due to a fishery resources disaster as a result of—

- (A) natural causes;
- (B) man-made causes beyond the control of fishery managers to mitigate through conservation and management measures; or
- (C) undetermined causes.

¹ Section 115(e) of Public Law 104-297 "amends" § 311(f) of the Magnuson-Stevens Act by: (1) inserting "201(b) or (c), or section 204(d)," and (2) striking "201(b), (c)". Since § 311 does not include a subsection (1), the editors assume Congress intended to revise subsection (b). Since the words "201(b), (c)," do not appear in § 311(b), the editors assume Congress intended to strike the words "201(b) or (c)."

² Sections 116, 203, 204, 205, and 206 of Public Law 104-297 "amend" sections of the Magnuson-Stevens Act that do not exist (specifically, sections 312, 402, 403, 404, and 405). The editors assume Congress intended to "add" new sections.

16 U.S.C. 1861a
M-S Act § 312

(2) Upon the determination under paragraph (1) that there is a commercial fishery failure, the Secretary is authorized to make sums available to be used by the affected State, fishing community, or by the Secretary in cooperation with the affected State or fishing community for assessing the economic and social effects of the commercial fishery failure, or any activity that the Secretary determines is appropriate to restore the fishery or prevent a similar failure in the future and to assist a fishing community affected by such failure. Before making funds available for an activity authorized under this section, the Secretary shall make a determination that such activity will not expand the size or scope of the commercial fishery failure in that fishery or into other fisheries or other geographic regions.

(3) The Federal share of the cost of any activity carried out under the authority of this subsection shall not exceed 75 percent of the cost of that activity.

(4) There are authorized to be appropriated to the Secretary such sums as are necessary for each of the fiscal years 1996, 1997, 1998, and 1999.

(b) FISHING CAPACITY REDUCTION PROGRAM--

(1) The Secretary, at the request of the appropriate Council for fisheries under the authority of such Council, or the Governor of a State for fisheries under State authority, may conduct a fishing capacity reduction program (referred to in this section as the "program") in a fishery if the Secretary determines that the program--

(A) is necessary to prevent or end overfishing, rebuild stocks of fish, or achieve measurable and significant improvements in the conservation and management of the fishery;

(B) is consistent with the Federal or State fishery management plan or program in effect for such fishery, as appropriate, and that the fishery management plan--

(i) will prevent the replacement of fishing capacity removed by the program through a moratorium on new entrants, restrictions on vessel upgrades, and other effort control measures, taking into account the full potential fishing capacity of the fleet; and

(ii) establishes a specified or target total allowable catch or other measures that trigger closure of the fishery or adjustments to reduce catch; and

(C) is cost-effective and capable of repaying any debt obligation incurred under section 1111 of title XI of the Merchant Marine Act, 1936.

Ted Stevens

United States Senator For Alaska



Contact: Press Office
(907) 584-3208

November 10, 1997
FOR IMMEDIATE RELEASE

MEDIA ADVISORY

SENATE APPROVES OMNIBUS FUNDING BILL WHICH CONTAINS BRISTOL BAY/KUSKOKWIM AREA DISASTER AID; MEASURE NOW GOES TO HOUSE OF REPRESENTATIVES

In a rare Sunday session, the Senate yesterday evening approved an omnibus spending bill which contains \$7 million in disaster aid for the Bristol Bay/Kuskokwim areas affected by this summer's massive fishery failure.

The omnibus bill, which includes appropriations for the Departments of Commerce, Justice and State, the District of Columbia and Foreign Operations, was sent to the House of Representatives. The measure will not be considered before Wednesday, the next scheduled meeting of the House.

The Commerce Department's declaration of a fishery resource disaster in the Bristol Bay and Kuskokwim River drainage opened the way for the disaster aid funding to be included in the Commerce-Justice State appropriations bill, under a provision, Sec.312, authored by Senator Stevens in the Magnuson-Stevens Act last year. The provision allows for disbursement of funds to assist communities impacted by a fishery failure which occurs because of natural or undetermined causes. At Stevens' suggestion, the Governor requested assistance of the Commerce Department under Sec.312.

If the House makes changes in the omnibus bill, it will have to go back to the Senate for reconsideration.

Alaska Offices: Anchorage: 271-8618 Fairbanks: 486-0891 Juneau: 686-3466
Kenai: 283-8808 Ketchikan: 285-0800

CITY OF EGEGIK

P.O. Box 189
Egegik, AK., 99579
Ph.: (907) 233-2400
Fax: (907) 233-2231

14 April, 1998

Senator Rick Halford
Chairman, Senate Resources Committee
Room 124
State Capitol
Juneau, Alaska, 99801-2197

Dear Senator Halford:

The City of Egegik and the Native Village of Egegik hereby request that the Senate Resources Committee, on 15 April, 1998, act favorably on HB 370, in order that the Legislature's passage of this appropriations bill be expedited for the providing of meaningful work and income for the fishing people in the Bristol Bay and Yukon-Kuskokwim Communities, nearly all of whom have suffered financially from last year's disastrous commercial fishery season. As you are aware, Legislative approval of HB 370 is required so that \$1,875,000 in State funds can be made available as matching funds for the \$7,000,000 in federal funds already allocated under the Magnuson-Stevens Fisheries Conservation and Management Act, in accordance with the Department of Commerce-NOAA's approval of the Bristol Bay and Kuskokwim Fisheries Disaster Program.

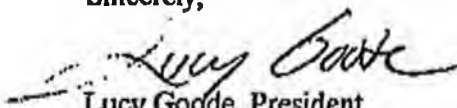
Senator, the people of Egegik and the entire Bristol Bay Region, particularly through meetings with NOAA Staff, have chosen that the Fisheries Disaster funds, allocated for our area, be awarded through the mechanism of approved Community Grant Program (CGP) projects. The Community of Egegik is scheduled to receive, contingent on HB 370 being approved, \$107,635.00 in CGP funds. The City of Egegik and the Native Village of Egegik plan to use these funds later this summer for meaningful, labor intensive projects which will provide immediate jobs and income for local resident fishermen during the project construction period. Additionally, these same projects, over the long term, will benefit both local and visiting fishermen: a) by providing improvements to the City of Egegik's Public Dock -- used by subsistence fishermen, plus the commercial fishery and nascent sports-fishery industry here -- and b) by developing a dock staging area to be used by all the above fishery user groups, as well as the entire Egegik Community, on land owned by the Native Village of Egegik.

It is our understanding that a few commercial fishermen from urban areas of our State are opposed to the concept of the Community Grant Program, insofar as they feel and have

articulated these feelings to you and your Committee Members, that such a program merely is advantageous to local, rural bureaucracies rather than the fishermen themselves. Certainly, we can respect the sincerity of these sentiments being expressed by these few urban fishermen; indeed, the Representatives from the Department of Commerce-NOAA seemed to have held the same opinions prior to their actually having visited here and having listened to how permanent Bristol Bay and Yukon-Kuskokwim area residents actually viewed the situation. Nevertheless, it is our conviction and the convictions of the people in the Egegik Community who have elected us, that the economic and financial hurt that fishermen here suffered from last year's poor commercial fishery season, best can be remedied through these same Community Grant Program projects. Here, where there is little private industry, it is the City and the Tribe who, in poor commercial fishery seasons, must provide the financial and material resources which in urban areas of our State can be supplied through private, non-seasonal employment. Moreover, since the commercial fishery harvest forecast for the Egegik District this coming summer hardly is encouraging, it is even more important that the labor intensive jobs which these Program projects will provide, be implemented not only to relieve the suffering resulting from last summer's poor fishery harvest; but also, to augment and supplement the meager income which may result from this summer's commercial fishery season.

Accordingly, we ask that your Senate Resources Committee act favorably on HB-30, in order that this appropriations bill may move forward and be passed as quickly as possible by the Legislature. In this manner, the Community of Egegik and other Communities both in the Bristol Bay and Yukon-Kuskokwim regions, finally will benefit from the fishery disaster funds of which our People have been in need for the past eight months.

Sincerely,



Lucy Goode, President
Native Village of Egegik



Richard Deigh, Mayor
City of Egegik